

REASON TO BELIEVE THAT COSTS HAVE BEEN INAPPROPRIATELY ASSIGNED TO THE COST-TYPE CONTRACT FROM A FIXED-PRICE CONTRACT; AND

(3) A CONTRACTOR OR SUBCONTRACTOR UNDER A PROCUREMENT CONTRACT THAT:

(I) WAS AWARDED BY A METHOD OTHER THAN COMPETITIVE SEALED BIDS; AND

(II) IS NOT A FIRM FIXED-PRICE PROCUREMENT CONTRACT.

(B) UNITS AUTHORIZED TO CONDUCT AUDITS.

AN AUDIT UNDER THIS SECTION MAY BE CONDUCTED BY:

(1) THE DEPARTMENT OF FISCAL SERVICES;

(2) A UNIT ENGAGED IN PROCUREMENT; OR

(3) AS AUTHORIZED BY LAW, ANY OTHER UNIT.

(C) REQUIRED PERIOD OF RETENTION.

A PERSON SUBJECT TO AN AUDIT UNDER SUBSECTION (A) OF THIS SECTION SHALL KEEP BOOKS, ACCOUNTS, AND RECORDS FOR:

(1) AT LEAST 3 YEARS AFTER THE DAY ON WHICH THE PERSON RECEIVES FINAL PAYMENT UNDER A PROCUREMENT CONTRACT OR A SUBCONTRACT; OR

(2) IF LONGER, THE PERIOD REQUIRED UNDER THE PROCUREMENT CONTRACT.

REVISOR'S NOTE: This section is new language derived without substantive change from former SF § 11-130(b).

In the introductory language of subsection (b) of this section, the former words "[i]n addition to any authority otherwise provided by law" are deleted as unnecessary, since any authority granted by law is "in addition to" authority otherwise provided, absent an express statement to the contrary.

Defined terms: "Person" § 11-101

"Procurement" § 11-101

"Procurement contract" § 11-101 "Unit" § 11-101

15-110. REPORTS.

(A) REPORTS BY PRIMARY PROCUREMENT UNITS -- REQUIRED.