

**Fifty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2003**

SENATE BILL NO. 2004
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the state auditor; and to amend and reenact subsection 4 of section 54-10-01 of the North Dakota Century Code, relating to the powers and duties of the state auditor.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the state auditor for the purpose of defraying the expenses of the state auditor, for the biennium beginning July 1, 2003, and ending June 30, 2005, as follows:

| | |
|----------------------------------|------------------|
| Salaries and wages | \$5,981,437 |
| Operating expenses | <u>717,771</u> |
| Total all funds | \$6,699,208 |
| Less estimated income | <u>2,117,976</u> |
| Total general fund appropriation | \$4,581,232 |

SECTION 2. APPROPRIATION. Section 1 of this Act includes an appropriation of up to \$1,264,865 in funds generated by the state auditor from political subdivision audit service fees for the period beginning July 1, 2003, and ending June 30, 2005. Any amount in excess of \$1,264,865 must be deposited in the state auditor operating account and made available for appropriation after June 30, 2005.

SECTION 3. AMENDMENT. Subsection 4 of section 54-10-01 of the North Dakota Century Code is amended and reenacted as follows:

4. Perform or provide for performance audits of state agencies as determined necessary by the state auditor or the legislative audit and fiscal review committee. A performance audit must be done in accordance with generally accepted auditing standards applicable to performance audits. The state auditor may not hire a consultant to assist with conducting a performance audit of a state agency without the prior approval of the legislative audit and fiscal review committee. The state auditor shall notify an agency of the need for a consultant before requesting approval by the legislative audit and fiscal review committee. The agency that is audited shall pay for the cost of any consultant approved.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2004.

Senate Vote: Yeas 42 Nays 0 Absent 5

House Vote: Yeas 63 Nays 28 Absent 3

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2003.

Approved at _____ M. on _____, 2003.

Governor

Filed in this office this _____ day of _____, 2003,
at _____ o'clock _____ M.

Secretary of State