

MAINE STATE LEGISLATURE

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New Draft of H. P. 1888, L. D. 2398

FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2538

H. P. 1996

House of Representatives, February 27, 1974

Reported by Mr. Stillings from the Committee on State Government and printed under Joint Rules No. 18.

E. LOUISE LINCOLN, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT Relating to Standards for Selection of State
Auditor and Duties of the Office.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 5, § 241, amended. The 2nd sentence of section 241 of Title 5 of the Revised Statutes is repealed and the following enacted in place thereof:

He shall be a certified public accountant or a college graduate with not less than 6 years of experience as a professional accountant or auditor, including not less than 5 years of auditing experience, of which not less than 4 years shall have been in a supervisory capacity.

Sec. 2. Effective date. Section 1 of this Act shall become effective January 1, 1977.

Sec. 3. R. S., T. 5, § 242-B, additional. Title 5 of the Revised Statutes is amended by adding a new section 242-B to read as follows:

§ 242-B. Program Review and Evaluation Division

1. **Establishment.** The State Auditor is authorized to create a Program Review and Evaluation Division within the Department of Audit. He shall appoint a director of that division to serve at his pleasure. The director shall be chosen without reference to party affiliation and solely on the ground of fitness to perform the duties of his office and shall have had not less than 2 years of experience as a professional accountant or auditor.

The director may employ, with the approval of the State Auditor and subject to the Personnel Law, such employees as may be necessary to carry out the duties of the division. The director shall have available in the division employees who are expert in analyzing and conducting cost benefit studies of government programs.

2. Purpose. It shall be the purpose of the Program Review and Evaluation Division to examine State Government Programs and their administration to ascertain whether such programs are effective, continue to serve their intended purpose, are conducted in an effective and efficient manner, or require modification or elimination, and generally to assist the Legislature in providing greater control over receipt, disbursement and application of public funds.

3. Assistance to the Legislature. The State Auditor, through the Program Review and Evaluation Division, shall review and analyze the results of government programs and activities carried on under existing law, including the making of cost benefit studies, when ordered by either House of the Legislature, or upon his own initiative, or when requested by the Legislative Council or by any committee of the House of Representatives or the Senate, or any joint committee of the 2 Houses, having jurisdiction over such programs and activities.

Upon request of any committee of either House or any joint committee of the 2 Houses, or the Legislative Council, the State Auditor through the Program Review and Evaluation Division, shall assist such committee or joint committee, or the staff of such committee or joint committee or the Legislative Council in:

- A. Analyzing cost benefit studies furnished by any stata agency to such committee or joint committee or the Legislative Council; or
- B. Conducting cost benefit studies of programs under the jurisdiction of such committee or joint committee or the Legislative Council.

Sec. 4. Appropriation. There is appropriated from the General Fund to the Department of Audit for the purpose of establishing a Program Review and Evaluation Division, the sum of \$68,000 for the fiscal year 1974-75. The breakdown shall be as follows:

1974-75

AUDIT, DEPARTMENT OF

Program Review and Evaluation Division	
Personal Services	(4) \$60,000
All Other	6,000
Capital Expenditures	2,000
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	\$68,000