

**STATE OF NEW MEXICO  
INDIAN AFFAIRS DEPARTMENT  
FINANCIAL STATEMENTS AND  
INDEPENDENT AUDITORS' REPORT  
June 30, 2014**

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INDIAN AFFAIRS DEPARTMENT  
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**STATE OF NEW MEXICO  
INDIAN AFFAIRS DEPARTMENT**

OFFICIAL ROSTER

June 30, 2014

**ADMINISTRATIVE OFFICIALS**

Arthur Allison

Cabinet Secretary

Kelly Zunie

Deputy Cabinet Secretary

Marilu Casillas

Chief Financial Officer

Moses Winston

General Counsel

**INDEPENDENT AUDITORS' REPORT**

Ms. Kelly Zunie, Cabinet Secretary  
State of New Mexico Indian Affairs Department  
and  
Mr. Hector H. Balderas  
New Mexico State Auditor  
Santa Fe, New Mexico

**Report on the Financial Statements**

I have audited the accompanying financial statements of the governmental activities, each major fund, the aggregate remaining fund information, and the budgetary comparisons for the general fund and major special revenue fund, of the State of New Mexico Indian Affairs Department (Department), a component unit of the State of New Mexico, as of and for the year ended June 30, 2014, and the related notes the financial statements, which collectively comprise the Department's basic financial statements as listed in the table of contents. I also have audited the financial statements of each of the Department's non-major governmental funds, and the budgetary comparisons for all non-major funds presented as supplemental information, as defined by the Governmental Accounting Standards Board, in the accompanying combining and individual fund financial statements as of and for the year ended June 30, 2014, 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***

My responsibility is to express opinions on these financial statements based on my audit. I conducted my 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 I 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, I express no such opinion. 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.

I believe that the audit evidence I have obtained is sufficient and appropriate to provide a basis for my audit opinions.

### ***Opinions***

In my opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and the aggregate remaining fund information of the Department, as of June 30, 2014, and the respective changes in financial position thereof, and the respective budgetary comparisons for the general fund and major STB Reauthorization fund for the year then ended in accordance with accounting principles generally accepted in the United States of America. In addition, in my opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of each non-major fund of the Department as of June 30, 2014, and the respective changes in financial position thereof, and the respective budgetary comparison for all non-major funds for the year then ended in accordance with accounting principles generally accepted in the United States of America.

### ***Prior Period Restatement***

As discussed in Note 17 to the financial statements, the Department restated certain assets, liabilities and fund balances for Special Capital Outlay Fund 09900, Special Capital Outlay Fund 10000, Special Capital Outlay Fund 10100, Tribal Infrastructure Fund 42900, IAD Grant Fund 66700, and the General Fund Reauthorization Fund 93100 as of July 1, 2013. As of July 1, 2013, government-wide assets, liabilities and net position were also restated.

### ***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 4-9 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. I 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 I obtained during my audit of the basic financial statements. I do not express an opinion or provide any assurance on the information because the limited procedures do not provide me with sufficient evidence to express an opinion or provide any assurance.

#### ***Other Information***

My audit was conducted for the purpose of forming opinions on the Department's financial statements, the combining and individual fund financial statements, and the budgetary comparisons. The Schedule of Capital Projects – Severance Tax Appropriations and State General Fund Appropriations is presented for purposes of additional analysis and is not a required part of the basic financial statements.

The Schedule of Capital Projects – Severance Tax Appropriations and General Fund Appropriations is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In my opinion, the Schedule of Capital Projects – Severance Tax Appropriations and State General Fund Appropriations is fairly stated in all material respects in relation to the basic financial statements as a whole.

**Other Reporting Required by *Government Auditing Standards***

In accordance with *Government Auditing Standards*, I have also issued my report dated December 12, 2014, on my consideration of the Department’s internal control over financial reporting and on my 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 my testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on 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 Department’s internal control over financial reporting and compliance.

*James L. Hartogensis, CPA LLC*

James L. Hartogensis, CPA LLC  
Albuquerque, New Mexico  
December 12, 2014

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)  
Required Supplementary Information  
June 30, 2014

**OVERVIEW OF THE FINANCIAL STATEMENTS**

The annual report consists of four parts - management's discussion and analysis (this section), the basic financial statements, required supplementary information, and a section that presents combining statements for non-major governmental funds. The basic financial statements include two kinds of statements that present different views of the Indian Affairs Department (Department or IAD).

- The first two statements are government-wide financial statements that provide both long-term and short-term information about the Department's overall financial status.
- The remaining statements are fund financial statements that focus on individual parts of the Department, reporting the Department's operations in more detail than the government-wide statements.
- The governmental funds statements tell how general government services (the primary functions of the Department) were financed in the short term as well as what remains for future spending.

The financial statements also include notes that explain some of the information in the financial statements and provide more detailed data. The statements are followed by a section of required supplementary information that further explains and supports the information in the financial statements. In addition to these required elements, we have included a section with combining statements that provides details about our non-major governmental funds, each of which are added together and presented in single columns in the basic financial statements.

**REPORTING ON THE DEPARTMENT AS A WHOLE**

**Government-Wide Statements**

The government-wide statements report information about the Department as a whole using accounting methods similar to those used by private-sector companies. The Statement of Net Position includes all of the Department's 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 two government-wide statements report the Department's net position and how they have changed. Net position — the difference between the Department's assets and liabilities — is one way to measure the Department's financial health or position.

- Over time, increases or decreases in the Department's net assets are an indicator of whether its financial health is improving or deteriorating, respectively.
- To assess the overall health of the Department, additional non-financial factors such as changes in the Department's funding or the addition of new programs should be considered.

**Reporting on the Department's Most Significant Funds**

**Fund Financial Statements**

The fund financial statements provide more detailed information about the Department's most significant funds. Funds are accounting devices that the Department uses to keep track of specific sources of funding and spending for particular purposes. Some funds are required by State law. The State Legislature also establishes other funds to control and manage money for particular purposes or to show that it is properly using certain grants or appropriations. The Department's funds are all governmental funds. The Balance Sheets and the Statements of Revenue, Expenditures and Changes in Fund Balances provide this information.



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)  
Required Supplementary Information  
June 30, 2014

**Governmental Funds** — All of the Department's basic services are accounted for in governmental funds, which focus on (1) how cash and other financial assets that can readily be converted to cash flow in and out and (2) the balances left at year-end that are available for spending. Consequently, the governmental fund statements provide a detailed short-term view that helps determine whether there are more or fewer financial resources that can be spent in the near future to finance the Department's programs. Because this information does not encompass the additional long-term focus of the government-wide statements, we provide additional information on the subsequent pages that explain the relationships (or differences) between them.

The Department maintains its fund structure in the State of New Mexico's Statewide Human Resources, Accounting and Management Reporting (SHARE) System. The Department maintains the General Fund (Fund No. 04800) and eight (8) special revenue funds as follows:

- Special Capital Outlay Fund (Fund No. 09900)
- Special Capital Outlay Fund (Fund No. 10000)
- Special Capital Outlay Fund (Fund No. 10100)
- Special Tribal Infrastructure Capital Projects Fund (Fund No. 42900)
- Special Capital Outlay Fund (Fund No. 53100)
- Special IAD Grant Fund (Fund No. 66700)
- STB Reauthorization Fund (Fund No. 89200)
- GF Reauthorization Fund (Fund No. 93100)

**Financial Analysis of the Department as a Whole**

**Statement of Net Position**

An increase in the amount of active capital appropriations statewide resulted in more funding for the Department, while expenditures/disbursements to existing projects increased proportionately.

The statement of net assets summarizes the Department's net position for the fiscal year ending June 30, 2014. The following compares the current year with the prior year.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)  
Required Supplementary Information  
June 30, 2014

Condensed Statements of Net Position

Governmental Activities

		FY2014	FY2013 (Restated)	Change
<b>Assets</b>				
Current assets		\$ 6,807,443	\$ 7,722,322	\$ (914,879)
Capital assets, net		13,621	18,988	(5,367)
Total assets		<u>\$ 6,821,064</u>	<u>\$ 7,741,310</u>	<u>\$ (920,246)</u>
<b>Liabilities</b>				
Current liabilities		\$ 6,526,635	\$ 7,450,737	\$ (924,102)
Long-term liabilities		-	-	-
Total liabilities		<u>\$ 6,526,635</u>	<u>\$ 7,450,737</u>	<u>\$ (924,102)</u>
<b>Net Position</b>				
Investment in capital assets		\$ 13,621	\$ 18,988	\$ (5,367)
Restricted		249,675	257,839	(8,164)
Unrestricted (deficit)		31,133	13,746	17,387
Total net position		<u>\$ 294,429</u>	<u>\$ 290,573</u>	<u>\$ 3,856</u>

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

Current assets decreased by \$920,246, or 11.9% from a year ago. This is mainly attributable to the increase in cash received from the Board of Finance due to an increase in Severance Tax Bond fund projects and the establishment of cash through project expenditures in fund 89200.

Current liabilities decreased by \$924,102 or 12.4% from a year ago. This is mainly attributable to a bank overdraft of \$1,062,286 in FY2013; and none in FY14. Current liabilities of \$7,450,737 consist primarily of accounts payable \$5,058,788, due to the State General Fund \$941,990 and Due to State General Fund \$484,516.

Net position increased by \$567,502 from \$(726,927) to \$294,429. For FYs 2012 and 2013, the Department was unable to determine whether assets and liabilities in capital project funds 09900, 10000, 10100, 42900, and 93100 were fairly stated. In FY2014, the Department performed a comprehensive review and reconciliation of prior year capital projects, finding errors in capital projects administration and accounting going back to the early 2000s, prior to the implementation of SHARE. The result of the reconciliation was a restatement of assets, liabilities and fund balances in the affected funds totaling \$1,107,500. The result of the Net position was primarily the restatement of \$1,107,500 and an increase in expenses of \$620,886.

**Changes in Net Position**

The statement of activities summarizes the Department's changes in net position for the fiscal year ending June 30, 2014 and June 30, 2013.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)  
Required Supplementary Information  
June 30, 2014

Condensed Statements of Activities

	FY2014	FY2013 (Restated)	Increase (Decrease)
Program revenues:			
Federal grants	\$ -	\$ -	\$ -
Private gifts and grants	-	11,997	(11,997)
Total program and revenues	<u>-</u>	<u>11,997</u>	<u>(11,997)</u>
General revenues and transfers:			
Transfers:			
State general fund appropriations	2,413,600	2,399,900	13,700
Severance tax bond appropriations (net of reversions)	8,297,605	7,250,609	1,046,996
Other appropriations - tobacco settlement funds	258,200	249,300	8,900
Reversions to State General Fund - FY2013	(438,851)	(304,344)	(134,507)
Other income (loss)	-	(11,996)	11,996
Total general revenues and transfers	<u>10,530,554</u>	<u>9,583,469</u>	<u>947,085</u>
Total program, general revenue and transfers	<u>10,530,554</u>	<u>9,595,466</u>	<u>935,088</u>
Expenses:			
General government	<u>10,526,698</u>	<u>9,905,812</u>	<u>620,886</u>
Changes in net position	3,856	(310,346)	314,202
Net position, beginning of year	290,573	(416,581)	707,154
Restatement	-	1,017,500	(1,017,500)
Net position, end of year	<u>\$ 294,429</u>	<u>\$ 290,573</u>	<u>\$ 3,856</u>

The Department has no governmental activities program revenues in FY 2014 compared to \$11,997 in FY 2013.

The Department's general revenue and transfers improved by an increased amount of \$947,085 or 9.9%. The reason for the significant increase in amount is attributed to an increase in Severance Tax Bond sales and a flat general operating budget. The cost of governmental activities this year was \$10,526,698 compared to \$9,905,812 last year resulting in an increase in the amount of \$620,886. This is a result of activity in funds 04800, 89200 and 93100 and the closing of various capital outlay and Tribal Infrastructure Fund projects during the fiscal year.

In summary, net position increased by \$3,856 as a result of the aforementioned items.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)  
Required Supplementary Information  
June 30, 2014

**THE DEPARTMENT'S FUNDS**

**Governmental Funds**

The focus of the Department's governmental funds is to provide information on near-term inflows, outflows and balances of spendable resources. As mentioned previously, funds are used by the Department to keep track of specific sources of funding and spending for a particular purpose.

For the current year, the Department had nine governmental funds. Seven of the Department's governmental funds are used to account for the capital outlay projects and the Tribal Infrastructure fund projects for 22 Native American Tribes and Pueblos of the State of New Mexico funded by the State Legislature, the Severance Tax bonds and the General Obligation Bonds. One of the Department's governmental funds is used to account for specific private gifts and grants. The final governmental fund of the Department is its General Operating fund.

As the Department completed the year, its governmental funds (as presented in the balance sheet on page 12) reported a combined fund balance amount of \$293,739 which is significantly higher than last year's combined negative fund balance amount of \$(715,597). The primary reason for the increase was the restatement of \$1,107,500.

The General Fund of the Department reflects no change in fund balance from the prior year. Since the General Fund is a "reverting" fund, only balances appropriated into future fiscal years may be retained by the Department. The Department reverted \$438,851 to the State General Fund from unused State General Fund appropriations, compared to \$304,344 in the prior year. Of the amount reverted, \$113,700 was for the Tobacco Settlement Funds received on June 24, 2014, too late in the fiscal year to execute; and the remainder in Personnel Salaries due to a high vacancy rate.

**General Fund Budgetary Highlights**

The State Legislature makes annual appropriations to the Department. Adjustments to the budget require approval by the Budget Division of the Department of Finance and Administration. During the fiscal year 2014, the Department did not require a budget revision or an adjustment.

**Analysis of Significant Budget Variations**

The original General Fund budget was \$2,671,800. There were no budget increases and budget adjustments were not necessary. The final operating budget for the general funding remained at \$2,671,800.

**Capital Assets and Debt Administration**

**Capital Assets**

The Department's investments in capital assets for its governmental activities as of June 30, 2014 amounted to \$13,621 (net of accumulated depreciation). This investment in capital assets consists mainly of furniture, fixtures, and data processing equipment. There were no additions of capital assets during the fiscal year.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)  
Required Supplementary Information  
June 30, 2014

**ECONOMIC FACTORS AND NEXT YEAR'S BUDGET**

Regarding the FY 2016 Appropriation Budget Request, the former IAD Chief Financial Officer (CFO) worked with the Cabinet Secretary and with various staff to compile the FY 2016 General Fund operating budget including the expansion requests. The proposed budget appropriations request was submitted to DFA – State Budget Division and to the Legislative Finance Committee on September 11, 2014. The Department's Cabinet Secretary and General Counsel and staff provided testimony on the FY 2016 budget request on October 29, 2014 to the Legislative Finance Committee.

The Executive Budget proposal request was equivalent to the FY 2015 operating budget. The appropriation amount for the Tobacco Settlement Program Fund regarding the tobacco cessation and prevention programs for Native American communities will remain consistent to the amount in the prior year.

In accordance with the State Procurement Code and 2.2.2 NMAC "Requirements for Contracting and Conducting Audits of Agencies" the Department engaged James L. Hartogensis, CPA, CGFM to perform the annual financial audit for FY 2014. The financial audit report is designed to provide citizens and taxpayers of New Mexico with a general overview of the Department's revenues and expenditures to demonstrate the Department's accountability for the money it receives and expends. The audit process involved the preparation of supporting documentation such as the A611 – trial balance and several accounting records from the fiscal year. The CFO and Department's staff assisted the CPA with providing random selection testing information and preparation of financial documents. The Department received a Qualified Opinion for their FY 2013 financial audit report. It is the Department's responsibility to submit the current fiscal year audit to the State Auditor's office by the due date of December 15, 2014.

**Contacting the Department's Financial Management**

This financial report is designed to provide our citizens and taxpayers with a general overview of the Department's finances and to demonstrate the Department's accountability for the money it receives. If you have any questions about this report or need additional financial information, contact the Department.

Indian Affairs Department  
Wendell Chino Building  
1220 South St. Francis Drive  
Santa Fe, NM 87505

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF NET POSITION  
June 30, 2014

	Governmental Activities
<b>ASSETS</b>	
Current Assets:	
Investment in State Treasurer General Fund Investment Pool	\$ 1,265,276
Due from other agencies	5,541,763
Prepaid expenses	404
<b>Total current assets</b>	<b>6,807,443</b>
Non-current assets	
Capital assets, net of accumulated depreciation	13,621
<b>Total assets</b>	<b>\$ 6,821,064</b>
<b>LIABILITIES</b>	
Current Liabilities:	
Accounts payable	\$ 5,058,788
Due to State Treasurer	
General Fund Investment Pool	941,990
Accrued salaries payable	9,414
Payroll taxes payable	3,665
Payroll benefits payable	5,493
Due to State General Fund	484,516
Other liabilities	9,838
Current portion of compensated absences	12,931
<b>Total current liabilities</b>	<b>6,526,635</b>
<b>NET POSITION</b>	
Investment in capital assets	13,621
Restricted	249,675
Unrestricted	31,133
<b>Total net position</b>	<b>\$ 294,429</b>

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF ACTIVITIES  
Year ended June 30, 2014

	Governmental Activities
<b>EXPENSES:</b>	
Governmental activities:	
General government	\$ 10,521,331
Depreciation	<u>5,367</u>
Total expenses	<u>10,526,698</u>
 <b>PROGRAM REVENUES:</b>	
Private gifts and grants	<u>-</u>
 Net program revenues (expenses)	 <u>(10,526,698)</u>
 <b>GENERAL REVENUES AND TRANSFERS:</b>	
Transfers:	
State General Fund appropriation	2,413,600
Severance tax bond appropriation	8,297,605
Other appropriations - tobacco settlement funds	258,200
Reversions to State General Fund - FY 2014	(438,851)
Other income (loss)	<u>-</u>
Total general revenues and transfers	10,530,554
 Change in net position	 <u>3,856</u>
 Net position, beginning of year as originally stated	  (726,927)
Prior period restatement	<u>1,017,500</u>
Net position, beginning of year, restated	 <u>290,573</u>
 Net position, end of year	 <u><u>\$ 294,429</u></u>

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
BALANCE SHEET – GOVERNMENTAL FUNDS  
June 30, 2014

	<u>General Fund 04800</u>	<u>STB Reauthor- ization Fund 89200</u>	<u>Other Govern- mental Funds</u>	<u>Total Govern- mental Funds</u>
<b>ASSETS</b>				
Investment in State Treasurer				
General Fund Investment Pool	\$ 844,694	\$ -	\$ 420,582	\$ 1,265,276
Due from other funds	-	-	29,666	29,666
Due from other agencies	-	5,541,763	-	5,541,763
Prepaid expenses	404	-	-	404
Total assets	<u>\$ 845,098</u>	<u>\$ 5,541,763</u>	<u>\$ 450,248</u>	<u>\$ 6,837,109</u>
<b>LIABILITIES</b>				
Accounts payable	\$ 450,851	\$ 4,599,773	\$ 8,164	\$ 5,058,788
Due to State Treasurer				
General Fund Investment Pool	-	941,990	-	941,990
Accrued salaries payable	9,414	-	-	9,414
Payroll taxes payable	3,665	-	-	3,665
Payroll benefits payable	5,493	-	-	5,493
Other liabilities	9,838	-	-	9,838
Due to other funds	-	-	29,666	29,666
Due to State General Fund	365,837	-	118,679	484,516
Due to other state agencies	-	-	-	-
Total liabilities	<u>845,098</u>	<u>5,541,763</u>	<u>156,509</u>	<u>6,543,370</u>
<b>FUND BALANCES</b>				
Restricted	-	-	249,675	249,675
Assigned	-	-	44,064	44,064
Total fund balances	<u>-</u>	<u>-</u>	<u>293,739</u>	<u>293,739</u>
Total liabilities and fund balances	<u>\$ 845,098</u>	<u>\$ 5,541,763</u>	<u>\$ 450,248</u>	<u>\$ 6,837,109</u>

The accompanying notes are an integral part of the financial statements



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
RECONCILIATION OF THE BALANCE SHEET - GOVERNMENTAL FUNDS TO  
THE STATEMENT OF NET POSITION – GOVERNMENTAL ACTIVITIES  
June 30, 2014

Total fund balance - governmental funds		\$ 293,739
Amounts reported for governmental activities in the statement of net position are different because:		
Capital assets and related accumulated depreciation used in governmental activities are not current financial resources and, therefore, are not reported in the funds		
Capital assets	\$ 75,970	
Accumulated depreciation	<u>(62,349)</u>	
Net capital assets		13,621
Compensated absences are not due and payable in the current period and, therefore, are not reported in the funds		
		<u>(12,931)</u>
Net position of governmental activities		<u><u>\$ 294,429</u></u>

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES, EXPENDITURES, AND  
CHANGES IN FUND BALANCES – GOVERNMENTAL FUNDS  
Year ended June 30, 2014

	General Fund 04800	STB Reauthor- ization Fund 89200	Other Govern- mental Funds	Total Govern- mental Funds
<b>REVENUES:</b>				
Intergovernmental:				
Private gifts and grants	\$ -	\$ -	\$ -	\$ -
<b>EXPENDITURES:</b>				
General government:				
Current:				
Personal services	869,673	-	-	869,673
Contractual services	598,036	-	-	598,036
Other costs	765,240	8,297,605	8,164	9,071,009
Capital outlay	-	-	-	-
Total expenditures	<u>2,232,949</u>	<u>8,297,605</u>	<u>8,164</u>	<u>10,538,718</u>
Excess (deficiency) of revenues over expenditures	<u>(2,232,949)</u>	<u>(8,297,605)</u>	<u>(8,164)</u>	<u>(10,538,718)</u>
<b>OTHER FINANCING SOURCES (USES)</b>				
Transfers in (out):				
State General Fund appropriation	2,413,600	-	-	2,413,600
Severance tax bond appropriations	-	8,297,605	-	8,297,605
Other appropriations - tobacco settlement funds	258,200	-	-	258,200
Reversion to State General Fund FY 2014	<u>(438,851)</u>	<u>-</u>	<u>-</u>	<u>(438,851)</u>
Total other financing sources (uses)	<u>2,232,949</u>	<u>8,297,605</u>	<u>-</u>	<u>10,530,554</u>
Net change in fund balances	-	-	(8,164)	(8,164)
Fund balance (deficit), beginning of year, as previously stated	-	-	(715,597)	(715,597)
Prior period adjustment	<u>-</u>	<u>-</u>	<u>1,017,500</u>	<u>1,017,500</u>
Fund balance, beginning of year, restated	<u>-</u>	<u>-</u>	<u>301,903</u>	<u>301,903</u>
Fund balance, end of year	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 293,739</u>	<u>\$ 293,739</u>

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES,  
AND CHANGES IN FUND BALANCES - GOVERNMENTAL FUNDS  
TO THE STATEMENT OF ACTIVITIES  
June 30, 2014

Net change in fund balances - governmental funds	\$ (8,164)
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Amounts reported for governmental activities in the statement of activities are different because:

Changes in accrued compensated absences are not recorded in the current year in the governmental funds, however the corresponding amount is recorded in the government-wide statement of activities:

(Increase) decrease in compensated absences	17,387
---	--------

Loss on disposal of capital assets	-
------------------------------------	---

Capital outlays are reported as expenditures in the governmental funds. However, in the government-wide statement of activities, the cost of capital assets is allocated over their useful estimated lives as depreciation expense.

Capital outlay	-
Depreciation	(5,367)
	(5,367)

Change in net position of governmental activities	\$ 3,856
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The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
GENERAL FUND  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual	Variance
	<u>Original</u>	<u>Final</u>	Amount Budgetary Basis	Favorable (Unfavorable)
REVENUES:				
State General Fund appropriations	\$ 2,413,600	\$ 2,413,600	\$ 2,413,600	\$ -
Tobacco settlement appropriations	<u>249,300</u>	<u>258,200</u>	<u>258,200</u>	<u>-</u>
Total revenues	<u>\$ 2,662,900</u>	<u>\$ 2,671,800</u>	<u>\$ 2,671,800</u>	<u>\$ -</u>
EXPENDITURES:				
General government:				
Personal services	1,125,000	1,125,000	\$ 869,673	255,327
Contractual services	639,400	648,300	598,036	50,264
Other costs	<u>898,500</u>	<u>898,500</u>	<u>765,240</u>	<u>133,260</u>
Total expenditures	<u>\$ 2,662,900</u>	<u>\$ 2,671,800</u>	<u>\$ 2,232,949</u>	<u>\$ 438,851</u>
Reconciliation of GAAP basis to budgetary basis:				
GAAP basis revenues, page 14			\$ 2,671,800	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ 2,671,800</u>	
GAAP basis expenditures, page 14			\$ 2,232,949	
Adjustments			<u>-</u>	
Budget basis expenditures			<u>\$ 2,232,949</u>	

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS) (MULTI-YEAR)  
MAJOR SPECIAL REVENUE FUND – STB REAUTHORIZATION FUND 89200  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual Amount Budgetary Basis	Variance Favorable (Unfavorable)
	<u>Original</u>	<u>Final</u>		
<b>REVENUES:</b>				
Severance tax bond appropriations	\$ 41,845,742	\$ 19,834,893	\$ 8,297,605	\$ (11,537,288)
Total revenues	<u>\$ 41,845,742</u>	<u>\$ 19,834,893</u>	<u>\$ 8,297,605</u>	<u>\$ (11,537,288)</u>
<b>EXPENDITURES:</b>				
General government:				
Other costs	<u>\$ 41,845,742</u>	<u>\$ 19,834,893</u>	<u>\$ 7,856,943</u>	<u>\$ 11,977,950</u>
Total expenditures	<u>\$ 41,845,742</u>	<u>\$ 19,834,893</u>	<u>\$ 7,856,943</u>	<u>\$ 11,977,950</u>
Reconciliation of GAAP basis to budgetary basis:				
GAAP basis revenues, page 14			\$ 8,297,605	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ 8,297,605</u>	
GAAP basis expenditures, page 14			\$ 8,297,605	
Adjustments			<u>(440,662)</u>	
Budget basis expenditures			<u>\$ 7,856,943</u>	

Note: The budget basis expenditures did not include a request to pay prior year invoices in the amount of \$440,662.

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS  
June 30, 2014

**NOTE 1 – HISTORY AND FUNCTION**

The Commission on Indian Affairs was created by statute in 1953 by the New Mexico State Legislature. The statute established a state agency, the Office of Indian Affairs (OIA), which would serve as a vehicle between the State's governor and legislature to the twenty-two separate and distinct tribal groups of New Mexico and from the tribal governments to state government. Executive Order No. 2003-022 was signed on June 20, 2003, elevating the OIA to the Indian Affairs Department (IAD), a cabinet-level department. In 2004, House Bill 39 was passed, establishing the Indian Affairs Department (Department) by legislative statute, to be led by a Cabinet Secretary appointed by the Governor with consent of the Senate. The department is the lead coordinating agency for intergovernmental and interagency programs concerning tribal governments and the state.

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

The financial statements for the Indian Affairs Department (Department) have been prepared in accordance with U.S. generally accepted accounting principles (GAAP) as applied to governmental units. The Governmental Accounting Standards Board (GASB) is the standard-setting body for governmental accounting and financial reporting. The more significant accounting policies are described below.

A. Reporting Entity

The Department is a department of the primary government, 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 Indian Affairs Department has oversight responsibility. The Department does not have any component units.

The Department is a user organization of the State of New Mexico Statewide Human Resource, Accounting, and Management Reporting System (SHARE). The service organization is the Department of Finance and Administration (DFA).

B. Basic Financial Statements

The Department's basic financial statements include both government-wide (based on the Department as a whole) and fund financial statements. Both the government-wide and fund financial statements categorize primary activities as either governmental, business type, or fiduciary. The Department is a single purpose government entity and has no business type activities or fiduciary funds. In the government-wide Statement of Net Position, the governmental activities are presented on a consolidated basis and are reflected on the full accrual, economic resource basis, which incorporates long-term assets as well as long-term debt and obligations. The Department's net position is reported in three parts: invested in capital assets, restricted net position, and unrestricted net position. When applicable, the effect of interfund activity between two funds is removed from the Statement of Net Position in order to avoid a grossing-up effect on the assets and liabilities within the statement.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

**B. Basic Financial Statements (continued)**

The government-wide Statement of Activities reflects both the gross and net cost per functional category (general government), which are otherwise supported by general government revenues. The Statement of Activities reduces gross expense (including depreciation expense on capital assets) by related program revenues, operating and capital grants. Program revenue must be directly associated with the function (general government). Program revenues include: 1) charges to applicants who purchase, use or directly benefit from goods, services or privileges provided by a given function or segment, 2) grants and contributions that are restricted to meeting the operational or capital requirements of a particular function or segment. The appropriation from the State General Fund not included among program revenues and is reported instead as general revenue. Revenues, expenses, gains, losses, assets and liabilities resulting from exchange like transactions are recognized when the exchange takes place. Revenues, expenses, gains, losses, assets and liabilities resulting from non-exchange transactions are recognized in accordance with the requirements of GASB 33. The revenue recognition policy for grants occurs when the eligibility requirements have been met, and costs have been incurred.

The net cost by function is normally covered by general revenue.

The government-wide focus is more on the sustainability of the Department as an entity and the change in the Department's net position resulting from the current year's activities.

Restricted net position are those assets with constraints placed on their use by either: 1) externally imposed by creditors (such as through debt covenants), grantors, contributors, or laws or regulations of other governments; or 2) imposed by law through constitutional provisions or enabling legislation. All net assets not otherwise classified as restricted, are shown as unrestricted. Generally, the Department would first apply restricted resources when an expense is incurred for purposes for which both restricted and unrestricted net position are available.

The fund financial statements are similar to the financial statements presented in the previous accounting model. Emphasis is on the major funds of the governmental agency. Non-major funds are summarized into a single column. The Department's major funds are the general fund and one special revenue fund (STB Reauthorization Fund 89200).

The governmental funds in the fund financial statements are presented on a current financial resource and modified accrual basis of accounting. This is the manner in which these funds are normally budgeted. This presentation is deemed more appropriate to demonstrate legal and covenant compliance, to demonstrate the source and use of liquid resources and to demonstrate how the Department's actual experience conforms to the budget or fiscal plan. Since the governmental fund statements are presented on a different measurement focus and basis of accounting than the government-wide statements governmental column, a reconciliation is presented on the page following each statement, which briefly explains the adjustment necessary to transform the fund based financial statements into the governmental activities column of the government-wide presentation.

The financial transactions of the Department are recorded in individual funds, 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, fund balance, revenues, expenditures or expenses and other financing sources or uses. Government resources are allocated to, and accounted for, in individual funds based upon the purpose for which they are to be spent and the means by which spending activities are controlled.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

B. Basic Financial Statements (continued)

All governmental fund types are accounted for on a spending or financial flow measurement focus. Only current assets and current liabilities are generally included on their balance sheets. Their reported fund balance (net current assets) is considered a measure of available spendable resources. Governmental fund operating statements present increases (revenues and other financing sources) and decreases (expenditures and other financing uses) in net current assets. Accordingly, they are said to present a summary of sources and uses of available spendable resources during a period. Due to their spending measurement focus, expenditure recognition for governmental fund types is limited to exclude amounts represented by non-current liabilities. Since they do not affect net current assets, such long-term amounts are not recognized as governmental fund type expenditures of fund liabilities.

The GASB 34 reporting model sets forth the minimum criteria (percentage of the assets, liabilities, revenues or expenditures of either fund category or the governmental and enterprise combined) for the determination of major funds. The Department, at its discretion, may elect to present a fund as a major fund. The non- major funds are combined in a column in the fund financial statements and detailed in the combining section.

The Department uses the following fund types:

General Fund - The General Fund is the general operating fund of the Department. It is used to account for all financial resources except those required to be accounted for in another fund. The General Fund is made up of the following SHARE fund:

General Operating (Fund 04800) - The operating account for the Department. Except for special appropriations, which may extend into subsequent fiscal years, this is a reverting fund. There were no special appropriations during the fiscal year ending June 30, 2014.

Special Revenue Funds - The Special Revenue Funds are used to account for the proceeds of specific revenue sources, particularly capital projects, that are legally restricted to expenditures for specified purposes. The Department's Special Revenue Funds are as follows:

Special Capital Outlay Fund (Fund 09900) - This fund is used to account for capital outlay projects appropriated by Laws of 1999. Unexpended funds revert at the end of the authorization period. There was no activity in this fund during the fiscal year ending June 30, 2014; this fund is pending a formal closure as there will be no activity going forward.

Special Capital Outlay Fund (Fund 10000) - This fund is used to account for capital outlay projects appropriated from the state general fund from the Laws of 2004-2011. Unexpended funds revert at the end of the authorization period. There was no activity in this fund during the fiscal year ending June 30, 2014.

Special Capital Outlay Fund (Fund 10100) - This fund is used to account for capital outlay projects appropriated for severance tax bonds issued from the Laws of 2004-2011. Unexpended funds revert at the end of the authorization period.



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

B. Basic Financial Statements (continued)

Special Tribal Infrastructure Capital Projects (Fund 42900) - This fund was legislatively created by the Laws of 2005 and is used to account for capital outlay projects appropriated from the state general fund and from severance tax bonds (STB) from the Laws of 2007-2011, as well as projects reauthorized from other funds or state agencies. Unexpended funds revert at the end of the authorization period. During fiscal year 2014, all projects were transferred to Fund 89200, STB Reauthorization Fund.

Special Capital Outlay Fund (Fund 53100) - This fund is used to account for capital outlay projects appropriated by Laws of 1998. Unexpended funds revert at the end of the authorization period. All projects associated with this fund were closed in fiscal year 2011. There was no activity in this fund in fiscal year 2014 and there are no balances to report. For these reasons, SHARE Fund 53100 is not presented in this report.

Special IAD Grant Fund (Fund 66700) - This fund is used to account for private gifts and grants. Unexpended funds revert at the end of the grant term, unless otherwise authorized, in accordance with the respective granting agency provisions.

STB Reauthorization Fund (Fund 89200) - This fund was established in fiscal year 2011 by Senate bill 373 to administer projects funded by severance tax bonds. Unexpended funds revert at the end of the appropriation period.

General Fund Reauthorization (Fund 93100) - This fund was established in fiscal year 2011 by Senate bill 373 to administer projects funded by general fund appropriations. Unexpended funds revert at the end of the appropriation period.

C. Basis of Accounting

Basis of accounting refers to the point at which revenues or expenditures 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.

Certain eliminations have been made as prescribed by GASB Statement No. 34 in regards to interfund activities, payables and receivables. All internal balances in the Statement of Net Assets have been eliminated. In the Statement of Activities, internal balances have been eliminated.

The government-wide financial statements are presented on an accrual basis of accounting using an economic resources measurement focus. The governmental funds in the fund financial statements are presented on a modified accrual basis using a current financial resources measurement focus. Internal activity and balances between funds is eliminated in the government-wide presentation.

Under the modified accrual method, revenues and other governmental fund financial resource increments are recognized in the accounting period in which they become susceptible to accrual - that is, when they become both measurable and available to finance expenditures of the current fiscal period. Available is defined as soon enough after year end to pay liabilities of the current period.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

C. Basis of Accounting (continued)

Revenues from grants that are restricted for specific uses are recognized as revenues and as receivables when the related costs are incurred. Contributions and other monies held by other state and local agencies are recorded as a receivable at the time the money is made available to the specific fund. Revenues are available if collected within sixty days of the end of the fiscal year. All other revenues are recognized when they are received and are not susceptible to accrual.

Expenditures are recorded as liabilities when incurred. An exception to this general rule is that accumulated unpaid annual, compensatory and certain sick leave are accrued as current liabilities, in the government-wide financial statements. Expenditures charged to federal programs are recorded utilizing the cost principles described by the various funding sources.

In applying the "susceptible to accrual" concept to intergovernmental revenues pursuant to GASB Statement No. 33, Accounting and Financial Reporting for Non-Exchange Transactions, the provider should recognize liabilities and expenses and the recipient should recognize receivables and revenues when the applicable eligibility requirements, including time requirements, are met. Resources transmitted before the eligibility requirement are met, under most circumstances, should be reported as advances by the provider and deferred revenue by the recipient.

D. Budgets and Budgetary Accounting

The State Legislature makes annual appropriations to the Department for general operating expenses which lapse at fiscal year-end. Legal compliance is monitored through the establishment of a budget and a financial control system, which permits a budget-to-actual expenditure comparison. Expenditures may not legally exceed appropriations for each budget at the appropriation program level. Budgeted appropriation program amounts may be amended upon approval from the Budget Division of the State of New Mexico, Department of Finance and Administration, within the limitations as specified in the General Appropriation Act. The budget amounts shown in the financial statements are the original and final authorized amounts as legally revised during the year and are presented under the modified accrual basis.

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

1. No later than September 1, the Department prepares a budget request for the subsequent fiscal year by appropriation unit to be presented to the next legislature.
2. The appropriation request is submitted to the Department of Finance and Administration's Budget Division (DFA) and the Legislative Finance Committee (LFC).
3. DFA makes recommendations and adjustments to the appropriation request which become the Governor's proposal to the legislature.
4. LFC holds hearings on the appropriation request, also submitting recommendations and adjustments before presentation to the Legislature for approval of the final budget plan.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

D. Budgets and Budgetary Accounting (continued)

5. Budgetary control is exercised by the Department at the appropriation unit level. Budget Adjustment Requests (BARs) are approved by the DFA Budget Division.
6. The budget for the General Fund and all special revenue funds are adopted on a modified accrual basis of accounting. Per the General Appropriations Act, Laws of 2006, Chapter 109, Section 3, Subsections O and N, the budgetary basis is modified accrual. However, there is a 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 2014 budget. At June 30, 2014, there were payables of \$440,662 that were paid subsequent to the statutory deadline.

Each year the Legislature approves multiple year appropriations, which the State considers as continuing appropriations. The Legislature authorizes these appropriations for two to five years; however, it does not identify the authorized amount by fiscal year. Consequently, the appropriation is budgeted in its entirety the first year the Legislature authorizes it. The unexpended portion of the budget is carried forward as the next year's beginning budget balance until either the project period has expired or the appropriation has been fully expended. The budget presentations in these financial statements are consistent with this budgeting methodology.

Budgetary comparison statement for the major fund is included with the basic financial statements.

E. Capital Assets

Capital assets of the Department include data processing equipment, furniture and fixtures, equipment and automobiles. Capital assets are defined in Section 12-6-10 NMSA 1978. Per Section 12-6-10 NMSA 1978, items costing more than \$5,000 are capitalized. Donated capital assets are recorded at estimated fair market value at the date of donation. Computer software which is purchased with data processing computer equipment is included as part of the capitalized computer equipment. The cost of maintenance and repairs that do not add to the asset value or materially extend assets lives are not capitalized. The Department does not undertake major capital projects involving interest costs during the construction phase. There is no debt related to the capital assets. Capital assets of the Department are depreciated using zero salvage value and the straight-line method over the following estimated useful lives:

	<u>Years</u>
Furniture and fixtures	10
Equipment and machinery	5
Data processing equipment	3

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

E. Capital Assets (continued)

The Department utilizes facilities and buildings that are owned by the Property Control Division of the State of New Mexico, General Services Department via a space assignment understanding. These assets and the related depreciation expense are not included in the accompanying financial statements. GASB 34 requires the recording and depreciation of infrastructure assets, such as roads, bridges, etc. The Department does not own any infrastructure assets.

F. Compensated Absences

Qualified employees accumulate annual leave as follows:

<u>Years of Service</u>	<u>Hours Earned Per Month</u>	<u>Days Earned Per Month</u>	<u>Maximum Days of Accrual</u>
1-3	6.16	0.83	30
4-6	7.38	1.00	30
7-10	9.22	1.25	30
11-14	11.08	1.50	30
15th/beyond	12.3	1.67	30

Thirty days of accrued annual leave may be carried forward into the beginning of the next calendar year and any excess is forfeited. When employees terminate, they are compensated for accumulated annual leave as of the date of termination, up to a maximum of thirty days (240 hours). Accrued annual leave is recorded as a liability in the government-wide financial statements.

Employees who have over 600 hours of accumulated sick leave can receive payment for hours over 600, up to 120 hours on July 1 or January 1 of each year. However, sick leave is paid at fifty percent of the employee's regular hourly wage. At retirement, employees can receive fifty percent payment for up to 400 hours for the hours over 600 hours of accumulated sick leave. Therefore, the only leave which has been accrued represents the hours earned at June 30, 2014, over 600 hours up to 120 hours per employee. Expenditures for accumulated sick pay for hours under 600 hours will be recognized as employees take such absences. Accrued vested sick pay is recorded as a liability in the government-wide financial statements.

Fair Labor Standards Act (FLSA) nonexempt employees accumulate compensatory time at the rate of 1.5 times the number of hours worked, in excess of forty hours per week, based on their regular hourly rate. Exempt and classified employees who are FLSA exempt accumulate compensatory time at the same rate as the number of hours worked. Overtime must be pre-approved by management. Payment of this liability can be made by compensated leave time or cash payment.

In accordance with GASB 16, accrued compensated absences consist of accumulated annual leave, sick leave between 600 and 720 hours, and compensatory leave for employees, including the related employers' matching FICA and Medicare payroll taxes.

STATE OF NEW MEXICO  
INDIAN AFFAIRS DEPARTMENT  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

G. Fund Balance Classifications

Fund balances in the governmental fund statements are classified as follows:

Restricted - amounts that have constraints placed on the use of the resources either by external sources such as creditors, grantors, contributors, laws or regulations, or by enabling legislation.

Committed - amounts that have constraints placed on the use of the resources by formal action of the government's highest level of decision making authority, which is the Advisory Board. The board does not actively exercise the authority to make internal commitments.

Assigned - amounts that are constrained by the government's intent to be used for specific purposes, but are neither restricted nor committed; these assignments would be exercised by the Advisory Board if there was need to do so.

Unassigned - represents amounts that do not meet the definition of restricted, committed, or assigned.

The agency has not developed an internal policy to determine whether amounts expended are considered to have been spent from committed, assigned, or unassigned fund balances when amounts from any of these fund balance types are available.

H. Net Position

The government-wide financial statements utilize a net position presentation. Net position is categorized as investments in capital assets, restricted and unrestricted.

Investment in Capital Assets - Is intended to reflect the portion of net assets which are associated with non-liquid, capital assets, which amounted to \$13,621 as of June 30, 2014.

Restricted Assets - are liquid assets (generated from revenues and bond proceeds appropriations), which have third-party (statutory enabling legislation or granting agency) limitation on their use, and which are legally enforceable as to their use. Restricted net position amounted to \$249,675 as of June 30, 2014.

Unrestricted Assets - represent unrestricted liquid assets. The remaining net position is reported as unrestricted net position as of June 30, 2014.

The Department allocates expenses to restricted or unrestricted resources based on the budgeted source of funds.

**STATE OF NEW MEXICO  
INDIAN AFFAIRS DEPARTMENT  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014**

**NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES – CONTINUED**

I. 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 3 – CASH AND COLLATERAL**

Cash accounts on deposit with the State Treasurer in the State General Fund Investment Pool consist of the following:

SHARE Account Number	Account Name	Balance Per Treasurer	Effect of Prior Period Restatement	Balance Per Books
04800	General Fund	\$ 844,694	\$ -	\$ 844,694
09900	Special Capital Outlay Fund	(68,221)	68,221	-
10000	Special Capital Outlay Fund	(300,642)	336,808	36,166
10100	Special Capital Outlay Fund	(364,391)	364,391	-
42900	Tribal Infrastructure Fund	99,903	-	99,903
66700	IAD Grant Fund	44,064	-	44,064
89200	STB Reauthorization Fund	(941,990)	-	(941,990)
93100	General Fund Reauthorization Fund	240,449	-	240,449
		<u>\$ (446,134)</u>	<u>\$ 769,420</u>	<u>\$ 323,286</u>

Cash is reported in the statement of net position, page 10 and the balance sheet, page 12 as follows:

Investment in State Treasurer General Fund Investment Pool	\$ 1,265,276
Due to State Treasurer General Fund Investment Pool	<u>(941,990)</u>
	<u>\$ 323,286</u>

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 Department is not authorized to make investments. However, certain cash accounts are authorized to earn interest and are deposited by DFA into the New Mexico State Treasurer's Office Interest Bearing Pool. The pool invests in repurchase agreements secured at 102% by U.S. Treasury notes and bills, certificates of deposit, and other interest bearing instruments. Because all monies are held by another governmental entity, Governmental Accounting Standards Board Statement #3, "Deposit with Financial Institutions Investments (Including Repurchase Agreements)," and "Reverse Purchase Agreements" is not applicable. Deposits do not have to be classified according to custodial credit risk.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 3 – CASH AND COLLATERAL – CONTINUED**

The State Treasurer 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. The State Treasurer 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 departments 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 specified time in the future, not to exceed one year or, in the case of bond proceeds appropriations, not to exceed three years, of specific securities at specified prices at a price differential 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 united states or other securities backed by the united states 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 one hundred two percent 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 New Mexico 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 state treasurer 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 not exceeding five years that is rated AAA or its equivalent by a nationally recognized rating service;
- 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 the State Treasurer 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 the state treasurer pursuant to this paragraph are less than five percent of the assets of the individual, common or collective trust fund.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 3 – CASH AND COLLATERAL – CONTINUED**

No public funds can be invested in negotiable securities or loans to financial institutions fully secured by negotiable securities at current market value shall be paid out 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 uncertificated 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.

Interest Rate Risk - The New Mexico State Treasurer's Office has an investment policy that limits investment maturities to five years or less on allowable investments. This policy is means of managing exposure to fair value losses arising from increasing interest rates. This policy is reviewed and approved annually by the New Mexico State Board of Finance.

Credit Risk - The New Mexico State Treasurer pools are not rated. For additional GASB 40 disclosure information regarding cash held by the New Mexico State Treasurer, the reader should see the separate audit report for the New Mexico State Treasurer's Office for the fiscal year ended June 30, 2014.

**NOTE 4 – STATE GENERAL FUND INVESTMENT POOL**

For cash management and investment purposes, funds of various state agencies are deposited in the State General Fund Investment Pool (the Pool), which is managed by the Office of the New Mexico State Treasurer. Claims on the Pool are reported as assets by the various agencies investing in the Pool.

In June 2012, an independent diagnostic report revealed that Pool balances had not been reconciled at a "business unit by fund" level since the inception of the Statewide Human Resources, Accounting, and Management Reporting System (SHARE) system in July 2006. This report, entitled "Current State Diagnostic of Cash Control," also described a difference between Pool bank balances and the corresponding general ledger balances and indicated that the effect of reconciling items were unknown. The report, dated June 20, 2012, is available on the website of the New Mexico Department of Finance & Administration at: [http://www.nmdfa.state.nm.us/Cash\\_Control.aspx](http://www.nmdfa.state.nm.us/Cash_Control.aspx).

By state statute, the New Mexico Department of Finance and Administration (DFA) is responsible for the performance of monthly reconciliations with the balances and accounts kept by the State Treasurer. Therefore, under the direction of the State Controller / Financial Control Division Director, the Financial Control Division (FCD) of the New Mexico Department of Finance & Administration undertook action to address the situation. DFA/FCD initiated the Cash Management Remediation Project (Remediation Project) in partnership with the Office of the New Mexico State Treasurer, the New Mexico Department of Information Technology, and a contracted third party with expertise in the Enterprise System Software used by the State.



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 4 – STATE GENERAL FUND INVESTMENT POOL - CONTINUED**

The Remediation Project objective was to design and implement changes necessary to ensure ongoing completion of timely, accurate and comprehensive reconciliation of the Pool. DFA has or is in the process of implementing all the recommendations resulting for the Remediation Project and has made changes to the State’s SHARE system configuration, cash accounting policies and procedures, business practices, and banking structure. This has enabled DFA to complete timely and accurate reconciliation of bank to book balances at the State and Business Unit level on a post-implementation basis, however it did not resolve historical reconciling items. Additional changes recommended by the Project continue to be cascaded through DFA and state agencies to support the Business Unit by Fund accounting requirements.

A plan to address historical reconciling items is being assessed and a separate initiative will need to be undertaken to resolve the historical reconciling items. Management considers it unlikely that this separate initiative will be successful in allocating all historical reconciling items to the State entities invested in the Pool. As a result, any remaining differences post specific allocation to Pool participants will be reported in the State General Fund.

Management in FY 2012 recorded a loss contingency of \$101.7 million in the General Fund based on its estimate of the effect of issues related to the reconciliation of the Pool, that estimate is still current. Because no specific loss amount is determinable, consistent with generally accepted accounting principles, the amount accrued is the minimum amount that management considers to be probable. Ultimately, the loss could exceed the amount accrued, perhaps by a substantial amount.

The Department has adopted policies and procedures in order to mitigate the risk of misstatement in their interest in the General Fund Investment Pool. These include tracking cash receipts and disbursements outside of SHARE and reconciling the activity to SHARE on a monthly basis.

At year end, the Department restated cash balances in Funds 09900, 10000, 10100, and 93100, resulting in an increase of \$769,420. The Department reconciled capital project funds that go back many years. See Note 17 for detail of this prior period restatement.

**NOTE 5 – DUE FROM/TO OTHER STATE AGENCIES**

The following are short-term amounts due from/to other state agencies:

	<u>Purpose</u>	<u>Due From</u>	<u>Due To</u>
<u>Fund 89200 - STB Reauthorization Fund</u>			
DFA/BOF 34100/01900	Severance tax bond proceeds	\$ 5,541,763	\$ -
		<u>\$ 5,541,763</u>	<u>\$ -</u>

Management has determined that all balances due from other state agencies are fully collectible.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 6 – DUE FROM/TO OTHER FUNDS**

Due from and due to other funds represent interfund receivables and payables arising from interdepartmental transactions. These amounts have been eliminated on the government-wide statements.

	<u>Purpose</u>	<u>Due From</u>	<u>Due To</u>
<u>Fund 10000 - Special Capital Outlay Fund</u>			
Due to Fund 93100	Expenditure paid out of wrong fund	\$ -	\$ 29,666
<u>Fund 93100 - GF Reauthorization Fund</u>			
Due from Fund 10000	Expenditure paid out of wrong fund	<u>29,666</u>	<u>-</u>
		<u>\$ 29,666</u>	<u>\$ 29,666</u>

**NOTE 7 – CAPITAL ASSETS**

The capital asset activity for the year ended June 30, 2014 is as follows:

	<u>Balance</u> <u>June 30, 2013</u>	<u>Additions</u>	<u>Deletions</u>	<u>Balance</u> <u>June 30, 2014</u>
<b>Cost</b>				
Furniture and fixtures	\$ 49,272	\$ -	\$ (18,318)	\$ 30,954
Equipment and machinery	28,300	-	-	28,300
Data processing equipment	16,716	-	-	16,716
Total capital assets	<u>94,288</u>	<u>-</u>	<u>(18,318)</u>	<u>75,970</u>
<b>Accumulated depreciation</b>				
Furniture and fixtures	(31,783)	(3,867)	-	(35,650)
Equipment and machinery	(26,801)	(1,500)	18,318	(9,983)
Data processing equipment	(16,716)	-	-	(16,716)
Total accumulated depreciation	<u>(75,300)</u>	<u>(5,367)</u>	<u>18,318</u>	<u>(62,349)</u>
Net capital assets	<u>\$ 18,988</u>	<u>\$ (5,367)</u>	<u>\$ -</u>	<u>\$ 13,621</u>

The Department does not have any debt related to capital assets. Depreciation expense for the year ended June 30, 2014 was \$5,367.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 8 – COMPENSATED ABSENCES PAYABLE**

A summary of changes in compensated absences payable for the year ended June 30, 2014, is as follows:

	<u>Balance</u> <u>June 30, 2013</u>	<u>Additions</u>	<u>Deletions</u>	<u>Balance</u> <u>June 30, 2014</u>	<u>Current</u> <u>Portion</u>
Current compensated absences payable	\$ 30,318	\$ 15,837	\$ (33,224)	\$ 12,931	\$ 12,931

Historically, all compensated absences have been paid out of the general fund.

**NOTE 9 – REVERSIONS – DUE TO STATE GENERAL FUND**

Unexpended cash balances at year end of State General Fund monies appropriated to the Department are reverted to the State General Fund, unless otherwise specified in the appropriation language.

The General Fund 04800 receives a State General Fund appropriation annually. Any unexpended funds at the end of the year revert to the State General Fund. In 2014, the Department was appropriated \$258,200 from the tobacco settlement fund in addition to the general fund appropriation of \$2,413,600. The Indian Affairs Department did not receive a Compensation Package in FY2014. The Department also did not receive any special appropriations in FY2014. Any other revenue received in the fund, which is not specifically appropriated by the legislature, also reverts to the State General Fund. Tribal Infrastructure Fund 42900 receives capital project funds appropriated from the state general fund and from severance tax bonds (STB) from the Laws of 2007-2012. Unexpended funds revert at the end of the authorization period. General Fund Reauthorization Fund 93100 was established in fiscal year 2011 by Senate bill 373 to administer projects funded by general fund appropriations. Unexpended funds revert at the end of the appropriation period.

Source of reversions amounts to budget fiscal year are as follows:

Budget fiscal year ended:

June 30, 2014	\$ 438,851
Over-reverted June 30, 2013	(36,831)
Over-reverted FY 12 and prior	(37,875)
Stale warrants	<u>1,692</u>
Subtotal Fund 04800	365,837
Fund 10000 GF projects	6,500
Fund 42900 FY13 and prior	99,903
Fund 93100 FY13 and prior	<u>12,276</u>
Total due to State General Fund	<u>\$ 484,516</u>

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 10 – NET POSITION/FUND BALANCES**

The government-wide statement of net position and governmental funds balance sheet reports \$249,675 of net position restricted by enabling legislation. The statement of net position also reports \$31,133 of unrestricted net position. The governmental funds balance sheet includes \$44,064 of assigned fund balance.

**NOTE 11 – PENSION PLAN-PUBLIC EMPLOYEES RETIREMENT ASSOCIATION**

*Plan Description* – Substantially all of the Department’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 for the plan. That report may be obtained by writing to PERA, P.O. Box 2123, Santa Fe, New Mexico 87504-2123. That report is also available on PERA’s website at [www.pera.state.nm.us](http://www.pera.state.nm.us).

*Funding Policy* – Plan members are required to contribute 8.92% of their gross salary. The Department is required to contribute 16.59% of the gross covered salary. The contribution requirements of the 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 Department’s employer contributions to PERA for the years ending June 30, 2014, 2013, and 2012 were \$102,110, \$102,416, and \$72,011, respectively, equal to the amount of the required contributions for each year.

**NOTE 12 – POST EMPLOYMENT BENEFITS – STATE RETIREE HEALTH CARE PLAN**

*Plan Description.* The Department 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.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 12 – POST EMPLOYMENT BENEFITS – STATE RETIREE HEALTH CARE PLAN – CONTINUED**

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 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](http://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, 2014, the statutes 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, 2014, 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 Department's contributions to the RHCA for the years ended June 30, 2014, 2013, and 2012 were \$12,334, \$13,582, and \$9,870, respectively, which equal the required contributions for each year.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 13 – TRANSFERS TO/FROM OTHER AGENCIES**

The following are transfers to/ from other state agencies:

<u>From Agency/Fund</u>	<u>To Agency/Fund</u>	<u>Purpose</u>	<u>Amount</u>
34101/85300	60900/04800	General fund appropriation	\$ 2,413,600
60900/04800	34101/85300	General fund reversion - FY 2013	(438,851)
34100/69700	60900/04800	Tobacco Settlement appropriation	258,200
34100/10740	60900/89200	Severance tax bond transfers	<u>8,297,605</u>
			<u><u>\$ 10,530,554</u></u>

**NOTE 14 – INTERGOVERNMENTAL AGREEMENTS**

The Department has entered into an Intergovernmental Agreement with each entity who has been awarded funding for capital projects. The Schedule of Capital Projects - Severance Tax Appropriations and General Fund Appropriations provides a schedule of capital projects and the entity's name. All unexpended balances of general fund capital outlay appropriations are reported in the fund statements as restricted fund balance. Unexpended balances of severance tax bond capital outlay appropriations are not reported in the financial statements as the amounts will be recognized in future periods.

**NOTE 15 – RISK MANAGEMENT**

The Indian Affairs Department is exposed to various risks of losses related to torts; theft of, damage to, or destruction of assets; errors and omissions; injuries to employees or others; and natural disasters. Section 15-7-2 NMSA 1978 requires the General Services Department, Risk Management Division (RMD) to be responsible for the acquisition and administration of all insurance purchased by the State. The Department pays premiums to participate in the program.

The Department obtains its coverage through the Risk Management Division. This coverage includes liability and civil rights, property, vehicle, employee bond, workers' compensation, group insurance, and State unemployment. These coverages are designed to satisfy the requirements of the State Tort Claims Act. Risk management expenditures for the Department are accounted for in the general fund. Any claims are processed through RMD. All employees of the Department were covered by blanket fidelity bond and money securities coverage by the State of New Mexico for the period July 1, 2013 through June 30, 2014.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 16 – COMMITMENTS AND CONTINGENCIES**

*Capital Project Funding* - The Department has future commitments to fund projects through June 30, 2016. These future project commitments are listed in detail in the Schedule of Capital Projects - Severance Tax Appropriations and State General Fund Appropriations.

**NOTE 17 – PRIOR PERIOD RESTATEMENT**

For fiscal years 2012 and 2013, the Department was unable to determine whether assets and liabilities in capital project funds 09900, 10000, 10100, 42900 and 93100 were fairly stated. In FY2014, the Department performed a comprehensive review and reconciliation of prior year capital projects, finding errors in capital projects administration and accounting going back to the early 2000s, prior to implementation of SHARE. The result of the reconciliation was a restatement of assets, liabilities and fund balances in the affected funds as of July 1, 2013, as follows:

Fund 09900 - Special Capital Outlay Fund

The last project funded was completed in FY2009. There has been no activity in this fund since then. Balances in this fund were misstated due to errors in accounting for capital projects, and errors in reversion amounts. These errors occurred prior to implementation of SHARE. Management has determined that errors relating to closed capital projects in this fund cannot be corrected.

Prior period adjustments for this fund as of July 1, 2013 are as follows:

	Balance per SHARE	Prior Period Adjustment	Restated Balance July 1, 2013
Interest in SGFIP	\$ (68,221)	\$ 68,221	\$ -
Due from other state agencies	68,221	(68,221)	-

Fund 10000 - Special Capital Outlay Fund

Projects in this fund were transferred in FY2011 to Fund 93100 General Fund Reauthorization Fund. The resulting transfer in SHARE understated the amount that should have been transferred by \$29,666. Unexpended funds in the amount of \$24,863 for projects that expired or were completed in fund 10000 prior to the FY2011 transfer were reverted in FY2014. A refund was received in FY2013 from a project that was completed in FY2010. The entry to SHARE for this refund in FY2013 was prepared incorrectly, resulting in an understated balance in the Department’s interest in the State General Fund Investment Pool (SGFIP, or cash) of \$113,494. This was also reverted in FY2014. Amounts due to other funds were the result of audit entries from FY2008. The remaining adjustments are related to various errors in accounting for capital projects, and errors in reversion amounts. Management has determined that many of the errors relating to closed capital projects cannot be corrected, except for identified discrepancies noted above.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 17 – PRIOR PERIOD RESTATEMENT – CONTINUED**

Prior period adjustments for this fund as of July 1, 2013 are as follows:

	Balance per <u>SHARE</u>	Prior Period <u>Adjustment</u>	Restated Balance <u>July 1, 2013</u>
Interest in SGFIP	\$ (162,284)	\$ 336,808	\$ 174,524
Due from other state agencies	87,828	(87,828)	-
Due to other funds	(109,996)	80,330	(29,666)
Due to other state agencies	-	-	-
Due To State General Fund	(212,247)	67,389	(144,858)
Fund balance	396,699	(396,699)	-

Fund 10100 - Special Capital Outlay Fund

Severance Tax Bond (STB) projects in this fund expired in FY2012. STB projects are now accounted for in Fund 89200 STB Reauthorization Fund. In FY2014 the Department was able to draw down \$699,172 for 5 projects that were completed in prior fiscal years. Of this amount, \$467,390 was already paid to project subrecipients, and \$231,782 should have been included in accounts payable. The remaining adjustments are related to various errors in accounting for capital projects. Management has determined that many of the errors relating to closed capital projects cannot be corrected, except for identified discrepancies noted above. Prior period adjustments for this fund as of July 1, 2013 are as follows:

	Balance per <u>SHARE</u>	Prior Period <u>Adjustment</u>	Restated Balance <u>July 1, 2013</u>
Interest in SGFIP	\$ (831,781)	\$ 364,391	\$ (467,390)
Due from other funds	50,586	(50,586)	-
Due from other state agencies	392,656	306,516	699,172
Accounts payable	(236,966)	5,184	(231,782)
Due to other funds	(37,191)	37,191	-
Due to other state agencies	(88,489)	88,489	-
Fund balance	751,185	(751,185)	-

Fund 42900 – Tribal Infrastructure Fund

The last project activity in this fund was in FY2013. Starting in FY2014, the Tribal Infrastructure Fund (TIF) projects are accounted for in Fund 89200 STB Reauthorization Fund. As of July 1, 2013, there is a cash balance of \$99,902 left from a 2008 general fund appropriation. All projects were completed in FY2013, therefore the remaining cash is to be reverted to the State General Fund.



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 17 – PRIOR PERIOD RESTATEMENT – CONTINUED**

Prior period adjustments for this fund as of July 1, 2013 are as follows:

	Balance per <u>SHARE</u>	Prior Period <u>Adjustment</u>	Restated Balance <u>July 1, 2013</u>
Interest in SGFIP	\$ 99,902	\$ -	\$ 99,902
Due from other funds	58,286	(58,286)	-
Due from other state agencies	202,474	(202,474)	-
Due to other state agencies	(188,085)	188,085	-
Due To State General Fund	-	(99,902)	(99,902)
Fund balance	(172,577)	172,577	-

Fund 93100 - General Fund Reauthorization

This fund was created in FY2011 to account for general fund capital projects authorized or reauthorized by the legislature. Projects in this fund were transferred in FY2011 from Fund 10000 Special Capital Outlay Fund. The resulting transfer in SHARE understated the amount that should have been transferred by \$29,666. As of July 1, 2013, monies from closed and expired projects that had not been reverted amounted to \$12,276.

Prior period adjustments for this fund as of July 1, 2013 are as follows:

	Balance per <u>SHARE</u>	Prior Period <u>Adjustment</u>	Restated Balance <u>July 1, 2013</u>
Due from other funds	13,315	16,351	29,666
Due To State General Fund	(1,210)	(11,066)	(12,276)
Fund balance	(252,553)	(5,286)	(257,839)

Government-wide Financial Statements

The corrections in various funds resulted in the following adjustments to the government-wide financial statements as of July 1, 2013:

	Balance as Previously Reported	Prior Period Adjustment	Restated Balance July 1, 2013
Interest in SGFIP	\$ 1,825,462	\$ 769,420	\$ 2,594,882
Due from other state agencies	4,117,161	(52,007)	4,065,154
Accounts payable	(4,920,575)	5,184	(4,915,391)
Due to other state agencies	(276,574)	276,574	-
Due To State General Fund	(1,400,741)	(5,703)	(1,406,444)
Deferred revenue	(24,032)	24,032	-
Net position	726,927	(1,017,500)	(290,573)

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
NOTES TO FINANCIAL STATEMENTS – CONTINUED  
June 30, 2014

**NOTE 17 – PRIOR PERIOD RESTATEMENT – CONTINUED**

Fund 66700 – IAD Grant Fund

The monies in this fund were a grant received from a private foundation in FY2009 to improve health and economic outcomes for New Mexico Native American children. In FY2013, the Department had \$24,032 remaining from the grant. The foundation informed the Department by letter that the remaining funds were released and unrestricted. In addition, in FY2008 the Department posted an audit entry that created a liability to the General Fund 04800 for \$12,875. As of July 1, 2013, the Department determined the liability no longer exists. Fund balance was increased by \$36,907 as a result of these restatements. There was no adjustment to the government-wide financial statements related to this prior period correction.

**NOTE 18 – SUBSEQUENT EVENTS**

Subsequent events are events or transactions that occur after the balance sheet date, but before financial statements are issued. The Department recognizes in the financial statements the effects of all subsequent events that provide additional evidence about conditions that existed at the date of the balance sheet, including the estimates inherent in the process of preparing the financial statements. The Department's financial statements do not recognize subsequent events that provide evidence about conditions that did not exist at the date of the balance sheet, but arose after the balance sheet date and before financial statements are available to be issued. Transactions or events occurring after year-end may be disclosed if significant.

The Department has evaluated subsequent events through December 12, 2014, which is the date the financial statements are available to be issued. No matters were identified for recognition in the accounts.

**COMBINING AND INDIVIDUAL FUND FINANCIAL STATEMENTS**

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
COMBINING BALANCE SHEET – NON-MAJOR FUNDS  
GOVERNMENTAL FUNDS  
June 30, 2014

	Special Capital Outlay Fund 09900	Special Capital Outlay Fund 10000	Special Capital Outlay Fund 10100	Tribal Infra- structure Fund 42900	IAD Grant Fund 66700	GF Reauthor- ization Fund 93100	Total Non-major Funds
<b>ASSETS</b>							
Investment in State Treasurer							
General Fund Investment Pool	\$ -	\$ 36,166	\$ -	\$ 99,903	\$ 44,064	\$ 240,449	\$ 420,582
Due from other funds	-	-	-	-	-	29,666	29,666
Due from other agencies	-	-	-	-	-	-	-
Total assets	<u>\$ -</u>	<u>\$ 36,166</u>	<u>\$ -</u>	<u>\$ 99,903</u>	<u>\$ 44,064</u>	<u>\$ 270,115</u>	<u>\$ 450,248</u>
<b>LIABILITIES</b>							
Accounts payable	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 8,164	\$ 8,164
Due to State Treasurer							
General Fund Investment Pool	-	-	-	-	-	-	-
Accrued salaries payable	-	-	-	-	-	-	-
Payroll taxes payable	-	-	-	-	-	-	-
Payroll benefits payable	-	-	-	-	-	-	-
Deferred revenue	-	-	-	-	-	-	-
Other liabilities	-	-	-	-	-	-	-
Due to other funds	-	29,666	-	-	-	-	29,666
Due to State General Fund	-	6,500	-	99,903	-	12,276	118,679
Due to other state agencies	-	-	-	-	-	-	-
Total liabilities	<u>-</u>	<u>36,166</u>	<u>-</u>	<u>99,903</u>	<u>-</u>	<u>20,440</u>	<u>156,509</u>
<b>FUND BALANCES</b>							
Restricted	-	-	-	-	-	249,675	249,675
Assigned	-	-	-	-	44,064	-	44,064
Total fund balances	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>44,064</u>	<u>249,675</u>	<u>293,739</u>
Total liabilities and fund balances	<u>\$ -</u>	<u>\$ 36,166</u>	<u>\$ -</u>	<u>\$ 99,903</u>	<u>\$ 44,064</u>	<u>\$ 270,115</u>	<u>\$ 450,248</u>

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
COMBINING STATEMENT OF REVENUES, EXPENDITURES AND  
CHANGES IN FUND BALANCES – NON-MAJOR FUNDS  
GOVERNMENTAL FUNDS  
Year Ended June 30, 2014

	Special Capital Outlay Fund 09900	Special Capital Outlay Fund 10000	Special Capital Outlay Fund 10100	Tribal Infra- structure Fund 42900	IAD Grant Fund 66700	GF Reauthor- ization Fund 93100	Total Non-major Funds
<b>REVENUES:</b>							
Intergovernmental:							
Private gifts and grants	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<b>EXPENDITURES:</b>							
General government:							
Current:							
Personal services	-	-	-	-	-	-	-
Contractual services	-	-	-	-	-	-	-
Other costs	-	-	-	-	-	8,164	8,164
Capital outlay	-	-	-	-	-	-	-
Total expenditures	-	-	-	-	-	8,164	8,164
Excess (deficiency) of revenues over expenditures	-	-	-	-	-	(8,164)	(8,164)
<b>OTHER FINANCING SOURCES (USES)</b>							
Transfers in (out):							
State General Fund appropriation	-	-	-	-	-	-	-
Severance tax bond appropriations	-	-	-	-	-	-	-
Other appropriations - tobacco settlement funds	-	-	-	-	-	-	-
Reversion to State General Fund	-	-	-	-	-	-	-
Total other financing sources (uses)	-	-	-	-	-	-	-
Net change in fund balances	-	-	-	-	-	(8,164)	(8,164)
Fund balance (deficit), beginning of year, as previously stated	-	(396,699)	(751,185)	172,577	7,157	252,553	(715,597)
Prior period adjustment	-	396,699	751,185	(172,577)	36,907	5,286	1,017,500
Fund balance beginning of year, restated	-	-	-	-	44,064	257,839	301,903
Fund balance, end of year	\$ -	\$ -	\$ -	\$ -	\$ 44,064	\$ 249,675	\$ 293,739

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
NON-MAJOR SPECIAL REVENUE FUND – SPECIAL CAPITAL OUTLAY FUND 09900  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual	Variance
	<u>Original</u>	<u>Final</u>	Amount Budgetary Basis	Favorable (Unfavorable)
<b>REVENUES:</b>				
Severance tax bond appropriations	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Total revenues	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>
<b>EXPENDITURES:</b>				
General government:				
Other costs	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Total expenditures	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>	<u><u>\$ -</u></u>
<b>Reconciliation of GAAP basis to budgetary basis:</b>				
GAAP basis revenues, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis revenues			<u><u>\$ -</u></u>	
GAAP basis expenditures, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis expenditures			<u><u>\$ -</u></u>	

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
NON-MAJOR SPECIAL REVENUE FUND – SPECIAL CAPITAL OUTLAY FUND 10000  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual Amount Budgetary Basis	Variance Favorable (Unfavorable)
	<u>Original</u>	<u>Final</u>		
<b>REVENUES:</b>				
Severance tax bond appropriations	\$ -	\$ -	\$ -	\$ -
Total revenues	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
<b>EXPENDITURES:</b>				
General government:				
Other costs	\$ -	\$ -	\$ -	\$ -
Total expenditures	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
<b>Reconciliation of GAAP basis to budgetary basis:</b>				
GAAP basis revenues, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ -</u>	
GAAP basis expenditures, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis expenditures			<u>\$ -</u>	

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
NON-MAJOR SPECIAL REVENUE FUND – SPECIAL CAPITAL OUTLAY FUND 10100  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual Amount Budgetary Basis	Variance Favorable (Unfavorable)
	<u>Original</u>	<u>Final</u>		
<b>REVENUES:</b>				
Severance tax bond appropriations	\$ -	\$ -	\$ -	\$ -
Total revenues	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
<b>EXPENDITURES:</b>				
General government:				
Other costs	\$ -	\$ -	\$ -	\$ -
Total expenditures	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Reconciliation of GAAP basis to budgetary basis:				
GAAP basis revenues, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ -</u>	
GAAP basis expenditures, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis expenditures			<u>\$ -</u>	

The accompanying notes are an integral part of the financial statements



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
NON-MAJOR SPECIAL REVENUE FUND – TRIBAL INFRASTRUCTURE FUND 42900  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual	Variance Favorable (Unfavorable)
	<u>Original</u>	<u>Final</u>	Amount Budgetary Basis	
<b>REVENUES:</b>				
Severance tax bond appropriations	\$ -	\$ -	\$ -	\$ -
Total revenues	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
<b>EXPENDITURES:</b>				
General government:				
Other costs	\$ -	\$ -	\$ -	\$ -
Total expenditures	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Reconciliation of GAAP basis to budgetary basis:				
GAAP basis revenues, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ -</u>	
GAAP basis expenditures, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis expenditures			<u>\$ -</u>	

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
NON-MAJOR SPECIAL REVENUE FUND – IAD GRANT FUND 66700  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual	Variance Favorable (Unfavorable)
	<u>Original</u>	<u>Final</u>	Amount Budgetary Basis	
REVENUES:				
Private grants	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Total revenues	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Total budgeted revenues				
EXPENDITURES:				
General government:				
Other costs	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Total expenditures	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Reconciliation of GAAP basis to budgetary basis:				
GAAP basis revenues, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ -</u>	
GAAP basis expenditures, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis expenditures			<u>\$ -</u>	

The accompanying notes are an integral part of the financial statements

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
STATEMENT OF REVENUES AND EXPENDITURES (BUDGETARY BASIS)  
NON-MAJOR SPECIAL REVENUE FUND – GENERAL FUND REAUTHORIZATION FUND 93100  
Year ended June 30, 2014

	<u>Budgeted Amounts</u>		Actual	Variance
	<u>Original</u>	<u>Final</u>	Amount Budgetary Basis	Favorable (Unfavorable)
<b>REVENUES:</b>				
Other financing sources - transfers	\$ -	\$ -	\$ -	\$ -
Total revenues	-	-	<u>\$ -</u>	<u>\$ -</u>
Prior year fund balance	<u>257,839</u>	<u>257,839</u>		
Total budgeted revenues	<u>\$ 257,839</u>	<u>\$ 257,839</u>		
<b>EXPENDITURES:</b>				
General government:				
Other costs	<u>\$ 257,670</u>	<u>\$ 257,670</u>	<u>\$ 8,164</u>	<u>\$ (249,506)</u>
Total expenditures	<u>\$ 257,670</u>	<u>\$ 257,670</u>	<u>\$ 8,164</u>	<u>\$ (249,506)</u>
Reconciliation of GAAP basis to budgetary basis:				
GAAP basis revenues, page 40			\$ -	
Adjustments			<u>-</u>	
Budget basis revenues			<u>\$ -</u>	
GAAP basis expenditures, page 40			\$ 8,164	
Adjustments			<u>-</u>	
Budget basis expenditures			<u>\$ 8,164</u>	

The accompanying notes are an integral part of the financial statements

**OTHER SUPPLEMENTAL INFORMATION**

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
**SCHEDULE OF CAPITAL PROJECTS - SEVERANCE TAX AND GENERAL FUND APPROPRIATIONS**  
**JUNE 30, 2014**

#	Fund Code	Org. Code	BOF/CPD Proj. #	Description	Tribal Govt.
1	93100	074669	13-1123	Crownpoint Wellness Center	Navajo Nat.
2	93100	084006	12-1616	Pueblo of Isleta Veterans Center	Other
1	89200	121262	12-1262	IAIA Science and Tech Building Construct	Other.
2	89200	121380	12-1380	Pueblo of Acoma-Wheelchair Lift	19 Pueblos
3	89200	121384	12-1384	Mescalero Apache Tribe-Construct Pipe Storage Tank	Apache
4	89200	121386	12-1386	Pueblo of Santa Ana-Police Substation	19 Pueblos
5	89200	121388	12-1388	Torreon Star Lake Chapter-Waterline Extension	Navajo Nat.
6	89200	121389	12-1389	Pueblo of Pojoaque-Dam & Gates Improvements	19 Pueblos
7	89200	121390	12-1390	Pueblo of Pojoaque-Poeh Cultural Center	19 Pueblos
8	89200	A120012	12TF01	Mariano Lake Chapter-Water Distribution System	Navajo Nat.
9	89200	A120012	12TF02	Tse'ii'ahi Chapter-STM Aerotor Green Waste Water	Navajo Nat.
10	89200	A120012	12TF03	Pueblo of Isleta-Long Term Facility	19 Pueblos
11	89200	A120012	12TF04	Pueblo of Laguna-School House-Rodeo Drive	19 Pueblos
12	89200	A120012	12TF05	Pueblo of Nambe-Buffalo Range Subdivision	19 Pueblos
13	89200	A120012	12TF06	Pueblo of San Felipe-Middle Hagen Road Subdivision	19 Pueblos
14	89200	A120012	12TF07	Pueblo of Sandia-South Diversion Drainage	19 Pueblos
15	89200	A120012	12TF08	Pueblo of Santa Ana-Adobe Estates Subdivision	19 Pueblos
16	89200	A120012	12TF10	Pueblo of Santo Domingo-Community Water Tank	19 Pueblos
17	89200	A120012	12TF11	Pueblo of Tesuque-Water & Wastewater System Improvements	19 Pueblos
18	89200	A120012	12TF12	Pueblo of Zia-Zia Enterprise Zone	19 Pueblos
19	89200	A120012	12TF13	NAPI-Potable Water Project	Navajo Nat.
20	89200	A120012	12TF14	Counselor Chapter-Phase II (Day Mesa) Power Extension	Navajo Nat.
21	89200	A120012	12TF15	Jicarilla Apache-Cutter Lateral Initiative	Apache.
22	89200	A120012	12TF16	Mescalero Apache-Develop Tribal Comprehensive Plan	Apache.
23	89200	A120012	12TF17	Ohkay Owingeh-Planning & Design for Infrastructure	19 Pueblos
24	89200	A120012	12TF18	Pueblo of Taos-Comprehensive Indigenous Community Plan	19 Pueblos
25	89200	A120012	12TF19	Pueblo of Santa Clara-Water Planning Capacity Building	19 Pueblos
26	89200	A120012	12TF20	Church Rock Chapter-State Highway 118	Navajo Nat.
27	89200	A120012	12TF21	Ramah Chapter-Ramah Navajo Water Well	Navajo Nat.
28	89200	A120012	12TF24	Pueblo of Tesuque-Water & Wastewater Master Plan	19 Pueblos
29	89200	A120012	12TF25	Pueblo of San Felipe-Comprehensive Plan	19 Pueblos
30	89200	A120012	12TF26	Pueblo of Laguna-Master Plan for Parks & Recreation	19 Pueblos
31	89200	A120012	12TF27	Red Rock Chapter-Comprehensive Plan for Wastewater Systems	Navajo Nat.
32	89200	A120012	12TF28	San Ildefonso Pueblo Housing Authority-Housing Subdivision	19 Pueblos
33	89200	131542	13-1542	Sandia Pueblo School Buses	19 Pueblos
34	89200	131542	13-1559	Santa Ana Pueblo Multipurpose Center Construct	19 Pueblos
35	89200	A13-0001	13TF14	13TF14 Multipurpose Wellness & Education Facility	19 Pueblos
36	89200	A13-0001	13TF16	13TF16 Nambe Pueblo Road and Water Line Extension	19 Pueblos
37	89200	A13-0001	13TF17	13TF17 Waterless Composting Toiler Project	19 Pueblos

Funding Source	Appr. End Date	Amount Appropriated or Reauthorized	Amount expended	FY14 Expended Amount	Unexpended/ Uncommitted Balance
GF/13 R	6/30/2015	\$ 39,674	\$ -	\$ -	\$ 39,674
GF/12 R	6/30/2014	15,377	15,377	8,165	-
Total Projects Fund 93100		<u>\$ 55,051</u>	<u>\$ 15,377</u>	<u>\$ 8,165</u>	<u>\$ 39,674</u>
GOB13	6/30/2016	\$ 800,000	\$ 792,000	\$ 792,000	\$ 8,000
STB/12A	6/30/2014	35,000	35,000	35,000	-
STB/12A	6/30/2016	360,000	55,000	55,000	305,000
STB/12A	6/30/2016	180,000	81,195	81,195	98,805
STB/12A	6/30/2016	72,000	41,586	41,586	30,414
STB/12A	6/30/2016	34,000	33,950	33,950	50
STB/12A	6/30/2016	115,000	12,576	7,576	102,424
STB12SA	10/9/2014	500,000	407,593	161,502	92,407
STB12SA	10/9/2014	300,000	300,000	300,000	-
STB12SA	3/24/2014	700,000	700,000	261,745	-
STB12SA	10/9/2014	400,000	28,000	280,004	372,000
STB12SA	3/11/2014	920,000	920,000	109,807	-
STB12SA	3/24/2014	236,500	236,500	-	-
STB12SA	3/24/2014	797,500	797,500	-	-
STB12SA	3/27/2014	1,200,000	1,200,000	1,137,781	-
STB12SA	9/27/2014	1,000,000	837,775	793,775	162,225
STB12SA	3/11/2014	535,000	240,695	-	294,305
STB12SA	9/27/2014	1,303,669	1,303,669	582,574	-
STB12SA	4/9/2014	813,347	340,312	340,312	473,035
STB12SA	10/9/2014	417,678	379,203	379,203	38,475
STB12SA	9/24/2014	400,000	396,490	164,474	3,510
STB12SA	9/24/2014	117,525	50,808	(50,808)	66,717
STB12SA	3/24/2014	40,000	12,352	12,352	27,648
STB12SA	9/18/2014	150,000	117,870	117,870	32,130
STB12SA	9/27/2014	120,000	119,996	62,042	4
STB12SA	10/9/2014	50,000	31,670	31,670	18,330
STB12SA	10/9/2014	350,250	43,870	43,870	306,380
STB12SA	3/12/2014	150,000	150,000	57,282	-
STB12SA	3/24/2014	84,496	84,496	62,496	-
STB12SA	3/27/2014	190,000	190,000	160,622	-
STB12SA	4/9/2014	50,000	50,000	50,000	-
STB12SA	3/24/2014	32,000	24,325	24,325	7,675
STB13A	6/30/2015	100,000	100,000	100,000	-
STB13A	6/30/2017	50,000	50,000	50,000	-
STB13A	1/28/2016	3,953,054	1,188,660	1,188,660	2,764,394
STB13A	2/10/2016	2,200,957	174,924	174,924	2,026,033
STB13A	2/5/2016	1,076,917	654,816	654,816	422,101
Total Projects Fund 89200		<u>\$ 19,834,893</u>	<u>\$ 12,182,831</u>	<u>\$ 8,297,605</u>	<u>\$ 7,652,062</u>

**INDEPENDENT AUDITORS' 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***

Ms. Kelly Zunie, Cabinet Secretary  
State of New Mexico Indian Affairs Department  
and  
Mr. Hector H. Balderas  
New Mexico State Auditor  
Santa Fe, New Mexico

I 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, each major fund, the aggregate remaining fund information, the budgetary comparisons of the general fund and major special revenue fund of the State of New Mexico Indian Affairs Department (Department) as of and for the year ended June 30, 2014, and the related notes to the financial statements, which collectively comprise the Department's basic financial statements, and the combining and individual funds and related budgetary comparisons of the Department, presented as supplemental information, and have issued my report thereon dated December 12, 2014.

Internal Control Over Financial Reporting

In planning and performing my audit of the financial statements, I considered the Department's internal control over financial reporting (internal control) to determine the audit procedures that are appropriate in the circumstances for the purpose of expressing my opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Department's internal control. Accordingly, I do not express an opinion on the effectiveness of the Department's internal control.

My consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified. However, as described in the accompanying schedule of findings and responses, I identified certain deficiencies in internal control that I consider to be material weaknesses and significant deficiencies.

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. I consider the deficiency described in the accompanying schedule of findings and responses as item 2009-001 to be a material weakness.

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. I consider the deficiencies described in the accompanying schedule of findings and responses as items 2011-001, 2011-003, 2012-012, and 2014-001 to be significant deficiencies.

#### Compliance and Other Matters

As part of obtaining reasonable assurance about whether Department's financial statements are free of material misstatement, I 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 my audit, and accordingly, I do not express such an opinion. The results of my tests disclosed instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards* and which are described in the accompanying schedule of findings and responses as items 2011-001, 2012-007, and 2012-012.

The Department's responses to the findings identified in my audit are described in the accompanying schedule of findings and responses. The Department's responses were not subjected to the auditing procedures applied in the audit of the financial statements and, accordingly, I express no opinion on them.

The purpose of this report is solely to describe the scope of my testing of internal control and compliance and the result of that testing, and not to provide an opinion on the effectiveness of the entity'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 Department's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

*James L. Hartogenesis, CPA LLC*

James L. Hartogenesis, CPA LLC  
Albuquerque, New Mexico  
December 12, 2014



**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
SCHEDULE OF FINDINGS AND RESPONSES  
June 30, 2014

**FINANCIAL STATEMENTS**

Type of auditor's report issued: Unmodified

**INTERNAL CONTROL OVER FINANCIAL REPORTING**

Material weaknesses identified? Yes

Significant deficiencies identified not considered  
to be material weaknesses? Yes

**COMPLIANCE AND OTHER MATTERS**

Noncompliance material to the financial statements noted? No

**STATUS OF PRIOR YEAR FINDINGS**

2009-1 – Severance Tax Bond Funds Not Reconciled	Repeated and modified
2011-1 – Reversions-Capital Projects-SHARE Fund 04800, 10000 and 93100	Repeated and modified
2011-3 – Interagency Balances	Repeated and modified
2012-6 – Unrecorded Liabilities	Resolved
2012-7 – Asset Dispositions	Repeated and modified
2012-12 – Cash Monitoring Procedures	Repeated and modified
2012-15 – Use of State Vehicle	Resolved

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
SCHEDULE OF FINDINGS AND RESPONSES - CONTINUED  
June 30, 2014

**CURRENT YEAR FINDINGS**

2009-001 [2009-1] Severance Tax Bond Capital Projects (Material Weakness)

Condition - Revenues in two capital project funds were not recorded accurately. Fiscal year 2014 revenues and expenditures for funds 10100 and 89200 were materially misstated prior to posting applicable audit adjustments.

Criteria – The New Mexico Department of Finance and Administration (DFA) has issued accounting procedures for capital projects financed by severance tax bonds, including the criteria and timing for recognizing revenues, expenditures, receivables and payables.

Cause – DFA procedures were not followed.

Effect –Material audit adjustments to revenues were needed for funds 10100 and 89200.

Recommendation – I recommend the Department follow DFA’s prescribed accounting for capital projects. When eligible expenditures are incurred, the Department should also prepare a corresponding journal entry to recognize the revenue and related receivable.

Management’s Response - As of September 29<sup>th</sup>, IAD’s financial FTE’s are 100% filled. IAD’s new CFO will provide DFA procedural training to financial staff. Target date for completion: January 31, 2015.

2011-001 [2011-1] Reversions – SHARE funds 04800, 10000 and 93100 (Significant Deficiency, Noncompliance)

Condition – The Department has not completed a reversion for fiscal year 2014 from their general appropriation in fund 04800. Reversions payable to the State General Fund relating to fiscal year 2012 and prior years for fund 10000 were paid in August 2013, except for \$6,500 that was not reverted. Reversions payable to the State General Fund relating to fiscal year 2012 and prior years for fund 93100 were never paid.

Criteria – Unexpended amounts for general fund expenditures and capital projects are required to be reverted in accordance with the legislative appropriation that authorized them.

Cause – Reconciliations for these funds were not completed within the legislatively mandated timeframe, leading to untimely reversions.

Effect – The Department was able to keep monies in their accounts that belonged to the State General Fund. These monies were not made available for appropriation by the State General Fund in a timely manner.

Recommendation – Management should reconcile each of the affected funds and revert any unexpended funds as soon as possible.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
SCHEDULE OF FINDINGS AND RESPONSES - CONTINUED  
June 30, 2014

2011-001 [2011-1] Reversions – SHARE funds 04800, 10000 and 93100 (Continued)

Management's Response – Due to the CFO vacancy from March – September 2014, and newly hired Accountants in May and August 2014, the Agency was not aware of the required timeline to complete reversion for fiscal year 2014. Agency will prepare and submit reversions for 2014. Agency will work with DFA on how to proceed for fund 93100 for fiscal year 2012 and prior. Target date for completion: January 31, 2015.

2011-003 [2011-3] Interagency Balances (Significant Deficiency)

Condition – Amounts due from other agencies were never collected or were collected one or more fiscal years after the receivable was available for drawdown. Project A09-3828 was completed and \$466,957 paid by the Department in June 2012. The money was drawn down from the Board of Finance in January 2014. Project A05-0419, reauthorized as project A07-6128, was completed in November 2009 and \$70,837 was paid by the Department. The money was never drawn down and the Board of Finance reverted the money when the appropriation expired.

Criteria – Amounts due from other agencies should be reconciled and collected during the same period in which the receivable arises, or within a reasonable period after fiscal year-end.

Cause – The Department was unable to reconcile their capital project revenues and expenditures relating to prior fiscal years until FY2014-FY2015, therefore receivables went uncollected.

Effect – The Department had funds with significant bank overdrafts while receivables went uncollected. Amounts relating to capital projects prior to SHARE were not able to be reconciled.

Recommendation – The Department should review each capital project funded by severance tax and general appropriations and reconcile each project's actual revenues and expenditures to SHARE. After reconciling revenues and expenditures, the Department should pursue collection of any remaining outstanding receivables.

Management's Response - As of September 29<sup>th</sup>, IAD's financial FTE's are 100% filled. IAD's new CFO will provide DFA procedural training to financial staff. Target date for completion: January 31, 2015. In addition, monthly reconciliation worksheets will be provided to CFO by Accountants by 10<sup>th</sup> workday of the following month for review and verification.

2012-007 [2012-7] Asset Dispositions (Noncompliance)

Condition – The Department disposed of a capital asset without prior notification to the State Auditor.

Criteria – 2.2.2.10(V)(1) NMAC requires agencies to notify the State Auditor at least 30 days prior to any disposition of public property.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
SCHEDULE OF FINDINGS AND RESPONSES – CONTINUED  
June 30, 2014

2012-007 [2012-7] Asset Dispositions (Continued)

Cause – The Department used a storage area in their office building that belonged to another state agency. The equipment in question was inadvertently included in that agency’s asset disposal process before IAD could prepare the proper notifications.

Effect – Improper monitoring, safeguarding and disposition of capital assets may lead to material misstatements in the financial statements.

Recommendation – Management should strengthen internal controls over property and equipment. Proper safeguarding and timely recordkeeping are examples of control objectives to consider in regards to capital assets. Any dispositions should follow the New Mexico Administrative Code (NMAC) requirements including timely notification and proper authority.

Management’s Response – IAD has reviewed the NMAC requirements and strengthened internal controls to include new Capital Asset worksheet which will be reconciled monthly. Equipment in question has been retrieved from other Agency; documentation has been prepared and will be submitted to State Auditor for proper disposition. Internal control also includes a joint monthly inventory for equipment, furniture, etc. for both Capital and non-Capital Assets.

2012-012 [2012-12] Cash Monitoring Procedures (Significant Deficiency, Noncompliance)

Condition – The Department did not monitor cash accounts properly during FY2014.

Criteria – 2.20.5.8(C)(4) NMAC requires cash account records to be reconciled timely each month. Good internal controls include timely reconciliation of all general ledger accounts.

Cause – The Department experienced significant turnover in the Finance Department during FY2014, leading to lack of timely reconciliation of the cash accounts.

Effect – The Department’s cash accounts in funds 09900, 10000 and 10100, designated as “investment in state treasurer general fund investment pool” in the accompanying financial statements, carried negative balances.

Recommendation – Management should institute a monthly reconciliation process of all transactions that affect cash each month.

Management’s Response – As of September 29<sup>th</sup>, IAD’s financial FTE’s are 100% filled. IAD’s new CFO will provide DFA procedural training to financial staff. Target date for completion: January 31, 2015. In addition, monthly reconciliation worksheets will be provided to CFO by Accountants by 10<sup>th</sup> workday of the following month for review and verification.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
SCHEDULE OF FINDINGS AND RESPONSES - CONTINUED  
June 30, 2014

2014-001 Internal Control over Disbursements (Significant Deficiency)

Condition – A voucher in the amount of \$5,484 was processed that may not have had sufficient supporting documentation. The Department received a “Request for Reimbursement” from a Tobacco Cessation Program subrecipient with supporting documentation that was not reconciled to the request. Upon discovery of the deficiency during the audit, the Department was able to reconcile the supporting documents to the request for reimbursement.

Criteria – Good internal control policies require adequate supporting documentation that agrees to the invoice. Prior to preparing a payment voucher, the preparer should reconcile the support to the request for payment, and document the reconciliation in the vendor file.

Cause – The Department experienced turnover in the Finance Department during the time the voucher was prepared. The preparer did not implement and document the control activity of reconciling the request prior to making payment.

Effect – By not implementing proper controls over the disbursement process, the Department may be exposed to fraudulent or inflated vendor invoices. The invoice in question was subsequently reconciled and it was determined that the payment was accurate and the costs were for eligible expenditures.

Recommendation – Management should strengthen controls over the disbursement process. Any requests for reimbursement should be reviewed, reconciled to the accompanying supporting documents, and approved, by someone with knowledge of the projects and what the eligible costs are.

Management’s Response – Supporting documentation is verified by accountant before processing. In this particular case, the item included in the amount requested for reimbursement was the FICA tax. Previous accountant was fully aware that the amount for FICA, listed on each individual payroll sheet, was an allowable cost and included in the total request for reimbursement; even though it was not listed separately anywhere else on the request. For clarity and consistency, IAD has notified Agency to provide a Summary of Expenses that identifies a line item for FICA separately. Summary of Expenses should equal the amount requested for reimbursement, and supporting documentation should equal Summary.

**STATE OF NEW MEXICO**  
**INDIAN AFFAIRS DEPARTMENT**  
EXIT CONFERENCE  
June 30, 2014

The basic financial statements have been prepared by James L. Hartogenesis, CPA LLC, with the assistance of the Indian Affairs Department. The content in this report is the responsibility of the Indian Affairs Department.

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An exit conference was held on December 9, 2014 and attended by the following:

**For James L. Hartogenesis, CPA LLC:**

James Hartogenesis, CPA, CGFM	Principal
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**For the State of New Mexico Indian Affairs Department:**

Kelly Zunie	Cabinet Secretary
Winston Moses	General Counsel
Marilu Casillas	Chief Financial Officer
Keith Shije	Accountant