

**Hall of the House of Representatives**  
84th General Assembly - Regular Session, 2003  
**Amendment Form**

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**Subtitle of Senate Bill No. 751**  
"TO AMEND THE CODE RELATING TO THE LEGISLATIVE JOINT AUDITING  
COMMITTEE AND THE DIVISION OF LEGISLATIVE AUDIT."  
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**Amendment No. 2 to Senate Bill No. 751.**

Amend Senate Bill No. 751 as engrossed, S3/20/03:

Page 2, lines 10 and 11, delete "~~executive branch of state government, of~~" and substitute "executive branch of state government, of"

AND

Page 2, lines 22 and 23, delete "any entity receiving, disbursing, or handling public grants or funds, or"

AND

Page 2, line 31, delete "and"

AND

Page 2, delete line 32 and substitute the following:  
    "(4) "Non-affiliate" means any entity receiving, disbursing, or handling public grants or funds; and  
    (5) "Political subdivisions of the state" means any county,"

AND

Page 3, line 22, delete "(a)" and substitute "(a)(1)"

AND

Page 3, line 25, delete "state, or affiliate thereof" and substitute "state"

AND

Page 3, delete line 27 and substitute the following:  
"constitutional duties."  
    (2) In addition, the Legislative Joint Auditing Committee has



the authority to audit the books and records of affiliates and to audit transactions relating to public funds received, handled, or disbursed by non-affiliates."

AND

Page 4, line 14, delete "(2)" and substitute "(2)(A)"

AND

Page 4, delete line 18 and substitute the following:

"irrespective by whom holds the records or where the records are located.

(B) In addition, the Legislative Joint Auditing Committee has the authority to audit transactions relating to public funds received, handled, or disbursed by non-affiliates."

AND

Page 7, line 29, delete "(b)" and substitute "(b)(1)"

AND

Page 7, delete line 35 and substitute the following:

"the state, or affiliates thereof.

(2) In addition, the Legislative Auditor has the authority to audit transactions relating to public funds received, handled, or disbursed by non-affiliates."

AND

Page 8, delete lines 11 and 12 and substitute the following:

"(1) "Affiliate" means any nonprofit or other entity whose"

AND

Page 8, line 20, delete "and"

AND

Page 8, delete line 21 and substitute the following:

"(4) "Non-affiliate" means any entity receiving, disbursing, or handling public grants or funds; and

(5) "Political subdivision of the state" means any county,"

AND

Page 9, line 27, delete "(1)(A)" and substitute "(1)(A)(i)"

AND

Page 9, delete line 32 and substitute the following:

~~"person hereafter designated;.~~

(ii) In addition, the Legislative Auditor has the

authority to audit transactions relating to public funds received, handled, or disbursed by non-affiliates."

AND

Page 11, line 20, delete "(c)(1)" and substitute "(c)(1)(A)"

AND

Page 11, delete line 24 and substitute the following:

"the state, or any affiliate thereof.

(B) In addition, the Legislative Auditor shall have access at all times to any books, accounts, reports, confidential or otherwise, vouchers, or other records of information of a non-affiliate necessary to audit transactions relating to public funds received, handled, or disbursed by the affiliate."

AND

Page 12, line 11, delete "may"

AND

Page 20, line 13, delete "(a)(1)" and substitute "(a)(1)(A)"

AND

Page 20, delete line 17 and substitute the following:

"subdivision of the state or affiliates thereof.

(B) In addition, the Legislative Auditor has the authority to audit the books and records of affiliates and to audit transactions relating to public funds received, handled, or disbursed by non-affiliates."

AND

Page 20, delete lines 26 and 27 and substitute the following:

"(1) "Affiliate" means any nonprofit or other entity whose"

AND

Page 20, line 35, delete "and"

AND

Page 20, delete line 36 and substitute the following:

"(4) "Non-affiliate" means any entity receiving, disbursing, or handling public grants or funds; and

(5) "Political subdivision of the state" means any county,"

AND

Page 28, delete line 1 and substitute the following:

“regularly scheduled meeting.

SECTION 35. Affiliates of institutions of higher education.

(a) Except as noted in this section, a non-profit corporation or other entity which is organized and exists for purposes described in Section 501(c)(3) of the Internal Revenue Code and which is an affiliate of a public institution of higher education, and any director, official, officer, or employee thereof or donor thereto, shall not be subject to the provisions of this act.

(b) The affiliate shall furnish the public institution of higher education which it supports a copy of its annual audit prepared by a private independent certified public accountant or private independent public accountant.

(c) Each public institution of higher education supported by an affiliate or affiliates shall file a copy of the annual audit of the affiliate or affiliates with the Legislative Auditor within thirty (30) days following receipt of the audit.

(d)(1) If requested by the Legislative Auditor, the institution shall obtain from a supporting affiliate copies of specified accounts and records of the affiliate.

(2) If determined necessary by the Legislative Auditor, the institution shall provide access to original accounts and records of the affiliate.

(e)(1) All records, documents, correspondence, or other data that would infringe upon the rights or privacy or confidentiality of donors are exempt from public disclosure.

(2) Any working papers or other data relating to donor information examined by the Legislative Auditor are confidential and shall not be released.”

The Amendment was read \_\_\_\_\_

By: Representative Roebuck  
LDH/JMB - 040420030805  
JMB566

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Chief Clerk