

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 561

FINAL READING

Introduced by Geist, 25.

Read first time January 22, 2019

Committee: Executive Board

1 A BILL FOR AN ACT relating to the Legislative Performance Audit Act; to
2 amend sections 50-1204 and 50-1205.01, Revised Statutes Cumulative
3 Supplement, 2018; to adopt updated audit standards; and to repeal
4 the original sections.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 50-1204, Revised Statutes Cumulative Supplement,
2 2018, is amended to read:

3 50-1204 (1) The Legislative Performance Audit Committee is hereby
4 established as a special legislative committee to exercise the authority
5 and perform the duties provided for in the Legislative Performance Audit
6 Act. The committee shall be composed of the Speaker of the Legislature,
7 the chairperson of the Executive Board of the Legislative Council, the
8 chairperson of the Appropriations Committee of the Legislature, and four
9 other members of the Legislature to be chosen by the Executive Board of
10 the Legislative Council. The executive board shall ensure that the
11 Legislative Performance Audit Committee includes adequate geographic
12 representation. The chairperson and vice-chairperson of the Legislative
13 Performance Audit Committee shall be elected by majority vote. For
14 purposes of tax incentive performance audits authorized in section
15 50-1209, the committee shall include as nonvoting members the chairperson
16 of the Revenue Committee of the Legislature or his or her designee and
17 one other member of the Revenue Committee, as selected by the Revenue
18 Committee. The Legislative Performance Audit Committee shall be subject
19 to all rules prescribed by the Legislature. The committee shall be
20 reconstituted at the beginning of each Legislature and shall meet as
21 needed.

22 (2) The Legislative Auditor shall ensure that performance audit work
23 conducted by the office conforms with performance audit standards
24 contained in the Government Auditing Standards (2018 ~~2011~~ Revision) as
25 required in section 50-1205.01. The office shall be composed of the
26 Legislative Auditor and other employees of the Legislature employed to
27 conduct performance audits. The office shall be the custodian of all
28 records generated by the committee or office except as provided by
29 section 50-1213, subsection (11) of section 77-2711, or subdivision (10)
30 (a) of section 77-27,119. The office shall inform the Legislative Fiscal
31 Analyst of its activities and consult with him or her as needed. The

1 office shall operate under the general direction of the committee.

2 Sec. 2. Section 50-1205.01, Revised Statutes Cumulative Supplement,
3 2018, is amended to read:

4 50-1205.01 (1) Except as provided in subsections (2) and (3) of this
5 section, performance audits done under the terms of the Legislative
6 Performance Audit Act shall be conducted in accordance with the generally
7 accepted government auditing standards for performance audits contained
8 in the Government Auditing Standards (2018 ~~2011~~ Revision), published by
9 the Comptroller General of the United States, Government Accountability
10 Office.

11 (2) Standards requiring continuing education for employees of the
12 office shall be met as practicable based on the availability of training
13 funds.

14 (3) The frequency of the required external quality control review
15 shall be determined by the committee.

16 (4) At the beginning of each biennial legislative session, the
17 Legislative Auditor shall create a plan for meeting such standards and
18 provide the plan to the chairperson of the Legislative Performance Audit
19 Committee.

20 Sec. 3. Original sections 50-1204 and 50-1205.01, Revised Statutes
21 Cumulative Supplement, 2018, are repealed.