

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 30-140 of the Code of Virginia, relating to audits of certain political*  
3 *subdivisions.*

4 [H 1075]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 30-140 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 30-140. Certain political subdivisions to file report of audit; period in which report kept as**  
9 **public record; when audit not required; sworn statement of exempted entities; publication of**  
10 **summary of financial condition; repeal of conflicting provisions.**

11 A. Each authority, commission, district or other political subdivision the members of whose  
12 governing body are not elected by popular vote shall annually, within three months after the end of its  
13 fiscal year, have an audit performed covering its financial transactions for such fiscal year according to  
14 the specifications of the Auditor of Public Accounts and file with the Auditor of Public Accounts a copy  
15 of the report, unless exempted in accordance with subsection B. The Auditor of Public Accounts shall  
16 receive such reports and keep the same as public records for a period of ten years from their receipt.

17 B. No audit, however, shall be required for any fiscal year during which such entity's financial  
18 transactions did not exceed the sum of ~~\$5,000~~ \$25,000.

19 As used in this section, "financial transactions" shall not include financial transactions involving  
20 notes, bonds or other evidences of indebtedness of such entity the proceeds of which are held or  
21 advanced by a corporate trustee or other financial institution and not received or disbursed directly by  
22 such entity.

23 In the event an audit is not required, the entity shall file a statement under oath certifying that the  
24 transactions did not exceed such sum and, as to all transactions involving notes, bonds or other  
25 evidences of indebtedness which are exempted, the statement shall be accompanied by an affidavit from  
26 the trustee or financial institution certifying that it has performed the duties required under the  
27 agreement governing such transactions. Notwithstanding the foregoing, the Auditor of Public Accounts  
28 may require an audit if he deems it to be necessary to determine the propriety of the entity's financial  
29 transactions.

30 In the case of a water and sewer authority required by a governing body to have an audit conducted  
31 as specified in § 15.2-5145, the authority shall file the certified audit with the Auditor of Public  
32 Accounts.

33 At the time the report required by this section is filed with the Auditor of Public Accounts every  
34 such authority, commission, district or other political subdivision, except those exempted from the audit  
35 report requirement, shall publish, in a newspaper of general circulation in the county, city or town  
36 wherein the authority, commission, district or other political subdivision is located, a summary statement  
37 reflecting the financial condition of the authority, commission, district or other political subdivision,  
38 which shall include a reference to where the detailed statement may be found.

39 Any provision of law, general or special, which by its terms requires an audit that is not required by  
40 this section shall be repealed to the extent of any conflict.

ENROLLED

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