

wish to consider clarifying these provisions.

Defined term: "Corporation" § 11-101

11-408. AUDITS BY LEGISLATIVE AUDITOR.

(A) AUTHORIZED.

(1) THE AUDIT AUTHORIZED BY THIS SECTION IS IN ADDITION TO THE ANNUAL AUDIT REQUIRED BY § 11-407 OF THIS SUBTITLE.

(2) FOR ANY FISCAL YEAR DURING WHICH STATE FUNDS ARE AVAILABLE TO FINANCE ANY PORTION OF THE OPERATIONS OF THE CORPORATION, THE LEGISLATIVE AUDITOR MAY AUDIT THE FINANCIAL TRANSACTIONS OF THE CORPORATION.

(B) PROCEDURES.

(1) AN AUDIT UNDER THIS SECTION SHALL BE CONDUCTED WHERE THE ACCOUNTS OF THE CORPORATION ARE NORMALLY KEPT.

(2) IF OWNED OR IN USE BY THE CORPORATION AND NECESSARY TO FACILITATE THE AUDIT, THE CORPORATION SHALL MAKE AVAILABLE TO THE LEGISLATIVE AUDITOR ALL:

- (I) BOOKS;
- (II) ACCOUNTS;
- (III) FINANCIAL RECORDS;
- (IV) REPORTS;
- (V) FILES; AND
- (VI) OTHER PAPERS OR PROPERTY.

(3) FULL FACILITIES FOR VERIFYING TRANSACTIONS WITH THE BALANCES AND SECURITIES HELD BY DEPOSITORIES, FISCAL AGENTS, AND CUSTODIANS SHALL BE AVAILABLE TO THE LEGISLATIVE AUDITOR.

(4) UNLESS THE LEGISLATIVE AUDITOR REQUIRES A LONGER PERIOD OF RETENTION, THE ITEMS LISTED IN PARAGRAPH (2) OF THIS SUBSECTION SHALL REMAIN IN THE POSSESSION AND CUSTODY OF THE CORPORATION FOR 3 YEARS.

(C) REPORT.

THE LEGISLATIVE AUDIT SHALL BE SUBMITTED TO THE GENERAL ASSEMBLY AND THE GOVERNOR, WITH ANY RECOMMENDATIONS THE LEGISLATIVE AUDITOR CONSIDERS ADVISABLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 10, § 45K(b).