

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE**

**Financial Statements
For the Year Ended June 30, 2010**

(With Independent Auditor's Report Thereon)

INTRODUCTORY SECTION

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LEGISLATIVE COUNCIL SERVICE
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**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Official Roster**

June 30, 2010

Legislative Council Members

<u>Title</u>	<u>Name</u>	<u>Role</u>
Senator	Timothy Z. Jennings	Co-Chair
Speaker	Ben Lujan	Co-Chair
Senator	Carlos R. Cisneros	Member
Senator	Dianna J. Duran	Member
Representative	Keith J. Gardner	Member
Senator	Stuart Ingle	Member
Representative	Rhonda S. King	Member
Representative	W. Ken Martinez	Member
Senator	Cisco McSorley	Member
Representative	Rick Miera	Member
Senator	William H. Payne	Member
Senator	Michael S. Sanchez	Member
Representative	Sheryl Williams Stapleton	Member
Representative	Thomas C. Taylor	Member
Representative	Jeannette O. Wallace	Member

Administrative Officials

Raul Burciaga	Director
Kathy Pacheco-Dofflemeyer	Asst. Director for Administration
John Yeager	Asst. Director For Legislative Affairs
Vacant	Asst. Director For Drafting Services

FINANCIAL SECTION

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INDEPENDENT AUDITOR'S REPORT

State of New Mexico
Legislative Council Service
Santa Fe, New Mexico
and
Mr. Hector H. Balderas
New Mexico State Auditor
Santa Fe, New Mexico

We have audited the accompanying financial statements of the governmental activities, each major fund, and budgetary comparisons for the General and major Special Revenue Funds of the State of New Mexico, Legislative Council Service (Council), a component unit of the State of New Mexico as of and for the year ended June 30, 2010, which collectively comprise the State of New Mexico, Legislative Council Service's basic financial statements as listed in the table of contents. We also have audited the combining and individual fund financial statements presented as supplemental information as of and for the year ended June 30, 2010, as listed in the table of contents. These financial statements are the responsibility of the State of New Mexico, Legislative Council Service's management. Our responsibility is to express opinions on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in **Government Auditing Standards**, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the agency's internal control over financial reporting. Accordingly, we express no such opinion. An audit includes examining on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinions.

As discussed in Note 1.A., the financial statements of the State of New Mexico, Legislative Council Service, are intended to present the financial position and changes in financial position of only that portion of the governmental activities and each major fund of the State of New Mexico that is attributable to the transactions of the State of New Mexico, Legislative Council Service. They do not purport to, and do not, present fairly the financial position of the State of New Mexico as of June 30, 2010, and changes in its financial position for the year then ended in conformity with accounting principles generally accepted in the United States of America.



In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of the State of New Mexico, Legislative Council Service, as of June 30, 2010, and the respective changes in financial position thereof and the respective budgetary comparisons for the general fund and Capital Building Repair special revenue fund for the year then ended in conformity with accounting principles generally accepted in the United States of America. In addition, in our opinion, the combining and individual fund financial statements referred to above present fairly, in all material respects, the respective financial position of the Council Services and Building Services SHARE funds of the State of New Mexico, Legislative Council Service as of June 30, 2010, and the respective changes in financial position thereof, and the respective budgetary comparisons for the year then ended in conformity with accounting principles generally accepted in the United States of America.

In accordance with **Government Auditing Standards**, we have also issued our report dated October 6, 2010, on our consideration of the State of New Mexico, Legislative Council Service's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with **Government Auditing Standards** and should be considered in assessing the results of our audit.

The management's discussion and analysis on pages viii through xv are not a required part of the basic financial statements but are supplementary information required by accounting principles generally accepted in the United States of America. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit the information and express no opinion on it.



Robert J. Rivera, CPA, PC
Santa Fe, New Mexico
October 6, 2010

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

OVERVIEW

Our discussion and analysis of the State of New Mexico, Legislative Council Service financial performance provides an overview of its financial activities for the fiscal year ended June 30, 2010. It should be read in conjunction with the financial statements, which follow this discussion and analysis. This document will assist the reader in the following:

- Highlight significant financial issues;
- Provide an overview of the Council Service's financial activity;
- Identify changes in the Council Service's financial position;
- Identify any material deviation from the approved budget; and
- Identify issues and concerns.

USING THIS ANNUAL REPORT

This annual report consists of a series of financial statements. The Statement of Net Assets and the Statement of Activities provide information about the State of New Mexico, Legislative Council Service as a whole and present a longer-term view of its finances. Fund financial statements, for governmental activities, tell how these services were financed in the short term as well as what remains for future spending. Fund financial statements also report the State of New Mexico, Legislative Council Service's operations in more detail than the government-wide statements by providing information about the most significant funds. Financial data presented in these financial statements is for the activities of the State of New Mexico, Legislative Council Service as a single agency. It does not purport to represent the State of New Mexico as a whole.

In compliance with requirements of accounting principles generally accepted in the United States of America (GAAP) for governmental entities, the Council Service's basic financial statements include the:

- (1) Government-wide financial statements;
- (2) Fund financial statements;
- (3) Notes to financial statements

Reporting on the Council Service as a Whole

Government-Wide Financial Statements

The government-wide financial statements are designed to provide readers with a broad overview of the Council Service finances which is similar to the accounting used by most private-sector companies. The government-wide financial statements report all assets and liabilities with the difference between the two reported as net assets, using the accrual basis of accounting in the Statement of Net Assets (Exhibit A).

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

Reporting on the Council Service as a Whole (Cont'd)

Government-Wide Financial Statements

The *Statement of Activities* (Exhibit B) presents information on how the Council Service's net assets changed during the most recent fiscal year. Changes in net assets are reported when the underlying event giving rise to the change occurs, regardless of the timing of related cash flows. Therefore, revenues and expenses are included in this statement for some items that will result in cash flows in future fiscal periods (e.g. earned but unused vacation leave and uncollected accounts receivable).

The government-wide financial statements include all activities of the State of New Mexico, Legislative Council Service. Capital assets are included in these financial statements. State general fund appropriations finance most of these activities.

In the Statement of Net Assets and Statement of Activities, the Council Service reports governmental activities since there are no business-type activities or component units.

Reporting on the Council Service Most Significant Funds

Governmental Activities - Fund Financial Statements

Governmental Funds - All of the Council Service basic services are reported in governmental funds, which focus on the establishment of an appropriation by the state legislature and the expenditures of this money in accordance with a budget. Funds not expended at the year-end revert to the State General Fund. These funds are reported using an accounting method called modified accrual accounting, which measures cash and other financial assets that can readily be converted to cash. The difference between governmental activities and governmental funds are reconciled.

Fund Financial Statements

A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The Council Service uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements.

Governmental funds are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on near-term inflows and outflows and spendable resources available at the end of the fiscal year. Such information may be useful in evaluating a government's near-term financing requirements.

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for governmental funds with similar information presented by governmental activities in the government-wide financial statements. By doing so, readers may better understand the long-term impact of the Council Service's near-term financing

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

Fund Financial Statements (Cont'd)

decisions. Both of the governmental funds **Balance Sheet** (Exhibit C) and the governmental funds **Statements of Revenue, Expenditures and Changes in Fund Balances** (Exhibit D) provide a reconciliation to facilitate this comparison between governmental funds and governmental activities.

The Council Service maintains its fund structure in the Statewide Human Resources, Accounting and Management Reporting (SHARE) system. The Council Service maintains one general fund that is comprised of two accounts, the Council Service Account (Fund #12900) and the Building Services Account (Fund #13200), and one special revenue fund, Capitol Buildings Repair Fund (Fund #07500).

The Council Service adopts an annual appropriated budget for its general fund and special revenue fund. A budgetary comparison statement has been provided for the funds to demonstrate compliance with this budget.

The basic governmental fund financial statements can be found on Exhibits C through G of this report.

Notes to the Financial Statements

The notes to the financial statements provide additional information that is essential to gain a full understanding of the data provided in the government-wide financial statements. The notes to the financial statements can be found on pages 7 through 17 of this report.

Budgetary Comparisons

The budget comparison information required by GASB #34 for the major governmental funds and non-major governmental funds that have legally adopted annual budgets are presented on Exhibits F and G, and Statements 3 through 5. The budgetary comparisons present both the original and final budgets for the reporting period as well as the actual inflows, and balances, stated on a budgetary basis.

THE LEGISLATIVE COUNCIL SERVICE AS A WHOLE

The purpose of the Legislative Council Service program is to provide nonpartisan, confidential assistance to the legislature and its committees. This program includes information, bill drafting, and administrative services as well as organizational, research, clerical and support services for members and interim committees, and some services for other legislative agencies, standing committees and other state agencies, as well as the public.

The Council Service net assets increased by \$13,560,418 from a year ago, increasing from \$36,903,954 (as adjusted) to \$ 50,463,372. Our analysis below focuses on the net assets (Table 1) and changes in net assets (Table 2) of the Council Service governmental activities.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

THE LEGISLATIVE COUNCIL SERVICE AS A WHOLE (Cont'd)

Table 1

Condensed Net Assets - Governmental Activities

	<u>FY 2010</u>	<u>FY 2009 (As Adjusted)</u>	<u>Change</u>
<u>Assets</u>			
Current	\$ 5,749,899	\$ 6,791,268	\$ (1,041,369)
Capital assets (net of depreciation)	46,923,843	32,578,287	14,345,556
Total assets	<u>52,673,742</u>	<u>39,369,555</u>	<u>13,304,187</u>
<u>Liabilities</u>			
Current	839,686	784,103	55,583
Due to State General Fund	895,488	1,147,505	(252,017)
Long-term	474,196	533,993	(59,797)
Total liabilities	<u>2,209,370</u>	<u>2,465,601</u>	<u>(256,231)</u>
<u>Net Assets</u>			
Invested in capital assets	46,923,843	32,578,287	14,345,556
Restricted for subsequent years' expenditure	4,315,422	5,195,719	(880,297)
Unrestricted	<u>(774,893)</u>	<u>(870,052)</u>	<u>95,159</u>
Total net assets	<u>\$ 50,464,372</u>	<u>\$ 36,903,954</u>	<u>\$ 13,560,418</u>

As summarized in the above table, Net Assets represent the differences between assets and liabilities of the Council Service.

Current assets decreased by \$(1,041,369), or 15.3% from a year ago. This is mainly attributable to a decrease of cash amounting to \$1,039,216. Current assets of \$5,749,899 consist mostly of cash (\$5,743,741). Current liabilities increased by \$55,583, or 7.1% from a year ago. This is mainly attributable to the decrease in the amount due to the State General Fund of \$252,017.

Liabilities of \$2,209,370 constitute 4.2% of total assets and consist primarily of account payable (\$122,836) i.e., money that the Council Service is obligated to pay, but has not yet been transformed into warrants or wire transfers as of the close of the fiscal year; accrued salaries payable (\$183,340); payroll taxes payable (\$88,715); payroll benefits payable (\$136,275); due to the State General Fund (\$895,488); and, compensated absences payable (\$775,043).

Net assets may over time serve as a useful indicator of a government's financial position. In the case of the Council Service, a net asset balance is reported at the close of the most recent fiscal year.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
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THE LEGISLATIVE COUNCIL SERVICE AS A WHOLE (Cont'd)

The Council Service reports balances in the following three categories of net assets; (1) invested in capital assets; and (2) restricted, and (3) unrestricted. The invested in capital assets balance is positive and the unrestricted balance is in a deficit. The Council Service has restricted net assets of \$4,315,422 restricted for subsequent years' expenditures.

The Council Service uses capital assets to provide its services; consequently, these assets are not available for future spending.

This increase in net assets of \$13,560,418 was the result of the \$14,345,556 of an increase in net capital assets, primarily from the \$15,600,000 of capital asset transferring from the state capitol parking facility, and the expenditure of approximately (\$1,000,000) of restricted assets for capitol building renovations.

Table 2

Condensed Changes in Net Assets - Governmental Activities (Cont'd)

This table shows the components that increased, in the aggregate, the Council Service net assets by \$13,560,418:

	<u>FY 2010</u>	<u>FY 2009</u>	<u>Change</u>
General Revenues and Transfers:			
General revenues:			
Miscellaneous revenue	\$ 43,751	\$ 31,840	\$ 11,911
Transfers:			
State General Fund appropriations (net of reversions)	8,860,917	8,874,802	(13,885)
Operating transfers in	118,862	276,979	(158,117)
Transfers out	(1,000,000)	-	(1,000,000)
Transfers in - capital assets	15,606,500	-	15,606,500
Total revenues and transfers	<u>23,630,030</u>	<u>9,183,621</u>	<u>14,446,409</u>
Program expenses:			
General government	8,764,668	9,160,904	(396,236)
Depreciation expense	1,304,944	1,275,067	29,877
Total expenses	<u>10,069,612</u>	<u>10,435,971</u>	<u>(366,359)</u>
Change in net assets	<u>13,560,418</u>	<u>(1,252,350)</u>	<u>14,812,768</u>
Net assets, beginning (as reported)	37,353,310	38,630,660	(1,277,350)
Restatements:			
Prior-period adjustments	(449,356)	(25,000)	(424,356)
Net assets beginning (as restated)	<u>36,903,954</u>	<u>38,605,660</u>	<u>(1,701,706)</u>
Net assets, ending	<u>\$ 50,464,372</u>	<u>\$ 37,353,310</u>	<u>\$ 13,111,062</u>

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

THE LEGISLATIVE COUNCIL SERVICE AS A WHOLE (Cont'd)

The Council Service governmental activities general revenue increased significantly by \$14,446,409 from a year ago, primarily from the \$15,600,000 in the state capitol parking facility transfer from GSD in the current year.

The cost of governmental activities was \$10,069,612 compared to \$10,435,971 last year, or a decrease of \$366,359 (3.5%).

THE COUNCIL SERVICE'S FUNDS

As the Council Service completed the year, the governmental funds (as presented in the Balance Sheet, Exhibit C, page 3) reported a combined fund balance of \$4,315,572, which is below last year's combined fund balance of \$5,195,869, a decrease of \$880,297 (16.95%). The fund balance of the Council Service's general fund decreased by \$1,016,069. The fund balance of the Capitol Buildings Repair Special Revenue Fund increased insignificantly by \$135,772. The fund balance remaining at year end of \$995,776 is reserved for expenditure in the subsequent fiscal year.

General Fund Budgetary Highlights

The General Fund is comprised of the Council Service Fund account and the Building Services Fund account. Funding is from the State General Fund. The annual operating budget is monitored by the Department of Finance and Administration. There was a \$282,900 change from the total of the original approved budget of \$14,636,300 to the final revised budget of \$14,353,400 which is due to a legislative mandated reduction in fiscal year 2010 appropriations enacted in January 2010.

Comparison of actual expenditures on a budgetary basis to approved budget amounts is presented below:

	<u>Original Budget</u>	<u>BAR Adjustments</u>	<u>Final Budget</u>	<u>Actual Amount</u>
Personal services/employee benefits	\$ 7,464,200	\$ (207,200)	\$ 7,257,000	\$ 6,624,563
Contractual services	1,658,300	(90,000)	1,568,300	281,243
Other	5,513,800	(985,700)	4,528,100	1,984,277
Other financing uses	-	1,000,000	1,000,000	1,000,000
Total	\$ 14,636,300	\$ (282,900)	\$ 14,353,400	\$ 9,890,083

The budget is projected for the appropriation process during the legislative session. Actual amounts will vary from the projection. Any unexpended appropriations revert to the general fund.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

CAPITAL ASSET AND DEBT ADMINISTRATION

Capital Assets

As of June 30, 2010, the Council Service had \$74,400,235 invested in capital assets, accumulated depreciation of (\$27,476,392), resulting in net capital assets of \$46,923,843. The majority of the Council Service's capital assets are invested in land (\$1,277,372), and buildings and building improvements of \$72,395,282.

Current year additions of capital assets were insignificant, \$15,650,500. There were no deletions of capital assets.

**Capital Assets at Year End
(Net of Depreciation)**

	<u>Governmental Activities</u>	
	<u>2010</u>	<u>2009</u>
<u>Non-Depreciable</u>		
Land	\$ 1,277,372	\$ 1,277,372
Artwork and books	174,775	124,275
	<u>1,452,147</u>	<u>1,401,647</u>
Total non-depreciable capital assets		
<u>Depreciable</u>		
Furniture and equipment	151,219	183,233
Buildings	15,568,443	943
Building improvements	<u>29,752,034</u>	<u>30,992,464</u>
Total depreciable capital assets	<u>45,471,696</u>	<u>31,176,640</u>
Total governmental activities capital assets, net	<u>\$ 46,923,843</u>	<u>\$ 32,578,287</u>

Debt - Compensated Absences

At the end of the current fiscal year, the Council Service had total debt outstanding of \$775,043, comprising accumulated balances for terminal and sick leave eligible for payment to employees upon termination of their employment from the Council Service. Employees can receive compensation for a maximum of 240 hours upon severance. More information about the Council Service's changes in compensated absences is presented in Note 4 to the financial statements.

ECONOMIC FACTORS AND NEXT YEAR'S BUDGET

The appropriations made for FY 2011 from the General Fund in Laws 2010, Chapter 1, Sections 3 through 9 were reduced by "sanding" done in Laws 2010, 2nd Special Session, Chapter 6, of .544% per section 10 and further reduced per section 14 proportionately by the Department of Finance and Administration in consultation with the Legislative Finance Committee. The Governor with the approval of the State Board of Finance after review and comment from LFC was given authority to reduce allotments to meet the amount of projected deficits for FY 2011.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Management's Discussion and Analysis
(Required Supplementary Information)
June 30, 2010**

CONTACTING THE AGENCY'S FINANCIAL MANAGEMENT

The financial report is designed to provide citizens, taxpayers, customers, legislators and creditors with a general overview of the Council Service finances and to demonstrate the Council Service accountability for the funds it receives. If you have any questions about this report or need additional financial information please contact:

**New Mexico Legislative Council Service
411 State Capitol
Santa Fe, NM 87501
(505) 986-4600
lcs@nmlegis.gov**

BASIC FINANCIAL STATEMENTS

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Net Assets
June 30, 2010**

	<u>Governmental Activities</u>
Assets:	
Investment in the State Treasurer General Fund Investment Pool (note 2)	\$ 5,743,741
Petty cash	150
Due from other state agencies (note 9)	6,008
Land (note 3)	1,277,372
Artwork and books (note 1 and 3)	174,775
Depreciable buildings, property and equipment (net of accumulated depreciation) (note 3)	<u>45,471,696</u>
Total assets	<u>52,673,742</u>
 Liabilities:	
Accounts payable	122,836
Accrued salaries payable	183,340
Payroll taxes payable	88,715
Payroll benefits payable	136,275
Due to State General Fund (note 5)	895,488
Due to other state agencies	7,673
Compensated absences payable: (note 4)	
Due within one year	300,847
Due after one year	<u>474,196</u>
Total liabilities	<u>2,209,370</u>
 Net Assets:	
Invested in capital assets	46,923,843
Restricted for subsequent years' expenditure	4,315,422
Unrestricted	<u>(774,892)</u>
Total net assets	<u>\$ 50,464,372</u>

The accompanying notes are an integral part of the financial statements.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Activities
For the Year Ended June 30, 2010**

	<u>Governmental Activities</u>
Expenses:	
Legislative	\$ 8,764,668
Depreciation	<u>1,304,944</u>
Total expenses	<u>10,069,612</u>
Net (program expense) revenue	<u>(10,069,612)</u>
General revenues and transfers:	
Miscellaneous revenue	<u>43,751</u>
Total general revenues	<u>43,751</u>
Transfers:	
State General Fund appropriations	9,872,000
Operating transfers in (note 6)	118,862
Transfer from GSD - State Capitol Parking Structure	15,600,000
Donated assets	6,500
Operating transfers out (note 6)	(1,000,000)
Reversions - Fiscal Year 2010 (note 5)	<u>(1,011,083)</u>
Total transfers	<u>23,586,279</u>
Total general revenues and transfers, net	<u>23,630,030</u>
Change in net assets	<u>13,560,418</u>
Net Assets:	
Net assets, beginning (as reported)	37,353,310
Restatements:	
Prior-period adjustment - severance tax bonds (note 14)	(13,744)
Prior-period adjustment - compensated absences (note 14)	(429,837)
Prior-period adjustment - accumulated depreciation (note 14)	<u>(5,775)</u>
Net assets, beginning (as restated)	<u>36,903,954</u>
Net assets, ending	<u>\$ 50,464,372</u>

The accompanying notes are an integral part of the financial statements.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Balance Sheet
Governmental Funds
June 30, 2010**

	Major Funds		
	General Fund - All Accounts	Fund 07500 Capitol Buildings Repair Special Revenue Fund	Total Governmental Funds
Assets:			
Investment in the State Treasurer General Fund Investment Pool (note 2)	\$ 4,747,965	\$ 995,776	\$ 5,743,741
Petty cash	150	-	150
Due from other state agencies (note 9)	6,008	-	6,008
Total assets	\$ 4,754,123	\$ 995,776	\$ 5,749,899
Liabilities and Fund Balances:			
Liabilities:			
Accounts payable	\$ 122,836	\$ -	\$ 122,836
Accrued salaries payable	183,340	-	183,340
Payroll taxes payable	88,715	-	88,715
Payroll benefits payable	136,275	-	136,275
Due to State General Fund (note 5)	895,488	-	895,488
Due to other state agencies	7,673	-	7,673
Total liabilities	1,434,327	-	1,434,327
Fund Balances:			
Fund balances:			
Reserved for petty cash	150	-	150
Reserved for subsequent years' expenditures	3,319,646	995,776	4,315,422
Total fund balances	3,319,796	995,776	4,315,572
Total liabilities and fund balances	\$ 4,754,123	\$ 995,776	\$ 5,749,899
Amounts reported in the Statement of Net Assets differ because:			
Fund Balances - Governmental Funds (Exhibit C)			\$ 4,315,572
Capital assets used in governmental activities are not financial resources and, therefore, are not reported in the funds, net of accumulated depreciation			46,923,843
Compensated absences accrued in the government-wide financial statements, but not due and payable at fiscal year end			(775,043)
Net Assets of Governmental Activities (Exhibit A)			\$ 50,464,372

The accompanying notes are an integral part of the financial statements.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE**
Statement of Revenues, Expenditures and Changes in Fund Balances-
Governmental Funds
For the Year Ended June 30, 2010

	<u>Major Funds</u>		<u>Total Governmental Funds</u>
	<u>General Fund - All Accounts</u>	<u>Fund 07500 Capitol Buildings Repair Special Revenue Fund</u>	
Expenditures:			
Legislative:			
Current:			
Personal services and employee benefits	\$ 6,624,563	\$ -	\$ 6,624,563
Contractual services	281,243	-	281,243
Other costs	1,725,050	-	1,725,050
Capital outlay	259,227	-	259,227
Total expenditures	<u>8,890,083</u>	<u>-</u>	<u>8,890,083</u>
Other financing sources (uses):			
Miscellaneous revenue	26,841	16,910	43,751
Transfers:			
State General Fund appropriations	9,872,000	-	9,872,000
Operating transfers in (note 6)	-	118,862	118,862
Other financing uses-operating transfers (out) (note 6)	(1,000,000)	-	(1,000,000)
Reversions - Fiscal Year 2010 (note 5)	(1,011,083)	-	(1,011,083)
Total other financing sources (uses)	<u>7,887,758</u>	<u>135,772</u>	<u>8,023,530</u>
Net change in fund balances	<u>(1,002,325)</u>	<u>135,772</u>	<u>(866,553)</u>
Fund Balances:			
Fund balance, beginning, as reported	4,335,865	860,004	5,195,869
Restatements:			
Prior-period adjustment (note 14)	(13,744)	-	(13,744)
Fund balance, beginning, as restated	<u>4,322,121</u>	<u>860,004</u>	<u>5,182,125</u>
Fund balance, ending	<u>\$ 3,319,796</u>	<u>\$ 995,776</u>	<u>\$ 4,315,572</u>
Amounts reported for governmental activities in the statement of net activities differ because:			
Net Change in Fund Balances - Total Governmental Funds (Exhibit D)			\$ (866,553)
Transfer from GSD - State Capitol Parking Structure			15,600,000
Donated assets			6,500
Capital outlay			44,000
Depreciation expense - FY 2010			(1,304,944)
Net change in compensated absences			<u>81,415</u>
Change in Net Assets - Governmental Activities (Exhibit B)			<u>\$ 13,560,418</u>

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures - Budget and Actual (Budget Basis)
Major Governmental Funds
General Fund - All Accounts
Council Service Account Fund 12900 and Building Services Account Fund 13200 (Combined)
For the Year Ended June 30, 2010

	<u>Budgeted Amounts</u>		<u>Prior Years' Activity</u>	<u>Actual Budget Basis</u>	<u>Variance Favorable (Unfavorable)</u>
	<u>Original</u>	<u>Final</u>			
Revenues:					
State General Fund	\$ 10,061,300	\$ 9,778,400	\$ 25,000	\$ 9,872,000	\$ 118,600
Other revenues	<u>4,575,000</u>	<u>4,575,000</u>	<u>4,575,000</u>	<u>26,841</u>	<u>26,841</u>
Total revenues	14,636,300	14,353,400	<u>\$ 4,600,000</u>	<u>\$ 9,898,841</u>	<u>\$ 145,441</u>
Cash balance	<u>-</u>	<u>-</u>			
Total resources	<u>\$ 14,636,300</u>	<u>\$ 14,353,400</u>			
Expenditures:					
Personal services and employee benefits	\$ 7,464,200	\$ 7,257,000	\$ -	\$ 6,624,563	\$ 632,437
Contractual services	1,658,300	1,568,300	180,355	281,243	1,106,702
Other	5,513,800	4,528,100	83,931	1,984,277	2,459,892
Other financing uses	<u>-</u>	<u>1,000,000</u>	<u>-</u>	<u>1,000,000</u>	<u>-</u>
Total expenditures	<u>\$ 14,636,300</u>	<u>\$ 14,353,400</u>	<u>\$ 264,286</u>	<u>\$ 9,890,083</u>	<u>\$ 4,199,031</u>
Reconciliation of GAAP basis to budget basis:				<u>Revenues</u>	<u>Expenditures</u>
GAAP basis				\$ 9,898,841	\$ 9,890,083
Adjustments:					
None				<u>-</u>	<u>-</u>
Budget basis				<u>\$ 9,898,841</u>	<u>\$ 9,890,083</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures - Budget and Actual (Budget Basis)
Major Governmental Funds
Capitol Buildings Repair Special Revenue (Fund 07500)
For the Year Ended June 30, 2010**

	Budgeted Amounts		Actual Budget Basis	Variance Favorable (Unfavorable)
	Original	Final		
Revenues:				
Other revenues	\$ -	\$ -	\$ 16,910	\$ 16,910
Other financing sources	-	-	118,862	118,862
	-	-	135,772	135,772
Total revenues	\$ -	\$ -	\$ 135,772	\$ 135,772
Expenditures:				
Personal services and employee benefits	\$ -	\$ -	-	-
Contractual services	-	-	-	-
Other	-	-	-	-
Other financing uses	-	-	-	-
	-	-	-	-
Total expenditures	\$ -	\$ -	\$ -	\$ -
Reconciliation of GAAP basis to budget basis:			Revenues	Expenditures
GAAP basis			\$ 135,772	\$ -
Adjustments:				
None			-	-
Budget basis			\$ 135,772	\$ -

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

1. Summary of Organization and Significant Accounting Policies

The financial statements of the State of New Mexico, Legislative Council Service (Council Service) have been prepared in conformity with accounting principles generally accepted in the United States of America (GAAP) as applied to governmental units. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. The financial statements for the year ended June 30, 2010, represent fiscal year 2010 of the State of New Mexico. The more significant accounting policies of the Council Service are described below:

A. Financial Reporting Entity

The Council Service was created by Laws of 1951, Chapter 182, Section 2, (New Mexico Statutes Annotated, 1978 Compilation).

The Council Service functions for the use of the members of the legislature, the governor and the various departments, institutions and agencies of the state which may desire to avail themselves of its services and also provides information services to the public. The Council Service conducts itself with strict regard to the division of powers among the legislative, executive and judicial branches of the government of the state.

The Council Service is a department of the State of New Mexico. These financial statements present the financial position and results of operations of only those Statewide Human Resources, Accounting and Management Reporting System (SHARE) funds over which the Council Service has oversight responsibility. The Council Service does not have any component units.

B. Basic Financial Statements - Government-Wide Statements

The Council Services basic financial statements include both government-wide (reporting the Council Service as a whole, excluding fiduciary activities) and fund financial statements (reporting the Council Service's major funds). Both the government-wide and fund financial statements categorize primary activities as governmental. The Council Service General Fund and the Capitol Buildings Repair Special Revenue Fund are included as governmental activities.

In the government-wide Statement of Net Assets, the governmental column is reported on a full accrual, economic resource basis, which recognizes all long-term assets and receivables as well as long-term debt and obligations. The Council Service net assets are reported in three parts - invested in capital assets; restricted for capital projects; and unrestricted net assets. Interfund activity (between or within funds) due to/due from other funds are eliminated in the government-wide financial statements.

The government-wide Statement of Activities reports the gross cost of the Council Service function. The function is supported by general government revenues (intergovernmental revenues). This government-wide focus is more on the sustainability of the Council Service as an entity, and the change in the Council Service net assets resulting from the current year's activities.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

1. Summary of Organization and Significant Accounting Policies (Cont'd)

C. Basic Financial Statements - Fund Financial Statements

The financial transactions of the Council Service are reported in the individual fund financial statements. The accounts of the Council Service are maintained on the basis of funds as established by state statutes, each of which is considered a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, reserves, fund balance, revenues, and expenditures/expenses. Government resources are allocated to and accounted for in individual funds based on the appropriate state statutes and the purposes for which they are to be spent and the means by which spending activities are controlled. The following funds are utilized by the Council Service:

Governmental Funds

The focus of the governmental funds' measurement (in the fund statements) is upon determination of financial position and changes in financial position (sources, uses, and balances of financial resources) rather than upon net income. The following is a description of the governmental funds of the Council Service:

General Fund - The General Fund is the general operating fund of the Council Service. The General Fund is comprised of two accounts, the Council Service Fund account (Fund 12900), and the Building Services Fund account (Fund 13200). The General Fund is a major fund of the Council Service. They are used to account for all financial resources except those required to be accounted for in another fund.

Special Revenue Fund - The Capitol Buildings Repair Fund (Fund 07500) is a special revenue fund of the Council Service. It is used to account for repairs, remodeling and equipment additions to capitol buildings and adjacent lands; to repair or replace building machinery and buildings located in capitol buildings and to contract for options to purchase real estate, such real estate, if purchased, to be put to state use. Expenditures from the fund must be authorized by the State Board of Finance. The Capitol Buildings Repair Fund is a major fund of the Council Service and was created by Section 15-38-17, NMSA 1978.

D. Basis of Accounting

Basis of accounting refers to the point at which revenues or expenditures/expenses are recognized in the accounts and reported in the financial statements. It relates to the timing of the measurements made regardless of the measurement focus applied. The governmental funds of the Legislative Council Service follow FASB statements and interpretations and GASB statements issued on or before November 30, 1989, Accounting Principles Board Opinions, and Accounting Research Bulletins, unless those pronouncements conflict with GASB pronouncements. Both GASB and FASB pronouncements are applied to the government-wide financial statements.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

1. Summary of Organization and Significant Accounting Policies (Cont'd)

D. Basis of Accounting (Cont'd)

Accrual

Governmental activities in the government-wide financial statements are presented on the accrual basis of accounting. Revenues are recognized when earned and expenses are recognized when incurred.

Modified Accrual

The governmental funds financial statements are presented on a current financial resources measurement focus using the modified accrual basis of accounting. Under the modified accrual basis of accounting, revenues are recorded when susceptible to accrual; i.e., both measurable and available. "Available" means collectible within the period or within 60 days after year end. Expenditures are generally recognized under the modified accrual basis of accounting when the related liability is incurred.

E. Investment in the State Treasurer General Fund Investment Pool

Cash is on deposit as an investment in the State Treasurer General Fund Investment Pool. The State Treasurer's scope of authority for the types of investments which may be made with state funds is statutorily defined and governed by the State Treasurer's Investment Policy approved by the State Board of Finance.

F. Fund Equity

The governmental fund financial statements report reserved fund balance for amounts legally restricted for specified purposes. The general fund reserve for restricted purposes includes fund balance/net assets restricted for petty cash and future capitol building renovations. Restricted resources are applied first when an expense is incurred for a purpose for which restricted and unrestricted net assets are available.

G. Capital Assets

Capital assets are recorded as expenditures in the governmental funds and capitalized at cost in the Statement of Activities. The valuation basis for capital assets are historical cost, or where historical cost is not available, estimated historical cost based on replacement. Contributed assets are reported at fair market value as of the date received.

Depreciation of capital assets is computed and recorded by the straight-line method. Estimated useful lives of the various classes of depreciable capital assets are as follows: buildings, 40 years; building improvements, 40 years; furniture and fixtures, 12 years; computer equipment and software, 4 years; and maintenance equipment, various years.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

1. Summary of Organization and Significant Accounting Policies (Cont'd)

G. Capital Assets (Cont'd)

During the 2005 Regular Legislative Session, HB1074 amended Section 12-6-10, NMSA 1978, changing the capitalization threshold for movable chattel and equipment from items costing more than \$1,000 to items costing more than \$5,000 effective June 17, 2005.

Legislative Council Service has a collection of art work and books presented for public exhibition and education that is being preserved for future generations. The collection is capitalized, but not depreciated as part of capital assets.

H. Compensated Absences

Accumulated vacation leave that is expected to be liquidated with expendable available financial resources is reported as an expenditure and a fund liability of the governmental fund that will pay it. Amounts of accumulated vacation leave that are not expected to be liquidated with expendable available financial resources are reported as long-term liabilities. The expenditure is reported for these amounts in the Statement of Activities. In accordance with the provisions of Statement of Financial Accounting Standards No. 43, Accounting for Compensated Absences, no liability is recorded for nonvesting accumulating rights to receive sick pay benefits. However, a liability is recognized for that portion of accumulating sick leave benefits that employees may convert to cash.

I. Budgetary Procedures and Accounting

The Council Service follows these procedures in establishing the budgetary data reflected in the financial statements:

The State Legislature makes annual appropriations for the Council Service's Funds. Legal compliance is monitored through the establishment of a budget and a financial control system which permits budget-to-actual comparison. Expenditures by fund may not legally exceed appropriations. Budgeted line-item classifications may be amended upon approval from the State Budget Division.

The basis of accounting for the budget, as appropriated by the State Legislature and approved by the State Budget Division, differs from the basis of accounting required by GAAP. The budget for the Council's various funds is adopted on a modified accrual basis of accounting. However, there is statutory exception. The budget is adopted on the modified accrual basis of accounting except for accounts payable accrued at the end of the fiscal year that do not get paid by the statutory deadline per Section 6-10-4 NMSA 1978. Those accounts payable require approval to pay prior year bills out of the FY 2011 budget. At June 30, 2010, there were none.

All of the unexpended and unreserved appropriations made to the Council Service revert to the State General Fund.

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

2. Investment in the State Treasurer General Fund Investment Pool

Pooled cash and investments of \$5,743,471 are on deposit with the State of New Mexico, Office of the State Treasurer investment pool. In general, state statutes require that all deposits held by the State Treasurer be collateralized at a minimum level of 50 percent.

The State Treasurer's investment pool June 30, 2010, audited financial statements were not available as of October 31, 2010. Based on the State Treasurer's unaudited information, the management of the Council Service has presented pooled cash and investments at a value which approximates fair value as required by GASB No. 31, *Accounting and Financial Reporting for Certain Investments and for External Investment Pools*.

<u>Account Name</u>	<u>SHARE Fund #</u>	<u>Balance per Depository</u>	<u>Reconciling Items</u>	<u>Balance per Books</u>
<u>General Fund:</u>				
Council Service Fund Account	12900	\$ 1,065,795	\$ -	\$ 1,065,795
Building Service Fund Account	13200	3,682,170	-	3,682,170
<u>Special Revenue Fund:</u>				
Capital Buildings Repair Fund	07500	995,776	-	995,776
		<u>\$ 5,743,741</u>	<u>\$ -</u>	<u>\$ 5,743,741</u>

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

3. Capital Assets

The following is a summary of changes in capital assets for the year ended June 30, 2010:

	<u>Audit Balance 6/30/2009</u>	<u>Adjustments</u>	<u>Adjusted Balance 06/30/2009</u>	<u>Additions</u>	<u>(Deletions)</u>	<u>Balance 6/30/2010</u>
Governmental activities:						
Nondepreciable assets:						
Land	\$ 1,277,372	\$ -	\$ 1,277,372	\$ -	\$ -	\$ 1,277,372
Artwork and books	124,275	-	124,275	50,500	-	174,775
Total	<u>1,401,647</u>	<u>-</u>	<u>1,401,647</u>	<u>50,500</u>	<u>-</u>	<u>1,452,147</u>
Depreciable assets:						
Furniture & equipment	552,806	-	552,806	-	-	552,806
Buildings	7,179,208	-	7,179,208	15,600,000	-	22,779,208
Building improvements	49,616,074	-	49,616,074	-	-	49,616,074
Total	<u>57,348,088</u>	<u>-</u>	<u>57,348,088</u>	<u>15,600,000</u>	<u>-</u>	<u>72,948,088</u>
Total capital assets	<u>58,749,735</u>	<u>-</u>	<u>58,749,735</u>	<u>15,650,500</u>	<u>-</u>	<u>74,400,235</u>
Less accumulated depreciation for:						-
Furniture & equipment	(363,798)	(5,775)	(369,573)	(32,014)	-	(401,587)
Buildings	(7,178,265)	-	(7,178,265)	(32,500)	-	(7,210,765)
Building improvements	(18,623,610)	-	(18,623,610)	(1,240,430)	-	(19,864,040)
Total accumulated depreciation	<u>(26,165,673)</u>	<u>(5,775)</u>	<u>(26,171,448)</u>	<u>(1,304,944)</u>	<u>-</u>	<u>(27,476,392)</u>
Total governmental activities capital assets net	<u>\$ 32,584,062</u>	<u>\$ (5,775)</u>	<u>\$ 32,578,287</u>	<u>\$ 14,345,556</u>	<u>\$ -</u>	<u>\$ 46,923,843</u>

Depreciation expense for the year was \$1,304,944 and was charged to governmental activities.

Legislative

\$ 1,304,944

4. Long-Term Liabilities

Qualified employees are entitled to accumulate annual leave as follows: Unlimited accumulated annual leave may be carried forward into the beginning of the calendar year. When employees terminate, they are compensated for accumulated unpaid annual leave as of the date of termination, up to a maximum of 240 hours.

Qualified employees are entitled to accumulate sick leave at the rate of 3.69 hours per pay period. Employees who have accumulated 600 hours of unused sick leave are entitled to be paid for unused sick leave in excess of 600 hours at a rate equal to fifty percent (50%) of their hourly rate of pay for up to 120 hours of sick leave. Payment for unused sick leave may be made only once per fiscal year on either the payday immediately following the first full pay period in January or the

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

4. Long-Term Liabilities (Cont'd)

first full pay period in July. The Council Service Fund and the Building Services Fund are used to liquidate payment for compensated absences.

Immediately prior to retirement from service, employees who have accumulated 600 hours of unused sick leave are entitled to be paid for unused sick leave in excess of 600 hours at a rate equal to fifty percent (50%) of their hourly rate for up to 400 hours of sick leave.

The following is a summary of changes in long-term liabilities for the year ended June 30, 2010:

	<u>Balance</u> <u>06/30/2009</u>	<u>Adjustments</u>	<u>Adjusted</u> <u>Balance</u> <u>06/30/2009</u>	<u>Additions</u>	<u>(Deletions)</u>	<u>Balance</u> <u>06/30/2010</u>	<u>Amounts</u> <u>Due Within</u> <u>One Year</u>	<u>Long</u> <u>Term</u>
Compensated absences								
Council Service	\$ 286,606	\$ 284,430	\$ 571,036	\$ 239,038	\$ (295,141)	\$ 514,933	\$ 201,487	\$ 313,446
Building Services	140,015	145,407	285,422	142,583	(167,895)	260,110	99,360	160,750
Total	\$ 426,621	\$ 429,837	\$ 856,458	\$ 381,621	\$ (463,036)	\$ 775,043	\$ 300,847	\$ 474,196

5. Due to State General Fund - Reversions of State General Fund Appropriations

	<u>General Fund</u>		
	<u>Council</u> <u>Service</u>	<u>Building</u> <u>Services</u>	<u>Total</u>
Cash balance, June 30, 2010	\$ 1,065,795	\$ 3,682,170	\$ 4,747,965
Add:			
Due from other state agencies (DFA-Payroll errors)	-	6,008	6,008
Amount available (all state cash)	1,065,795	3,688,178	4,753,973
Less:			
Due to other state agencies (DFA-payroll errors & PERA)	(7,673)	-	(7,673)
Accounts payable at 6/30/10	(48,622)	(74,214)	(122,836)
Accrued payroll at 6/30/10	(127,268)	(56,072)	(183,340)
Payroll taxes payable, 6/30/10	(67,695)	(21,020)	(88,715)
Payroll benefits payable, 6/30/10	(89,675)	(46,600)	(136,275)
Reserved for subsequent expenditure-capitol building renovations-multi-year	-	(3,319,646)	(3,319,646)
Due to State General Fund, June 30, 2010	<u>\$ 724,862</u>	<u>\$ 170,626</u>	<u>\$ 895,488</u>
Reconciliation of Reversions to the amount Due to the State General Fund			
Total reversions	\$ 842,328	\$ 168,755	\$ 1,011,083
Reverted during fiscal year	(118,600)	-	(118,600)
State dated warrants and other	1,134	1,871	3,005
Due to State General Fund, June 30, 2010	<u>\$ 724,862</u>	<u>\$ 170,626</u>	<u>\$ 895,488</u>

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

5. Due to State General Fund - Reversions of State General Fund Appropriations (Cont'd)

Total reversions for the year for the Council Service Account, Fund 12900 amounted to \$842,328.
Total reversions for the year for the Building Services Account Fund 13200 amounted to \$168,755.
Total reversions for the two General Fund accounts amounted to \$1,011,083.

6. Transfers

Inter-agency transfers for the 2010 fiscal year are as follows:

<u>To</u>		<u>From</u>		<u>Purpose</u>
<u>Agency/Fund</u>	<u>Amount</u>	<u>Agency/Fund</u>	<u>Amount</u>	
11100/12900	\$ 5,930,700	34100	\$ 5,930,700	General Fund appropriation, Laws 2009, HB 1, Sec. 3A reduced per Laws 2009, 1st SS Ch. 5
11900/13200	3,941,300	34100	3,941,300	General Fund appropriation, Laws 2009, Ch. 124, Sec. 4 (1) reduced per Laws 2009, 1st SS Ch. 5
34101/85300	989,324	11100/12900	989,324	General Fund reversion 2009 FY
34101/85300	156,667	11900/13200	156,667	General Fund reversion 2009 FY
34101/85300	118,600	11100/12900	118,600	Transfer to State General Fund, Laws 2009, Ch. 4 SS Reduc.
11100/07500	118,862	35000/86305	118,862	2% Transfer (GSD-State Capitol Maintenance Fund per 15-3B-17)
11100/07500	16,910	11100/81100	16,910	Legislative Capitol Building Repair Fund
11900/13200	16,382	34101/85300	16,382	Parking Structure Revenues
11900/13200	780,000	13100/13300	780,000	Capitol Buildings Planning Commission, Laws 2009, Ch. 114, Sec. 7
11900/13200	220,000	35000/64105	220,000	Property Control/GSD Parking Structure Completion, Laws 2009, Ch. 114, Sec. 7
11100/12900	37,239	36600/60605	37,239	PERA Reimbursement
	<u>\$ 12,325,984</u>		<u>\$ 12,325,984</u>	

7. Pension Plan - Public Employees Retirement Association

Plan Description. Substantially all of the Legislative Council full-time employees participate in a public employee retirement system authorized under the Public Employees Retirement Act (Chapter 10, Article 11, NMSA 1978). The Public Employees Retirement Association (PERA) is the administrator of the plan, which is a cost-sharing multiple-employer defined benefit retirement plan. The plan provides for retirement benefits, disability benefits, survivor benefits and cost-of-living adjustments to plan members and beneficiaries. PERA issues a separate, publicly available financial report that includes financial statements and required supplementary information for the plan. That report may be obtained by writing to PERA, P.O. Box 2123, Santa Fe, NM 87504-2123. The report is also available on PERA's website at www.pera.state.nm.us.

Funding Policy. Plan members are required to contribute 8.92% (ranges from 3.83% to 16.65% depending upon the plan, i.e., state general, municipal police, municipal fire, municipal detention officer) of their gross salary. The Legislative Council Service is required to contribute 15.09% (ranges from 7.0% to 25.72% depending upon the plan) of the gross covered salary. The

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

8. Post Employment Benefits - State Retiree Health Care Plan

contribution requirements of plan members and the Legislative Council Service's are established in state statute under Chapter 10, Article 11, NMSA 1978. The requirements may be amended by acts of the legislature. The Legislative Council Service's contributions to PERA for the fiscal years ending June 30, 2010, 2009 and 2008 were \$690,851, \$787,521, and \$722,415, respectively, equal to the amount of the required contributions for each year.

Plan Description. The Legislative Council Service contributes to the New Mexico Retiree Health Care Fund, a cost-sharing multiple-employer defined benefit postemployment healthcare plan administered by the New Mexico Retiree Health Care Authority (RHCA). The RHCA provides health care insurance and prescription drug benefits to retired employees of participating New Mexico government agencies, their spouses, dependents, and surviving spouses and dependents. The RHCA Board was established by the Retiree Health Care Act (Chapter 10, Article 7C, NMSA 1978). The Board is responsible for establishing and amending benefit provisions of the healthcare plan and is also authorized to designate optional and/or voluntary benefits like dental, vision, supplemental life insurance, and long-term care policies.

Eligible retirees are: 1) retirees who make contributions to the fund for at least five years prior to retirement and whose eligible employer during that period of time made contributions as a participant in the RHCA plan on the person's behalf unless that person retires before the employer's RHCA effective date, in which event the time period required for employee and employer contributions shall become the period of time between the employer's effective date and the date of retirement; 2) retirees defined by the Act who retired prior to July 1, 1990; 3) former legislators who served at least two years; and 4) former governing authority members who served at least four years.

The RHCA issues a publicly available stand-alone financial report that includes financial statements and required supplementary information for the postemployment healthcare plan. That report and further information can be obtained by writing to the Retiree Health Care Authority at 4308 Carlisle NE, Suite 104, Albuquerque, NM 87107.

Funding Policy. The Retiree Health Care Act (Section 10-7C-13 NMSA 1978) authorizes the RHCA Board to establish the monthly premium contributions that retirees are required to pay for healthcare benefits. Each participating retiree pays a monthly premium according to a service based subsidy rate schedule for the medical plus basic life plan plus an additional participation fee of five dollars if the eligible participant retired prior to the employer's RHCA effective date or is a former legislator or former governing authority member. Former legislators and governing authority members are required to pay 100% of the insurance premium to cover their claims and the administrative expenses of the plan. The monthly premium rate schedule can be obtained from the RHCA or viewed on their website at www.nmrhca.state.nm.us.

The Retiree Health Care Act (Section 10-7C-15 NMSA 1978) is the statutory authority that establishes the required contributions of participating employers and their employees. During the fiscal year ended June 30, 2010, the statute required each participating employer to contribute

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

8. Post Employment Benefits - State Retiree Health Care Plan (Cont'd)

1.3% of each participating employee's annual salary; each participating employee was required to contribute .65% of their salary. In the fiscal years ending June 30, 2011 through June 30, 2013 the contribution rates for employees and employers will rise as follows:

For employees who are not members of an enhanced retirement plan the contribution rates will be:

<u>Fiscal Year</u>	<u>Employer Contribution Rate</u>	<u>Employee Contribution Rate</u>
FY11	1.666%	.833%
FY12	1.834%	.917%
FY13	2.000%	1.000%

For employees who are members of an enhanced retirement plan (state police and adult correctional officer coverage plan 1; municipal police member coverage plans 3, 4 and 5; municipal fire member coverage plan 3, 4 and 5; municipal detention officer member coverage plan 1; and members pursuant to the Judicial Retirement Act [10-12B-1 NMSA 1978]) the contribution rates will be:

<u>Fiscal Year</u>	<u>Employer Contribution Rate</u>	<u>Employee Contribution Rate</u>
FY11	2.084%	1.042%
FY12	2.292%	1.146%
FY13	2.500%	1.250%

Also, employers joining the program after January 1, 1998, are required to make a surplus-amount contribution to the RHCA based on one of two formulas at agreed-upon intervals.

The RHCA plan is financed on a pay-as-you-go basis. The employer, employee and retiree contributions are required to be remitted to the RHCA on a monthly basis. The statutory requirements for the contributions can be changed by the New Mexico State Legislature.

The Legislative Council Service contributions to the RHCA for the years ended June 30, 2010, 2009, and 2008, were \$58,988, \$59,985, and \$55,711, respectively, which equal the required contributions for each year.

9. Due from Other State Agencies

An amount of \$6,008 is due from the New Mexico Department of Finance and Administration resulting from payroll tax and employee benefit liability errors in the Statewide Human Resources, Accounting and Management Reporting System (SHARE).

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Notes to the Financial Statements
June 30, 2010**

10. Commitments and Contingencies

The Council Service is committed under several leases for various office equipment. The lease commitments are contingent upon legislative appropriation. Therefore, no long-term lease commitments exist which require disclosure. Total lease expenditures for rent of equipment for the year ended June 30, 2010, amounted to \$137,454.

11. Risk Management

The Legislative Council Service is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; and natural disasters for which the agency carries insurance (Workers Compensation, Unemployment Compensation, Employee Liability, and Transportation Property) with the State of New Mexico Risk Management Division (RMD) of the General Services Department.

12. Special Appropriations

The Legislative Council Service received the following special appropriations during the current and previous years which are still available to expend in subsequent years.

<u>Agency/Fund</u>	<u>Amount</u>	<u>Unexpended Balance</u>	<u>Appropriation Lapses</u>	<u>Purpose</u>
11900/13200	\$ 4,500,000	\$ 3,319,645	06/30/2012	Capitol Building Renovations appropriations Laws 2007, Ch. 192, Sec. 1
11100/12900	25,000	-	06/30/2012	Civilian Conservation Corps Worker Statue Laws 2008, Ch. 92
11100/12900	75,000	-	06/30/2011	Webcast Project, Laws 2006, Ch. 111, Sec. 17 Severance tax Bonds

13. Net Assets Deficit

GASB #34 requires capitalized assets, net of accumulated depreciation, and the inclusion of long-term debt resulting in an unrestricted net asset deficit of \$(774,892). This deficit is created by compensated absence liabilities which will be paid from subsequent years State General Fund Appropriations.

14. Restatement to June 30, 2009 Net Assets/Fund Balance

A. Unused portion of Amount Due From Other Funds (State Board of Finance) for unused balance of Severance Tax Bonds from a prior-year appropriation which was previously recognized as revenue (net assets and fund balance)	\$ 13,744
B. Adjustment to 6/30/2009 balance of compensated absences payable (net assets)	429,837
C. Adjustment to 6/30/2009 balance of accumulated depreciation (net assets)	<u>5,775</u>
Total	<u>\$ 449,356</u>

General Fund - Council Service Fund Account

To account for activities of the Legislative Council Service, except for the maintenance of the State Capitol. (Share Fund #12900)

General Fund - Building Services Fund Account

To account for activities of the Legislative Council Service activity related to the maintenance of the State Capitol. (Share Fund #13200)

Combining and Individual Fund Financial Statements

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Combining Balance Sheet
General Fund - All Accounts
June 30, 2010**

	<u>General Fund</u>		
	<u>Fund 12900</u> Council Service Account	<u>Fund 13200</u> Building Service Account	<u>Total General Fund All Accounts</u>
<u>Assets</u>			
Investment in the State Treasurer General Fund Investment Pool (note 2)	\$ 1,065,795	\$ 3,682,170	\$ 4,747,965
Petty cash	100	50	150
Due from other state agencies (note 9)	-	6,008	6,008
	<hr/>	<hr/>	<hr/>
Total assets	\$ <u>1,065,895</u>	\$ <u>3,688,228</u>	\$ <u>4,754,123</u>
<u>Liabilities and Fund Balance</u>			
Liabilities:			
Accounts payable	\$ 48,622	\$ 74,214	\$ 122,836
Accrued salaries payable	127,268	56,072	183,340
Payroll taxes payable	67,695	21,020	88,715
Payroll benefits payable	89,675	46,600	136,275
Due to State General Fund (note 5)	724,862	170,626	895,488
Due to other state agencies	7,673	-	7,673
	<hr/>	<hr/>	<hr/>
Total liabilities	<u>1,065,795</u>	<u>368,532</u>	<u>1,434,327</u>
Fund Balance:			
Reserved for:			
Petty cash	100	50	150
Subsequent years' expenditure	-	3,319,646	3,319,646
	<hr/>	<hr/>	<hr/>
Total fund balance	<u>100</u>	<u>3,319,696</u>	<u>3,319,796</u>
	<hr/>	<hr/>	<hr/>
Total liabilities and fund balance	\$ <u>1,065,895</u>	\$ <u>3,688,228</u>	\$ <u>4,754,123</u>

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
 LEGISLATIVE COUNCIL SERVICE
 Combining Statement of Revenues, Expenditures, and
 Changes in Fund Balances
 General Fund - All Accounts
 Year Ended June 30, 2010

	General Fund		Total General Fund
	Fund 12900 Council Service Account	Fund 13200 Building Services Account	
Expenditures:			
Legislative:			
Current:			
Personal services and employee benefits	\$ 4,025,042	\$ 2,599,521	\$ 6,624,563
Contractual services	188,812	92,431	281,243
Other	830,270	894,780	1,725,050
Capital outlay	73,414	185,813	259,227
Total expenditures	<u>5,117,538</u>	<u>3,772,545</u>	<u>8,890,083</u>
Other financing sources (uses):			
Miscellaneous revenue	26,841	-	26,841
Transfers:			
State General Fund appropriations	5,930,700	3,941,300	9,872,000
Other financing uses	-	(1,000,000)	(1,000,000)
Reversions - Fiscal Year 2010 (note 5)	(842,328)	(168,755)	(1,011,083)
Total other financing sources (uses)	<u>5,115,213</u>	<u>2,772,545</u>	<u>7,887,758</u>
Net change in fund balances	<u>(2,325)</u>	<u>(1,000,000)</u>	<u>(1,002,325)</u>
Fund Balances:			
Fund balance, beginning of year	16,169	4,319,696	4,335,865
Restatements:			
Prior-period adjustment (STB bonds reauthorized)	(13,744)	-	(13,744)
Fund balance, beginning as restated	<u>2,425</u>	<u>4,319,696</u>	<u>4,322,121</u>
Fund balance, ending	<u>\$ 100</u>	<u>\$ 3,319,696</u>	<u>\$ 3,319,796</u>

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - All Accounts
Council Service Account - Fund 12900 and Building Services Account - Fund 13200
For the Year Ended June 30, 2010

(From Statements 4 and 9)

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:					
State General Fund	\$ 10,061,300	\$ 9,778,400	\$ 25,000	\$ 9,872,000	\$ 118,600
Other revenues	<u>4,575,000</u>	<u>4,575,000</u>	<u>4,575,000</u>	<u>26,841</u>	<u>26,841</u>
Total revenues	14,636,300	14,353,400	<u>\$ 4,600,000</u>	<u>\$ 9,898,841</u>	<u>\$ 145,441</u>
Prior-year cash balance	-	-			
Total resources	<u>\$ 14,636,300</u>	<u>\$ 14,353,400</u>			

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:					
Personal services	\$ 7,464,200	\$ 7,257,000	\$ -	\$ 6,624,563	\$ 632,437
Contractual services	1,658,300	1,568,300	180,355	281,243	1,106,702
Other	5,513,800	4,528,100	83,931	1,984,277	2,459,892
Other financing uses	<u>-</u>	<u>1,000,000</u>	<u>-</u>	<u>1,000,000</u>	<u>-</u>
Total expenditures	<u>\$ 14,636,300</u>	<u>\$ 14,353,400</u>	<u>\$ 264,286</u>	<u>\$ 9,890,083</u>	<u>\$ 4,199,031</u>

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ 9,898,841	\$ 9,890,083
Adjustments:		
None	<u>-</u>	<u>-</u>
Budget basis	<u>\$ 9,898,841</u>	<u>\$ 9,890,083</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Council Service Account (Fund 12900) - All Departments
For the Year Ended June 30, 2010

(From Statements 5 through 8)

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:					
State General Fund	\$ 5,955,700	\$ 5,837,100	\$ 25,000	\$ 5,930,700	\$ 118,600
Other revenues	<u>75,000</u>	<u>75,000</u>	<u>75,000</u>	<u>26,841</u>	<u>26,841</u>
Total revenues	6,030,700	5,912,100	<u>\$ 100,000</u>	<u>\$ 5,957,541</u>	<u>\$ 145,441</u>
Prior-year cash balance	-	-			
Total resources	<u>\$ 6,030,700</u>	<u>\$ 5,912,100</u>			

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:					
Personal services	\$ 4,567,900	\$ 4,531,900	\$ -	\$ 4,025,042	\$ 506,858
Contractual services	240,000	210,000	-	188,812	21,188
Other	<u>1,222,800</u>	<u>1,170,200</u>	<u>83,931</u>	<u>903,684</u>	<u>182,585</u>
Total expenditures	<u>\$ 6,030,700</u>	<u>\$ 5,912,100</u>	<u>\$ 83,931</u>	<u>\$ 5,117,538</u>	<u>\$ 710,631</u>

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ 5,957,541	\$ 5,117,538
Adjustments:		
None	-	-
Budget basis	<u>\$ 5,957,541</u>	<u>\$ 5,117,538</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Council Service Account (Fund 12900 - Dept. Z0000)
For the Year Ended June 30, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:				
State General Fund	\$ 5,437,700	\$ 5,354,100	\$ 5,437,700	\$ 83,600
Other revenues	-	-	26,841	26,841
	<u>5,437,700</u>	<u>5,354,100</u>	<u>\$ 5,464,541</u>	<u>\$ 110,441</u>
Total revenues				
Prior-year cash balance	-	-		
Total resources	<u>\$ 5,437,700</u>	<u>\$ 5,354,100</u>		

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:				
Personal services	\$ 4,567,900	\$ 4,531,900	\$ 4,025,042	\$ 506,858
Contractual services	240,000	210,000	188,812	21,188
Other	629,800	612,200	461,280	150,920
	<u>5,437,700</u>	<u>5,354,100</u>	<u>\$ 4,675,134</u>	<u>\$ 678,966</u>
Total expenditures				

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ 5,464,541	\$ 4,675,134
Adjustments:		
None	-	-
Budget basis	<u>\$ 5,464,541</u>	<u>\$ 4,675,134</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Council Service Account (Fund 12900 - Dept. Z0100)
For the Year Ended June 30, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:				
State General Fund	\$ 493,000	\$ 458,000	\$ 493,000	\$ 35,000
Total revenues	493,000	458,000	\$ 493,000	\$ 35,000
Prior-year cash balance	-	-		
Total resources	\$ 493,000	\$ 458,000		

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:				
Personal services	\$ -	\$ -	\$ -	\$ -
Contractual services	-	-	-	-
Other	493,000	458,000	440,079	17,921
Total expenditures	\$ 493,000	\$ 458,000	\$ 440,079	\$ 17,921

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ 493,000	\$ 440,079
Adjustments:		
None	-	-
Budget basis	\$ 493,000	\$ 440,079

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Council Service Account (Fund 12900 - Dept. A060274)
Multi-Year Appropriation - Webcasting Project
Laws 2006, Chapter 111 (Lapses upon completion)
For the Year Ended June 30, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:					
State General Fund	\$ -	\$ -	\$ -	\$ -	\$ -
Other revenues	<u>75,000</u>	<u>75,000</u>	<u>75,000</u>	<u>-</u>	<u>-</u>
Total revenues	75,000	75,000	<u>\$ 75,000</u>	<u>\$ -</u>	<u>\$ -</u>
Prior-year cash balance	<u>-</u>	<u>-</u>			
Total resources	<u>\$ 75,000</u>	<u>\$ 75,000</u>			

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:					
Personal services	\$ -	\$ -	\$ -	\$ -	\$ -
Contractual services	-	-	-	-	-
Other	<u>75,000</u>	<u>75,000</u>	<u>59,226</u>	<u>2,030</u>	<u>13,744</u>
Total expenditures	<u>\$ 75,000</u>	<u>\$ 75,000</u>	<u>\$ 59,226</u>	<u>\$ 2,030</u>	<u>\$ 13,744</u>

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ -	\$ 2,030
Adjustments:		
None	<u>-</u>	<u>-</u>
Budget basis	<u>\$ -</u>	<u>\$ 2,030</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Council Service Account (Fund 12900 - Dept. A084093)
Multi-Year Appropriation - Civilian Conservation Corps Worker Statute
Laws 2008, Chapter 92 (Lapses 06/30/2012)
For the Year Ended June 30, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:					
State General Fund	\$ 25,000	\$ 25,000	\$ 25,000	\$ -	\$ -
Total revenues	25,000	25,000	\$ 25,000	\$ -	\$ -
Prior-year cash balance	-	-			
Total resources	\$ 25,000	\$ 25,000			

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:					
Personal services	\$ -	\$ -	\$ -	\$ -	\$ -
Contractual services	-	-	-	-	-
Other	25,000	25,000	24,705	295	-
Total expenditures	\$ 25,000	\$ 25,000	\$ 24,705	\$ 295	\$ -

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ -	\$ 295
Adjustments:		
None	-	-
Budget basis	\$ -	\$ 295

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Building Services Account (Fund 13200) - All Departments
For the Year Ended June 30, 2010

(From Statements 10 and 11)

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:					
State General Fund	\$ 4,105,600	\$ 3,941,300	\$ -	\$ 3,941,300	\$ -
Other revenues	<u>4,500,000</u>	<u>4,500,000</u>	<u>4,500,000</u>	<u>-</u>	<u>-</u>
Total revenues	8,605,600	8,441,300	<u>\$ 4,500,000</u>	<u>\$ 3,941,300</u>	<u>\$ -</u>
Prior-year cash balance	-	-			
Total resources	<u>\$ 8,605,600</u>	<u>\$ 8,441,300</u>			

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Prior Years' Activity</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:					
Personal services	\$ 2,896,300	\$ 2,725,100	\$ -	\$ 2,599,521	\$ 125,579
Contractual services	1,418,300	1,358,300	180,355	92,431	1,085,514
Other	4,291,000	3,357,900	-	1,080,593	2,277,307
Other financing uses	<u>-</u>	<u>1,000,000</u>	<u>-</u>	<u>1,000,000</u>	<u>-</u>
Total expenditures	<u>\$ 8,605,600</u>	<u>8,441,300</u>	<u>180,355</u>	<u>4,772,545</u>	<u>3,488,400</u>

Reconciliation of GAAP basis to budget basis:

	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ 3,941,300	\$ 4,772,546
Adjustments:		
None	<u>-</u>	<u>-</u>
Budget basis	<u>\$ 3,941,300</u>	<u>\$ 4,772,546</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Building Services Account (Fund 13200 - Dept. Z0000)
For the Year Ended June 30, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Revenues:				
State General Fund	\$ 4,105,600	\$ 3,941,300	\$ 3,941,300	\$ -
Total revenues	4,105,600	3,941,300	<u>\$ 3,941,300</u>	<u>\$ -</u>
Prior-year cash balance	<u>-</u>	<u>-</u>		
Total resources	<u>\$ 4,105,600</u>	<u>\$ 3,941,300</u>		

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual (Budget Basis)</u>	<u>Variance Favorable (Unfavorable)</u>
Expenditures:				
Personal services	\$ 2,896,300	\$ 2,725,100	\$ 2,599,521	\$ 125,579
Contractual services	160,100	100,100	92,432	7,668
Other	<u>1,049,200</u>	<u>1,116,100</u>	<u>1,080,593</u>	<u>35,507</u>
Total expenditures	<u>\$ 4,105,600</u>	<u>\$ 3,941,300</u>	<u>\$ 3,772,546</u>	<u>\$ 168,754</u>

Reconciliation of GAAP basis to budget basis:	<u>Revenues</u>	<u>Expenditures</u>
GAAP basis	\$ 3,941,300	\$ 3,772,546
Adjustments:		
None	<u>-</u>	<u>-</u>
Budget basis	<u>\$ 3,941,300</u>	<u>\$ 3,772,546</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Statement of Revenues and Expenditures
Budget and Actual (Budget Basis)
General Fund - Building Services Account (Fund 13200 - Dept. Z1500)
Multi-Year Appropriation - Renovation at Capitol North (Lapses 6/30/2012)
For the Year Ended June 30, 2010

	Original Budget	Final Budget	Prior Years' Activity	Actual (Budget Basis)	Variance Favorable (Unfavorable)
Revenues:					
State General Fund	\$ -	\$ -	\$ -	\$ -	\$ -
Other revenues	4,500,000	4,500,000	4,500,000	-	-
Total revenues	4,500,000	4,500,000	<u>\$ 4,500,000</u>	<u>\$ -</u>	<u>\$ -</u>
Prior-year cash balance	-	-			
Total resources	<u>\$ 4,500,000</u>	<u>\$ 4,500,000</u>			

	Original Budget	Final Budget	Prior Years' Activity	Actual (Budget Basis)	Variance Favorable (Unfavorable)
Expenditures:					
Personal services	\$ -	\$ -	\$ -	\$ -	\$ -
Contractual services	1,258,200	1,258,200	180,355	-	1,077,845
Other	3,241,800	2,241,800	-	-	2,241,800
Other financing uses	-	1,000,000	-	1,000,000	-
Total expenditures	<u>\$ 4,500,000</u>	<u>\$ 4,500,000</u>	<u>\$ 180,355</u>	<u>\$ 1,000,000</u>	<u>\$ 3,319,645</u>

Reconciliation of GAAP basis to budget basis:

	Revenues	Expenditures
GAAP basis	\$ -	\$ 1,000,000
Adjustments:		
None	-	-
Budget basis	<u>\$ -</u>	<u>\$ 1,000,000</u>

Note:

The actual expenditures on the budget basis do not include any accounts payable that required a request to pay prior-year bills out of the FY 2011 budget.

The accompanying notes are an integral part of the financial statements.

OTHER REPORTS

ROBERT J. RIVERA, CPA, PC

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REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS*

State of New Mexico -
Legislative Council Service
and
Mr. Hector Balderas
New Mexico State Auditor
Santa Fe, New Mexico

We have audited the financial statements of the governmental activities, each major fund, the budgetary comparisons for the general fund and the Capital Buildings Repair Special Revenue Fund, and the combining and individual fund financial statements and budgetary comparisons presented as supplemental information of the State of New Mexico, Legislative Council Service, a component unit of the State of New Mexico as of and for the year ended June 30, 2010, and have issued our report thereon dated October 6, 2010. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

Internal Control Over Financial Reporting

In planning and performing our audit, we considered the State of New Mexico, Legislative Council Service's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the State of New Mexico, Legislative Council Service's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the State of New Mexico, Legislative Council Service internal control over financial reporting.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the financial statements will not be prevented, or detected and corrected on a timely basis.

Our consideration of the internal control over financial reporting was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in the internal control over financial reporting that might be deficiencies, significant deficiencies, or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.



Compliance and Other Matters

As part of obtaining reasonable assurance about whether the State of New Mexico, Legislative Council Service's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under **Government Auditing Standards**.

This report is intended solely for the information and use of the State of New Mexico, Legislative Council Service's management, others within the agency, the State Auditor, the New Mexico Department of Finance and Administration, and the New Mexico Legislature, and is not intended to be and should not be used by anyone other than these specified parties.



Robert J. Rivera, CPA, PC
Santa Fe, New Mexico
October 6, 2010

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE
Schedule of Findings and Responses**

June 30, 2010

I. PRIOR-YEAR AUDIT FINDINGS

a. Repeated in current-year

None

b. Resolved and not included in current-year

None

II. CURRENT-YEAR FINDINGS PERTAINING TO THE FINANCIAL STATEMENTS WHICH ARE REQUIRED TO BE REPORTED

None

**STATE OF NEW MEXICO
LEGISLATIVE COUNCIL SERVICE**

June 30, 2010

Financial Statement Preparation

The financial statements were prepared by the Legislative Council Service staff with the assistance of the independent certified public accountant performing the audit. Management is responsible for ensuring that the books and records adequately support the preparation of financial statements in accordance with generally accepted accounting principles and that records are current and in balance. Management has reviewed and approved the financial statements.

The Legislative Council Service staff has prepared the Management's Discussion and Analysis.

Exit Conference

An exit conference was held on November 29, 2010, to discuss the audit. The following individuals were in attendance:

State of New Mexico - Legislative Council Service

Timothy Z. Jennings, President Pro-Tempore of the Senate, Legislative Council Co-Chairman
Raul Burciaga, Director, Legislative Council Service
Kathy Pacheco-Dofflemeyer, Assistant Director for Administration

Audit Firm (Robert J. Rivera, CPA, PC)

Robert J. Rivera, CPA
William J. Valdes