SENATE BILL 268

55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021

INTRODUCED BY

Harold Pope, Jr.

AN ACT

RELATING TO THE STATE AUDITOR; CHANGING CERTAIN AUDIT REPORTING REQUIREMENTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 12-6-5 NMSA 1978 (being Laws 1969, Chapter 68, Section 5, as amended) is amended to read:

"12-6-5. REPORTS OF AUDITS.--

A. The state auditor shall cause a complete written report to be made of each annual or special audit and examination made. Each report shall set out in detail, in a separate section, any violation of law or good accounting practices found by the audit or examination. Each report of a state agency shall include a list of individual deposit accounts and investment accounts held by each state agency audited. A copy of the report shall be [sent] made available
to the agency audited or examined; five days later, or earlier
if the agency waives the five-day period, the report shall
become a public record, at which time copies shall be [sent]
made available to:

(1) the secretary of finance and
administration; and

(2) the legislative finance committee.

B. Confidential audit documentation, including
working papers, are not public records of the state and shall
not be subject to the provisions of the Inspection of Public
Records Act.

[C. The state auditor shall [send a copy of]
make available reports of state agencies to the department of
finance and administration.

[C. Within thirty days after receipt of the report,
the agency audited may notify the state auditor of any errors
in the report.]

D. If the state auditor is satisfied from data or
documents at hand, or by an additional investigation, that the
report is erroneous, the state auditor [shall] may correct the
report and furnish copies of the corrected report to all
parties receiving the original report. Any revision of a
report that is a public record shall comply with regulations
promulgated by the state auditor pursuant to Section 12-6-12
NMSA 1978 and other applicable professional standards."