### PORCH & ASSOCIATES LLC

CERTIFIED PUBLIC ACCOUNTANTS AND CONSULTANTS

STATE OF NEW MEXICO BOARD OF NURSING

Financial Statements, Supplementary Information and Independent Auditor's Report

June 30, 2018

### STATE OF NEW MEXICO BOARD OF NURSING

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#### STATE OF NEW MEXICO BOARD OF NURSING

### List of Principal Officials

June 30, 2018

#### **Board of Directors**

Dr. L. Ann Green Chair

Claudia Saiz, RN, MSN Vice Chair

Jonathan Palmer Secretary

Rebecca Hatch Member

Dr. Kirk Irby Member

Kris Willingham Member

Sally Schutte Member

Karen Castillo Member

#### Staff

Sasha Poole Executive Director

William J. Duran Director of Operations

Donna Arbogast Chief Financial Officer

CERTIFIED PUBLIC ACCOUNTANTS AND CONSULTANTS

#### **Independent Auditor's Report**

Mr. Wayne Johnson, New Mexico State Auditor and The Board of Directors State of New Mexico Board of Nursing Albuquerque, New Mexico

#### **Report on Financial Statements**

We have audited the accompanying financial statements of the governmental activities, the major fund, the aggregate remaining fund information, and the budgetary comparison for the general fund of the State of New Mexico Board of Nursing (Board), as of and for the year ended June 30, 2018, and the related notes to the financial statements, which collectively comprise the Board's basic financial statements as listed in the table of contents.

#### Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

#### **Auditor's Responsibility**

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 from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion.

Mr. Wayne Johnson, New Mexico State Auditor and The Board of Directors State of New Mexico Board of Nursing Albuquerque, New Mexico

An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

#### **Opinions**

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and the major fund of the State of New Mexico Board of Nursing, as of June 30, 2018, and the respective changes in financial position and, where applicable, cash flows thereof and the respective budgetary comparison for the general fund for the year then ended, in accordance with accounting principles generally accepted in the United States of America.

#### **Other Matters**

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis on pages 4 through 7, be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

As discussed in Note 1, the financial statements of the State of New Mexico Board of Nursing are intended to present the financial position and the changes in financial position of only that portion of the governmental activities, the major fund and its budgetary comparison of the State of New Mexico that is attributable to the transactions of the Board. They do not purport to, and do not, present fairly the financial position of the State of New Mexico as of June 30, 2018, and the changes in its financial position for the year ended in conformity with accounting principles generally accepted in the United States of America.

Mr. Wayne Johnson, New Mexico State Auditor and The Board of Directors State of New Mexico Board of Nursing Albuquerque, New Mexico

#### Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated September 19, 2018 on our consideration of the Board'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* in considering the Board's internal control over financial reporting and compliance.

Porch & Associates LLC

Albuquerque, New Mexico September 19, 2018

This Management's Discussion & Analysis (MD&A) is provided pursuant to the requirements of Statement 34 of the Government Accounting Standards Board (GASB 34). The MD&A introduces the basic financial statements and provides an analytical overview of the State of New Mexico Board of Nursing's (Board) financial activities.

#### **Overview of the Financial Statements**

The financial statements consist of the following: government-wide financial statements, governmental fund statements, and statements reconciling the above-mentioned statements.

### Government-Wide Financial Statements (Statement of Net Assets and Statement of Activities)

Government-wide financial statements report information about the Board of Nursing (Board) as a whole using accounting methods similar to those used by private-sector companies. The statement of net assets includes all of the government assets and liabilities. All of the current year's revenues and expenses are accounted for in the statement of activities, regardless of when cash is received or paid.

The basic financial statements report the Board's net assets and how they have changed.

## Fund Financial Statements (Balance Sheet and Statement of Revenues, Expenditures and Changes in Fund Balance)

The fund financial statements provide more detailed information about the Board's significant funds. Funds are accounting devices that the Board uses to keep track of specific sources of funding and spending for particular purposes.

The Board of Nursing operates principally on its own self-generated revenues (license and registration fees, examination fees, nursing list, and interest earnings) and a budget, which is approved by the State Legislature each year.

#### Condensed Comparative Financial Information

#### **Statements of Net Position**

	<u>J</u> 1	ine 30,2018	June 30, 2017
Assets			
Current assets	\$	750,420	539,641
Capital assets, net of depreciation		24,574	36,833
Total assets	\$	774,994	576,474

	June 30,2018	June 30, 2017
\$	73,608	132,197
	1,879	6,671
	75,487	138,868
	24,574	36,833
	45,929	36,871
	629,004	397,258
	699,507	437,606
\$	774,994	576,474
\$	(2.172.449)	(1,849,747)
·	2,415,132	2,001,029
\$_	242,683	(151,282)
	· · · · · · · · · · · · · · · · · · ·	73,608 1,879 75,487 24,574 45,929 629,004 699,507 774,994 \$ (2,172,449) 2,415,132

#### **Analysis of Financial Position (Statement of Net Assets)**

Total Assets: Consist of investments of \$750,420 with the State Treasurer and

capital assets of \$24,574, net of accumulated depreciation. Total assets are \$774,994, which decreased over the prior year due to the excess of expenditure over revenues. This decrease is due the increase in funds used to purchase a new server and other IT needs.

Total Liabilities: Consist of current liabilities of \$73,608 and long-term liabilities of

\$1,879. Total liabilities are \$75,487. Liabilities decreased from the prior year due to the decrease in the amount of voucher payables. The Board was more proactive in ensuring that our

vendors were paid timely.

Net Assets: Consist of \$24,594 invested in capital assets, unrestricted net assets

of \$629,004 that would be used for unexpected litigation and one year's budget in the event revenues cannot be collected and \$45,929 in restricted net assets that are reserved for the Nursing

Excellence Funds.

Budgetary

Adjustments: The Board had two budgetary adjustment. The first was for

\$103,790 which represents the 5% statutory increase. The second was for \$150,000. Due to the increase of nursing fees that was done in October, 2017, the Board requested an increase during the legislative session which increased the 200 (Personnel), the 300

(Contractual) and the 400 (Other) categories.

#### **Results of Operations** (Statement of Activities)

Total expenses consist of \$2,172,449 mainly for operation, employee salaries, and benefit purposes. In FY18, the Nurse Excellence Fund disbursed \$52,575 to nursing schools and organizations for nursing research and scholarships.

**Changes in Net Assets:** The Board's total revenue increased from \$1,849,747 to \$2,415,132. The Board's total fund level expenses increased by approximately 8.41% from \$2,001,029 to \$2,169,362, mainly from the increase in personnel costs.

#### **Capital Assets and Long-Term Liabilities**

The Board experienced a change in capital assets as investment in capital assets went from \$36,833 to \$24,959. The decrease is due to the depreciation expense.

#### <u>Analysis of Significant Variations in the Original Budget Amounts and Final Budget</u> <u>Amounts</u>

The Board processed two adjustments in FY18 between the original budget submitted to the Department of Finance and Administration and the final budget approved by the Department of Finance and Administration. The adjustments were for \$103,790 which was to increase in the 200 category (Personnel), 300 category (Contractual) and 400 category (Other) which was authorized by the 5% statutory authority, and the \$150,000 which increased the 300 category (Contractual) and 400 category (Other). This increase was granted through the legislative session due to the increase in expected revenue.

### Analysis of Significant Variances Between the Final Budgeted Amounts and the Actual Results

The Board did not experience a significant variance between the final budgeted amounts and the actual amounts. In both revenues and expenditures, the variances were favorable.

#### **Analysis of Board's Overall Financial Position and Results of Operations**

Total net assets increased by approximately 59.8% from \$437,606 to \$699,507. The Board's total expenditures increased by approximately 8.41% from \$2,001,029 to \$2,169,362. The revenues increased by approximately 30.5% from \$1,849,747 to \$2,415,132.

#### **Currently Known Facts, Decisions, or Conditions**

In FY18, the Board was in the process of replacing the My License licensing system with the ORB (Optimal Regulatory Board) licensing system which is operated by the National Council of State Boards of Nursing (NCSBN). The Board ensured that data currently housed with My License was up to date and accurate to ensure the roll over to ORBs was successful. The Board switched to ORBs on June 25, 2018.

The Board increased the fees for Registered Nurses, Licensed Practical Nurses, and Advanced Practice Nurses. The fees had not been increased since 2004, and this increase was necessary due to the increasing expenditures the Board was experiencing. This caused revenue to significantly increase.

The Board worked diligently to become PCI (Payment Card Industry) compliant. At the beginning of the process, the Board was one of the worst agencies, but by May, 2018, the Board was one of a few agencies that were totally PCI compliant. The agency has one retirement.

There were three Nurse Excellence Award grants this past year totaling \$52,575.

Further information may be obtained from the Board of Nursing at 6301 Indian School NE, Suite 710, Albuquerque, New Mexico 87110.

# STATE OF NEW MEXICO BOARD OF NURSING STATEMENT OF NET POSITION June 30, 2018

	Governmenta Activities		
ASSETS			
Current Assets			
Cash on hand	\$	54	
Investment in the State General Fund Investment Pool		750,366	
		750,420	
Non-current Assets			
Capital assets, net of accumulated depreciation		24,572	
Total assets		774,992	
LIABILITIES			
Current Liabilities			
Vouchers payable		15,175	
Accrued payroll, taxes, and benefits		62,910	
Other liabilities		271	
Compensated absences, current portion		45,528	
Total current liabilities		123,884	
Long-term Liabilities			
Compensated absences		11,382	
Total liabilities		135,266	
NET POSITION			
Net investment in capital assets		24,572	
Restricted		45,929	
Unrestricted		569,225	
Total net position	\$	639,726	

# STATE OF NEW MEXICO BOARD OF NURSING STATEMENT OF ACTIVITIES Year Ended June 30, 2018

Governmental Activities **EXPENSES** Personal services and employee benefits 1,656,036 73,695 Contractual services Other costs 483,281 **Total expenses** 2,213,012 **Program Revenues** Charges for services: Licenses, fees, permits, and penalties 2,387,039 **General Revenues** Other 23,106 Interest 4,987 **Total revenues** 2,415,132 **Change in Net Position** 202,120 Net position, beginning of year 437,606 Net position, ending 639,726

# STATE OF NEW MEXICO BOARD OF NURSING BALANCE SHEET - GOVERNMENTAL FUNDS June 30, 2018

	C 1	Nursing	T. 4.1
A CONTINUE	General	Excellence	Total
ASSETS			
Cash on hand	\$ 54	-	54
Investment in the State General Fund Investment Pool	 704,437	45,929	750,366
Total assets	\$ 704,491	45,929	750,420
LIABILITIES AND FUND BALANCE			
Liabilities			
Vouchers payable	\$ 15,175	-	15,175
Accrued payroll, taxes, and benefits	62,910	-	62,910
Other liabilities	271	_	271
Total liabilities	78,356	-	78,356
Fund Balance			
Restricted for Board of Nursing excellence fund	_	45,929	45,929
Unassigned	626,135	-	626,135
Total fund balance	 626,135	45,929	672,064
Total liabilities and fund balance	\$ 704,491	45,929	750,420

### STATE OF NEW MEXICO BOARD OF NURSING RECONCILIATION OF THE BALANCE SHEET - GOVERNMENTAL FUNDS TO THE STATEMENT OF NET POSITION June 30, 2018

Amounts reported for governmental activities in the statement of net position are different because:

Total fund balances - governmental funds	\$ 672,064
Capital assets used in governmental activities are not financial resources and, therefore, are not reported in the governmental funds.	24,572
Compensated absences payable are not due and payable in the current period and, therefore, are not reported in the governmental funds.	 (56,910)
Net position - governmental activities	\$ 639,726

### STATE OF NEW MEXICO BOARD OF NURSING STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES - GOVERNMENTAL FUNDS Year Ended June 30, 2018

	Nursing			
		General	Excellence	Total
Revenues				
Licenses, fees, permits, and penalties	\$	2,328,557	58,482	2,387,039
Other		19,955	3,151	23,106
Interest		4,987	-	4,987
Total revenues		2,353,499	61,633	2,415,132
Expenditures				
Current:				
Personal services and employee benefits		1,632,482	-	1,632,482
Contractual services		73,695	-	73,695
Other costs		418,445	52,575	471,020
Total expenditures		2,124,622	52,575	2,177,197
Change in fund balances		228,877	9,058	237,935
Fund balance, beginning of year		397,258	36,871	434,129
Fund balance, end of year	\$	626,135	45,929	672,064

### STATE OF NEW MEXICO BOARD OF NURSING RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES Year Ended June 30, 2018

Amounts reported for governmental activities in the statement of activities are different because:

Changes in fund balances - governmental funds	\$ 237,935
Governmental funds report capital outlay as expenditures. However, in the Statement of Activities the cost of those assets are allocated over their estimated useful lives and reported as depreciation expense. The following is the amount by which capital outlay exceeded depreciation in the current period.	
Depreciation expense	(12,261)
Accrued compensated absences are expensed under the accrual method, and not the modified accrual method.	 (23,554)
Change in net position - governmental activities	\$ 202,120

### STATE OF NEW MEXICO BOARD OF NURSING STATEMENT OF REVENUES AND EXPENDITURES -BUDGET AND ACTUAL - (NON-GAAP BUDGETARY BASIS) GENERAL FUND Year Ended June 30, 2018

					Variance with Final Budget-
		Budgeted A	Amounts		Positive
		Original	Final	Actual	(Negative)
Revenues					_
Licenses, fees, permits, and penalties	\$	1,949,300	1,949,300	2,328,557	379,257
Other		31,000	31,000	21,313	(9,687)
Interest		500	500	4,987	4,487
Total revenues		1,980,800	1,980,800	2,354,857	374,057
Expenditures					
Personal services and employee benefits		1,576,200	1,631,300	1,619,294	12,006
Contractual services		37,200	122,200	73,695	48,505
Other costs		462,400	576,090	459,124	116,966
Total expenditures		2,075,800	2,329,590	2,152,113	177,477
Net change in fund balance		(95,000)	(348,790)	202,744	551,534
Prior year fund balance required to					
balance the budget		95,000	348,790		
	\$	-	-		
Non-GAAP budgetary basis revenues				\$ 2,354,857	
Stale dated warrants				(1,358)	
GAAP revenues				\$ 2,353,499	:
Non-GAAP budgetary basis expenditures				\$ 2,152,113	
Change in prepaid expenses				(1,693)	
Change in accounts payable				(38,986)	
Change in accrued payroll, taxes, and be	ene	fits		13,188	
GAAP expenditures				\$ 2,124,622	

#### NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

*Nature of Entity.* The State of New Mexico Board of Nursing (Board) was created July 1, 1983, by the Nursing Practice Act, New Mexico Statutes 1978 Annotated 61-3-1 through 61-3-31. The Board is a non-reverting agency to the State General Fund.

The purpose of the Board is to protect the citizens of the state of New Mexico by licensing Nurses and certifying Hemodialysis Technicians and Medication Aides; regulating education programs for licensees and certificate holders; regulating practice; taking complaints and disciplining licensees and certificate holders who violate the law and rules.

The Board has the power to adopt and amend all bylaws and rules of procedure not inconsistent with the constitution, the laws of the state of New Mexico, or the Nursing Practice Act, which may be reasonable for the proper performance of its duties and the regulation of its procedures, meeting records, examinations, and conduct thereof. The Board also adopts and promulgates rules for professional responsibility for professional nurses.

#### A. Financial Reporting Entity

The Board of Directors, a seven-member group consisting of an on-going entity, is the level of government which has governance responsibilities over all activities related to the Board. The Board is not included in any other government "reporting entity" as defined in Section 2100, Codification of Governmental Accounting and Financial Reporting Standards. Even though board members are appointed by the governor, they have decision-making authority, the power to designate management, the responsibility to significantly influence operations, and primary accountability for fiscal matters Included within the reporting entity is the Board as described above. Other executive branch entities of government are excluded because they are established separately by statutes.

As required by GAAP, financial statements are presented for the Board and its component units. A legally separate organization that does not qualify as a primary government is a potential component unit. The normal criterion for deciding whether a potential component unit is, in fact, a component unit is financial accountability. Financial accountability is determined by analyzing fiscal dependency, board appointments, financial benefit or burden relationships, or the ability of the primary government to impose its will on the potential component unit. Based on these criteria, the Board has no component units.

## NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### B. Government Wide and Fund Financial Statements

The basic financial statements include both government-wide (based on the Board as a whole) and fund financial statements. Both the government-wide and fund financial statements categorize primary activities as either governmental or business-type activities. The Board has only governmental type activities. In the government-wide statement of net position, the governmental column reflects a full accrual economic resources basis, which incorporates long-term assets as well a long-term debt and other obligations. Neither fiduciary funds nor component units that are fiduciary in nature are included.

The government-wide statement of activities reflects both the gross and net cost per functional category which is otherwise being supplied by general government revenue. The statement of activities reduces gross expenses (including depreciation) by related program revenues, and operating and capital grants. The program revenues are directly associated with the function. The Board includes only one function in its statement of activities (general government).

#### C. Measurement Focus, Basis of Accounting, and Financial Statement Presentation

The government-wide financial statements are reported using the *economic resources* measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows.

Amounts reported as *program revenues* in the Statement of Activities include 1) licensing fees, permits, and penalties, 2) other revenues, and 3) interest income.

Governmental financial statements are reported using the *current financial resources* measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period. For this purpose, the Board considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, expenditures related to compensated absences are recorded only when payment is made.

When both restricted and unrestricted resources are available for use, it is the government's policy to use restricted resources first, then unrestricted resources as they are recorded.

## NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

### C. Measurement Focus, Basis of Accounting, and Financial Statement Presentation (Continued)

The Board recognizes revenue in accordance with GASB Codification Section 1600, paragraph 112. This paragraph states that although an entity may send an invoice for a business license, it is not possible to know if the business will renew the license. This guidance also applies to professional licenses. Therefore, the point of renewal of a professional license is the time of payment because the Board would not know if a license is being renewed until the payment is received. As a result, the board does not recognize accounts receivable or income for invoiced but unpaid licenses at year-end.

Other revenues susceptible to accrual are investment income. All other revenues are recognized when they are received and are not susceptible to accrual because they are usually not measurable until payment is actually received.

The Board reports the following major governmental funds:

General Fund (Fund #07200 – non-reverting). The General Fund is the Board's primary operating fund. It accounts for all of the financial resources of the Board. The General Fund is funded primarily through license and registration fees. The General Fund is a non-reverting fund created by Sections 61-3-1 through 61-3-31, NMSA 1978.

The Board reports the following nonmajor governmental funds:

Nursing Excellence Fund (Fund #84200 – non-reverting). The Nursing Excellence Fund was established in 2003 to provide fund strategies to enhance recruitment and retention of professional nurses, increase career and educational opportunities, and improve interactions with health facilities administrations, the medical profession, and institutions of higher education. Section 91-6-10.5 allows the board to impose a license renewal surcharge in an amount not to exceed \$20 in order to support the Nursing Excellence Fund.

#### D. Cash – Fiscal Agent

The New Mexico Department of Finance and Administration acts as the fiscal agent for the Board. The fiscal agent is responsible for the processing of all cash disbursements and payroll functions. The New Mexico State Treasurer maintains the Board's cash and cash receipts.

### NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### E. Inventory

Office supply inventory items are expended when purchased. Therefore, the financial statements do not reflect inventories of office supplies on hand at year-end.

#### F. Capital Assets

Capital assets, which are comprised of equipment, are reported in the government-wide financial statements. Capital assets are defined by the Board as assets with an initial, individual cost of more than \$5,000, and an estimated useful life in excess of one year.

Assets are recorded at historical cost or estimated historical cost if purchased or constructed. Donated capital assets are recorded at estimated fair market value at the date of donation. The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend assets lives are not capitalized. Major outlays for capital assets and improvements are capitalized as projects are constructed. Such assets, including infrastructure, have higher limits that must be met before they are capitalized.

Capital assets are depreciated using the straight-line method over the following estimated useful lives:

Furniture and equipment 5 years

Data processing equipment 5 years

The Audit Act, 12-6-10, NMSA 1978, requires all assets which cost more than \$5,000 and have a life greater than one year to be added to the General Fixed Asset Account Group and a yearly inventory of those assets must be taken.

#### **G.** Accrued Compensated Absences

Full and part-time employees are entitled to accumulated annual leave at a rate based on years of service. A maximum of thirty working days of such accumulated annual leave may be carried forward into the beginning of the calendar leave year and any excess is lost. When employees terminate, they are compensated for accumulated unpaid annual leave as of the date of termination, up to a maximum of thirty days.

Employees are entitled to accumulated sick leave at the rate of one day for each calendar month of service. There is no limit to the amount of sick leave which an employee may accumulate. State agencies are allowed to pay fifty percent (50%) of each employee's hourly rate for accumulated sick leave over 50 hours up to 120 hours.

### NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### H. Fund Balances

The Board follows GASB Statement No. 54, "Fund Balance Reporting and Governmental Fund Type Definitions." This Statement defines fund balance categories to make the nature and extent of the constraints placed on a government's fund balances more transparent. The following classifications describe the relative strength of the spending constraints:

- Nonspendable fund balance—amounts that are not in nonspendable form (such as inventory) or are required to be maintained intact.
- Restricted fund balance—amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions, or by enabling legislation.
- Committed fund balance—amounts constrained to specific purposes by the Board itself, using its highest level of decision-making authority (i.e., Board of Directors). To be reported as committed, amounts cannot be used for any other purpose unless the Board takes the same highest level action to remove or change the constraint.
- Assigned fund balance—amounts the Board intends to use for a specific purpose. Intent can be expressed by the Board of Directors or by an official or body to which the Board of Directors delegates the authority.
- Unassigned fund balance—amounts that are available for any purpose. Positive amounts are reported only in the general fund.

The Board has reviewed each of the classifications and has determined that the fund balance for the general fund is unassigned, and the fund balance for nursing excellence fund is restricted.

The Board would typically use restricted fund balances first, followed by committed resources, and then assigned resources, as appropriate opportunities arise, but reserves the right to selectively spend unassigned resources first to defer the use of these other classified funds.

### NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### I. Net Position

Net position represents the difference between assets and liabilities. Net investment in capital assets consists of capital assets, net of accumulated depreciation, reduced by the outstanding balances of any borrowings used for the acquisition, construction or improvements of those assets. Net investment in capital assets excludes unspent debt proceeds. Net position is reported as restricted when there are limitations imposed on their use either through the enabling legislation adopted by the Board or through external restrictions imposed by creditors, grantors or laws or regulations of other governments. The nursing excellence fund is restricted by enabling legislation. The general fund is unrestricted.

#### J. Budgetary Information

The Board follows the following procedures for establishing the budgetary data reflected in the financial statements:

- 1. Prior to September 1, the Board submits to the Department of Finance and Administration, State of New Mexico, a proposed operating budget for the fiscal year commencing the following July 1. The operating budget includes proposed expenditures and the means of financing them as approved by the State Legislature.
- 2. Budget appropriations lapse if not encumbered at the end of the fiscal year. Unexpended funds do not revert to State General Fund.
- 3. Amendments to budget line items are obtained by filing a budget adjustment request with the Budget Division of the Department of Finance and Administration, State of New Mexico. Increase in the total must be approved by the State Legislature.
- 4. The Board's budget for the fiscal year ending June 30 was amended in a legally permissible manner by reallocating line item totals as the need arose during the fiscal year.

#### **K.** Use of Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

## NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

#### L. Implementation of New Accounting Standards

During the year ended June 30, 2018, the Board adopted the following Government Accounting Standards Board Statements (GASB):

GASB No. 75 – Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions. The primary objective of this Statement is to improve accounting and financial reporting by state and local governments for postemployment benefits other than pensions (other postemployment benefits or OPEB). It also improves information provided by state and local governmental employers about financial support for OPEB that is provided by other entities. This Statement results from a comprehensive review of the effectiveness of existing standards of accounting and financial reporting for all postemployment benefits (pensions and OPEB) with regard to providing decision-useful information, supporting assessments of accountability and interperiod equity, and creating additional transparency. The statement will not have a material impact on the Board's financial statements.

GASB No. 85 – *Omnibus*. The objective of this Statement is to address practice issues that have been identified during implementation and application of certain GASB Statements. This Statement addresses a variety of topics including issues related to blending component units, goodwill, fair value measurement and application, and postemployment benefits (pensions and other postemployment benefits). The statement will not have a material impact on the Board's financial statements.

#### NOTE 2. CASH AND INVESTMENTS

State law requires the Board's cash be managed by the New Mexico State Treasurer's Office. Accordingly, the cash of the Board consists of cash in the General Fund Investment Pool (GFIP) or (Pool) managed by the New Mexico State Treasurer's Office.

Cash invested with the New Mexico State Treasurer at June 30, 2018 is as follows:

				Reconciling Items			
				Balance			
Name of	Account	Agency	Fund	per	Outstanding		Balance
Depository	Name	Number	#	Depository	Warrants	Other	per Books
NM State							
Treasurer	General						
GFIP	Fund	449	07200	\$ 704,437	-	-	\$ 704,437
NM State	Nursing						
Treasurer	Excellence						
GFIP	Fund	449	84200	45,929	-	-	45,929
				\$ 750,420	-	-	\$ 750,420
				•		•	

#### NOTE 2. CASH AND INVESTMENTS (CONTINUED)

Cash accounts on deposit with the New Mexico State Treasurer do not require collateral to be pledged because they are deposits with another governmental entity. The Board is not authorized to make investments with funds on deposit with the New Mexico State Treasurer.

The New Mexico State Treasurer's Office (STO) has the power to invest money held in demand deposits and not immediately needed for the operation of state government in securities in accordance with Sections 6-10-10, I through P, NMSA 1978, as amended. STO, with the advice and consent of the State Board of Finance, can invest money held in demand deposits and investments not immediately needed for the operation of state government in:

- (a) Securities issued by the United States (U.S.) government or by its department or agencies and direct obligations of the U.S. or are backed by the full faith and credit of the U.S. government or agencies sponsored by the U.S. government;
- (b) Contracts for the present purchase and resale at a specified time in the future, not to exceed one year or, in case of bond proceeds, not to exceed three years, of specific securities at specified prices at a price difference representing the interest income to be earned by the state. No such contract shall be invested in unless the contract is fully secured by obligations of the U.S. of other securities backed by the U.S. having a market value of at least one hundred two percent of the amount of the contract;
- (c) Contracts for the temporary exchange of state-owned securities for the use of broker-dealers, banks or other recognized institutional investors in securities, for periods not to exceed one year for a specified fee rate. No such contract shall be invested in unless the contract is fully secured by exchange of an irrevocable letter of credit running to the state, cash or equivalent collateral of at least 102% of the market value of the securities plus accrued interest temporarily exchanged. The collateral required for either of the forms of investment in sections (b) and (c) shall be delivered to the fiscal agent of STO or its designee contemporaneously with the transfer of funds or delivery of the securities at the earliest time industry practice permits, but in all cases, settlement shall be on the same-day basis. Neither of the contracts in (b) or (c) shall be invested in unless the contracting bank, brokerage firm or recognized institutional investor has a net worth in excess of five hundred million dollars;
- (d) Any of the following investments in an amount not to exceed forty percent of any fund that the STO invests: (1) commercial paper rated "prime" quality by a national rating service, issued by corporations organized and operating within the U.S.; (2) medium-term notes and corporate notes with a maturity not exceeding five years that are rated A or its equivalent or better by a nationally recognized rating service and that are issued by a corporation organized and operating in the U.S.; or (3) an asset-backed obligation with a maturity obligation with a maturity not exceeding five years that is rated AAA or its equivalent by a nationally recognized rating service;

#### NOTE 2. CASH AND INVESTMENTS (CONTINUED)

- (e) Shares of a diversified investment company registered pursuant to the Federal Investment Company Act of 1940 that invests in U.S. fixed income securities or debt instruments authorized pursuant to (a), (b) and (d) above provided that the investment company has total assets under management of at least one billion dollars and the investments made by STO pursuant to this paragraph are less than five percent of the assets of the investment company; or
- (f) Individual, common or collective trust funds of banks or trust companies that invest in U.S. fixed income securities or debt instruments authorized pursuant to (a), (b) and (d) above provided that the investment manager has assets under management of at least one billion dollars and the investments made by STO pursuant to this paragraph are less than five percent of the assets of the individual, common, or collective trust fund.

No public funds can be invested in negotiable securities, or loans to financial institutions fully secured by negotiable securities at current market value, unless there is a contemporaneous transfer of the securities at the earliest time industry practice permits, but in all cases, settlement shall be on a same-day basis either by physical delivery or, in the case of uncertified securities, by appropriate book entry on the books of the issuer, to the purchaser or to a reputable third party safekeeping financial institution acting as agent or trustee for the purchaser, which agent or trustee shall furnish timely confirmation to the purchaser.

For cash management and investment purposes, the Board's funds are deposited in the State General Fund Investment Pool (Pool), which is managed by STO. Claims on the Pool are reported as assets by various agencies investing in the Pool, including the Board.

#### Credit Risk and Interest Rate Risk

Credit risk is the risk that an issuer or other counter-party to an investment will not fulfill its obligations. The Pool is not rated for credit risk.

Interest rate risk is the risk that changes in interest rates will adversely affect the fair value of an investment. The Board does not have an investment policy that limits interest rate risk.

For additional GASB 40 disclosure information regarding cash held by STO, the reader should see the separate audit reports for STO for the fiscal year ended June 30, 2018.

#### NOTE 3. CAPITAL ASSETS

Capital asset activity for the year ending June 30, 2018 was as follows:

	Beginning			Ending
	Balance	Additions	Deletions	Balance
Capital assets				
Furniture and equipment	\$ 19,034	-	(4,233)	14,801
Data processing equipment	122,051	-	(11,194)	110,857
Total capital assets	 141,085	-	(15,427)	125,658
Accumulated depreciation for:				_
Furniture and equipment	19,034	-	(4,233)	14,801
Data processing equipment	85,218	12,261	(11,194)	86,285
Total accumulated depreciation	 104,252	12,261	(15,427)	101,086
Total capital assets, net	\$ 36,833	(12,261)	-	24,572

Depreciation expense was charged to other costs in the general fund

#### NOTE 4. COMPENSATED ABSENCES

During the year ended June 30, 2018, the following changes occurred:

	Beginning Balance	Additions	Payments	Ending Balance	Due Within One Year
Compensated					
absences payable	\$ 33,356	66,759	(43,205)	56,910	45,528

Compensated absences have been valued using the pay rates in effect at June 30, 2018 and does not include estimated payroll tax and fringe benefits. The general fund has been used to liquidate compensated absences.

#### NOTE 5. LONG TERM LEASE CONTRACT

In June 2004, the Board entered into a long-term lease for the rental of office space which has been extended through May 2022. Lease payments are \$10,511.97 from June 1, 2016 to May 31, 2018, \$10,774.17 from June 1, 2018 to May 31, 2019, and \$11,042.34 from June 1, 2019 to May 31, 2022. The lease is subject to early termination by the lessee if certain conditions are present.

### NOTE 5. LONG TERM LEASE CONTRACT (CONTINUED)

Additionally, the Board leases various office equipment and vehicles under lease agreements with terms ranging from one to five years.

During the year ending June 30, 2018, the Board paid \$144,757 under its various lease agreements.

Future payments under leases exceeding one year are due for the year ending June 30:

2019	\$ 145,156
2020	145,424
2021	139,444
2022	 123,662
Total	\$ 553,686

#### NOTE 6. PERA PENSION PLAN

Plan Description: All of the Board's 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, 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. That report may be obtained by writing to PERA, PO Box 2123, Santa Fe, New Mexico 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% of their gross salary. The Board is required to contribute 16.99% of the gross covered salary. The contribution requirements of plan members and the Board are established under Chapter 10, Article 11 NMSA 1978. The requirements may be amended by acts of the legislature. The Board's contributions to PERA for the years ending June 30, 2018, 2017, and 2016 were \$192,609, \$156,357, and, \$147,635, respectively, equal to the amount of the required contributions for each year.

#### NOTE 7. ACCOUNTING AND FINANCIAL REPORTING FOR PENSIONS

The State of New Mexico follows the requirements of Government Accounting Standards Board Statement 68, *Accounting and Financial Reporting for Pensions*.

The State of New Mexico Board of Nursing, as part of the primary government of the State of New Mexico, is a contributing employer to a cost-sharing multiple employer defined benefit pension plan administered by the Public Employees Retirement Association (PERA). Disclosure requirements for governmental funds apply to the primary government as a whole, and as such, this information will be presented in the Component Appropriation Funds Annual Financial Report (General Fund) and the Comprehensive Annual Financial Report (CAFR) of the State of New Mexico.

Information concerning the net pension liability, pension expense, and pension-related deferred inflows and outflows of resources of the primary government will be contained in the General Fund and the CAFR and will be available, when issued, from the Office of State Controller, Room 166, Bataan Memorial Building, 407 Galisteo Street, Santa Fe, New Mexico, 87501.

#### NOTE 8. POST-EMPLOYMENT BENEFITS

Plan Description. The Board 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 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 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.

#### NOTE 8. POST-EMPLOYMENT BENEFITS (CONTINUED)

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 employer, employee, and retiree contributions are required to be remitted to the RHCA on a monthly basis. The statutory requirements for the employer and employee contributions can be changed by the New Mexico State Legislature. Employers that choose to become participating employers after January 1, 1998, are required to make contributions to the RHCA fund in the amount determined to be appropriate by the board.

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. For employees that were members of an enhanced retirement plan (state police and adult correctional officer member coverage plan 1; municipal police member coverage plans 3, 4 or 5; municipal fire member coverage plan 3, 4 or 5; municipal detention officer member coverage plan 1; and members pursuant to the Judicial Retirement Act) during the fiscal year ended June 30, 2018, the statute required each participating employer to contribute 2.5% of each participating employee's annual salary and each participating employee was required to contribute 1.25% of their salary. For employees that were not members of an enhanced retirement plan during the fiscal year ended June 30, 2018, the statute required each participating employer to contribute 2.0% of each participating employee's annual salary; each participating employee was required to contribute 1.0% of their salary. In addition, pursuant to Section 10-7C-15(G) NMSA 1978, at the first session of the Legislature following July 1, 2013, the legislature shall review and adjust the distributions pursuant to Section 7-1-6.1 NMSA 1978 and the employer and employee contributions to the authority in order to ensure the actuarial soundness of the benefits provided under the Retiree Health Care Act. The Board's contributions to the RHCA for the years ended June 30, 2018, 2017, and 2016 were \$22,673, \$18,406, and \$17,379, respectively, which equal the required contributions for each year.

### NOTE 9. POST-EMPLOYMENT BENEFITS – STATE RETIREE HEALTH CARE PLAN

Compliant with the requirements of Government Accounting Standards Board Statement No. 75, Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions, the State of New Mexico has implemented this standard for the fiscal year ended June 30, 2018.

The (Department, Agency, Commission, etc.), as part of the primary government of the State of New Mexico, is a contributing employer to a cost-sharing multiple-employer defined benefit postemployment health care plan that provides comprehensive group health insurance for persons who have retired from certain public service positions in New Mexico. The other postemployment benefits (OPEB) Plan is administered by the Retiree Health Care Authority of the State of New Mexico. Overall, total OPEB liability exceeds OPEB Plan net position resulting in a net OPEB liability. The State has determined the State's share of the net OPEB liability to be a liability of the State as a whole, rather than any agency or department of the State and the liability will not be reported in the department or agency level financial statements of the State. All required disclosures will be presented in the Comprehensive Annual Financial Report (CAFR) of the State of New Mexico.

Information concerning the net liability, benefit expense, and benefit-related deferred inflows and deferred outflows of resources of the primary government will be contained in the State of New Mexico Comprehensive Annual Financial Report (CAFR) for the year ended June 30, 2018 and will be available, when issued, from the Office of the State Controller, Room 166, Bataan Memorial Building, 407 Galisteo Street, Santa Fe, New Mexico, 87501.

#### NOTE 10. RISK MANAGEMENT

The Board 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 government carries commercial insurance. The Board maintains commercial insurance coverage through the Risk Management Division for workers compensation, auto liability, general liability, civil rights, and property and contents. Management believes that a potential loss would be adequately covered by insurance and would not result in any material adverse effect on the financial condition of the Board. During the past three years the Board has not had any significant reductions in insurance coverage or settlements exceeding insurance coverage.

#### NOTE 11. SUBSEQUENT EVENTS

The Board has evaluated subsequent events through October 25, 2018, the date the financial statements were available to be issued. There were no material subsequent events.

### PORCH & ASSOCIATES LLC

CERTIFIED PUBLIC ACCOUNTANTS 10612 ROYAL BIRKDALE NE ALBUQUERQUE, NM 87111

> Independent Auditor's 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

Mr. Wayne Johnson, New Mexico State Auditor and The Board of Directors State of New Mexico Board of Nursing Albuquerque, New Mexico

We have audited, in accordance with the 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, the financial statements of the governmental activities, the major fund, the non-major special revenue fund, and the budgetary comparison for the general fund of the State of New Mexico Board of Nursing (Board) as of and for the year ended June 30, 2018, and the related notes to the financial statements, which collectively comprise the Board's basic financial statements, and have issued our report thereon dated September 19, 2018.

#### **Internal Control Over Financial Reporting**

In planning and performing our audit of the financial statements, we considered the Board's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances 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 Board's internal control. Accordingly, we do not express an opinion on the effectiveness of the Board's internal control.

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 entity's financial statements will not be prevented, or detected and corrected on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Mr. Wayne Johnson, New Mexico State Auditor and The Board of Directors State of New Mexico Board of Nursing Albuquerque, New Mexico

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or, significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

#### **Compliance and Other Matters**

As part of obtaining reasonable assurance about whether the Board'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*.

#### **Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Board's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Board's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Porch & Associates LLC

Albuquerque, New Mexico September 19, 2018

# STATE OF NEW MEXICO BOARD OF NURSING SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS Year Ended June 30, 2018

Findings from Year Ended June 30, 2017:	<b>Current Status:</b>	
2016-001 Travel Reimbursements	Resolved	
2017-001 Insufficient Internal Control over Payroll Processing and Payroll Files	Resolved	
2017-002 Processing of Stale Dated Warrants	Resolved	
2017-003 Capital Asset Inventory	Resolved	

# STATE OF NEW MEXICO BOARD OF NURSING SCHEDULE OF FINDINGS AND RESPONSES Year Ended June 30, 2018

None

# STATE OF NEW MEXICO BOARD OF NURSING EXIT CONFERENCE Year Ended June 30, 2018

An exit conference was held September 24, 2018, and attended by the following:

#### State of New Mexico Board of Nursing

Dr. L. Anne Green, Board Chair

Sasha Poole, Executive Director

William J. Duran, Director of Operations

Donna Arbogast, Chief Financial Officer and Human Resources Director

#### Porch & Associates LLC

Thad Porch, Managing Principal

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The financial statements were prepared by Porch & Associates LLC from the books and records of the Board. However, the contents of these financial statements remain the responsibility of the Board's management.