

TITLE 1: GOVERNMENT
DIVISION 2: EXECUTIVE BRANCH

§ 2303. Public Auditor: Duties.

(a) Not later than June 30 of each year, the Public Auditor shall transmit to the Governor and to the presiding officer of each house of the legislature the annual report for the previous fiscal year required by N.M.I. Const. art. III, § 12. The report shall consist of a financial audit of the General Fund, each trust fund, each other fund of any agency whether or not appropriated, each contract to which any agency is a party, and each grant made or received by any agency. The audit shall cover the receipt, possession, and disbursement of public funds including all liabilities, receivables, and accruals of any agency, all taxes, fees, receipts, and other revenues of any agency, all other financial transactions involving any agency, and any financial statement issued or prepared by any agency. Personal service contracts and prime contracts with employees of any agency shall be audited as part of the regular operations and activities of the agency.

(b) The Public Auditor shall from time to time make such other audits of Commonwealth agencies, activities, contracts, or grants as are possible within the budget provided to the Public Auditor and as the Public Auditor deems to be in the public interest and consistent with this chapter and with the Auditing Act, 1 CMC § 7811 et seq.

(c) Upon request of a Commonwealth agency the Public Auditor shall provide an opinion as to whether or not certain practices are in accord with generally accepted accounting principles.

(d) The Public Auditor shall promulgate procurement regulations substantially similar to Commonwealth procurement regulations and shall administer its own procurement function.

Source: PL 3-91, § 202; subsection (d) added by PL 12-65, § 3 (g).

Commission Comment: With respect to PL 12-65, see the comment to 1 CMC § 2305.