

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE BILL 805

Short Title: Measurability Assessments. (Public)

Sponsors: Representatives Blackwell and Avila (Primary Sponsors).

For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Regulatory Reform.

April 15, 2015

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR MEASURABILITY ASSESSMENTS OF STATE
3 PROGRAMS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. The North Carolina General Statutes are amended by adding a new
6 Chapter to read:

7 **"Chapter 143E.**

8 **"The North Carolina Measurability Assessment Act of 2015.**

9 **"§ 143E-1. Title.**

10 This Chapter shall be known and may be cited as the "North Carolina Measurability
11 Assessment Act of 2015."

12 **"§ 143E-2. Request for measurability assessment.**

13 The General Assembly may require a measurability assessment of any proposed or existing
14 State program to determine whether the program is or will be capable of reporting performance
15 and return on investment.

16 **"§ 143E-3. Definition of measurability assessment.**

17 (a) A measurability assessment is an independent evaluation conducted on a new or
18 existing State program.

19 (b) A measurability assessment must include or determine all of the following:

20 (1) Whether and to what degree the program is unique and does not duplicate or
21 negate results of another public or private program or enterprise.

22 (2) The local, regional, or statewide problems or needs that the program is
23 intended to address.

24 (3) Whether there is a program design portrayed by a logic model as defined by
25 the Logic Model Development Guide by the W.K. Kellogg Foundation,
26 including an evaluation of that logic model.

27 (4) Whether there is evidence that the program produces results attributable to
28 the program to remedy the problem or need.

29 a. For a proposed program, whether the evidence stems from a
30 formative evaluation of proposed activities through a field trial using
31 a valid and reliable instrument or method to measure changes in a
32 randomized control group that was not subjected to the proposed
33 activities to changes in a randomized group that did receive the
34 proposed activities.



- 1 b. For an existing program asserting existence of evidence, whether the
2 evidence stemmed from a post-program summative evaluation using
3 an experimental or quasi-experimental research design.
4 c. For both proposed and existing programs, if the evidence had been
5 subjected to alternative interpretations and peer review.
6 (5) The capacity of the administering entity to expand the program based upon
7 existing evidence or results.
8 (6) How the program proposes to engage in strategic planning.
9 (7) How the program proposes to measure performance, including measurement
10 of:
11 a. Total costs of program services with costs separately reported for
12 each activity associated with each service.
13 b. Outputs or counts of units of services and for individual activities
14 associated with each service.
15 c. Costs per unit of service and for individual activities associated with
16 each service.
17 d. Outcomes or results attributable to each program service including
18 results upon completion of program service; results still evident one,
19 two, and three years after completion; ultimate or permanent results;
20 and when and how permanent results will be determined by the
21 program.
22 e. Customer or client satisfaction with program services.
23 f. Statewide impacts of program outcomes as evidenced by census data
24 or other statewide data.
25 g. Performance compared to standards and what standards the program
26 intends to use.
27 (8) How the program will continuously improve quality of program services and
28 consistency with the strategic plan.
29 (9) Whether the administering entity has conducted an assessment to identify
30 financial and legal risks to the entity or the State and has plans for
31 minimizing risk exposure.
32 (10) Whether the program conducts five-year forecasts of annual recurring costs
33 and sources of funding for each year.
34 (11) Whether the program proposes to share costs with primary beneficiaries
35 through a fee-for-service, co-payment, or tuition basis and the extent to
36 which any expected cost-sharing is or will be means-tested and by what
37 method.
38 (12) How program staffing requirements are determined and an evaluation of
39 those requirements.
40 (13) Whether the program has or proposes to have a financial accounting system
41 capable of accounting for all assets, liabilities, receipts, and disbursements.
42 (14) Whether the program is or will be postaudited and if there are any potential
43 impediments to audits or evaluations by the State Auditor, agency internal
44 auditors, or the Program Evaluation Division of the General Assembly.

45 (c) The assessor must submit a written report containing the results of the measurability
46 assessment to the Office of State Budget and Management (OSBM) at a time and in a format
47 required by OSBM.

48 **"§ 143E-4. Administration of Measurability Assessment Process.**

49 (a) OSBM must use a competitive process to prequalify independent measurability
50 assessors. The assessors will be independent contractors compensated through a uniform fee
51 system established by OSBM, and there will be no guarantee that any prequalified assessor will

1 receive assessment assignments. OSBM shall not assign an assessor to a measurability
2 assessment if the assessor has been employed by or contracted with the entity within five years
3 preceding the assessment.

4 (b) OSBM shall establish standards for assessor qualifications, independence, and for
5 conducting and reporting measurability assessments. Individuals who do not meet the
6 qualifications may not be used to conduct measurability assessments.

7 (c) Whenever a measurability assessment is required, OSBM shall select the assessor
8 and require the agency or institution to reimburse OSBM for the assessor's costs and for a share
9 of OSBM costs for administering the measurability assessment program."

10 **SECTION 2.** This act becomes effective October 1, 2015.