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STATE AND LOCAL GOVERNMENT

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**STATE OF MAINE
SENATE
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 46, L.D. 104, Bill, “An Act Regarding Audits of State Agency Expenditures To Recover Overpayments and Lost Discounts”

Amend the bill in section 1 in §1622 in subsection 1 by striking out all of paragraph A (page 1, lines 16 to 23 in L.D.) and inserting the following:

'A. "Overpayment" means a payment made to a vendor:

- (1) In duplicate for a single invoice;
- (2) In the amount of a discount available from the vendor that was not applied;
- (3) For a late payment penalty that was improperly applied by the vendor;
- (4) For shipping costs that were computed incorrectly or incorrectly included in an invoice;
- (5) For any commodities billed at an amount higher than negotiated in a contract or master agreement;
- (6) For a state tax imposed pursuant to Title 36; or
- (7) For a good or service the vendor did not provide.'

Amend the bill in section 1 in §1622 in subsection 2 by striking out all of the first paragraph (page 1, lines 26 to 35 in L.D.) and inserting the following:

2. Recovery audits for certain overpayments. In addition to the audit authorized pursuant to section 1621, at least once every 10 years the State Controller shall contract with one or more consultants to conduct recovery audits of payments made by state agencies to vendors. The audits must be designed to detect and recover overpayments to the vendors and to recommend improved state agency accounting operations. A state agency shall provide the recovery audit consultant all information necessary for the audit.'

Amend the bill in section 1 in §1622 in subsection 2 by striking out all of paragraph A (page 1, line 36 and page 2, lines 1 to 9 in L.D.) and inserting the following:

COMMITTEE AMENDMENT

