KENTUCKY BAR ASSOCIATION Frankfort, Kentucky

FINANCIAL STATEMENTS June 30, 2020 and 2019

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INDEPENDENT AUDITORS' REPORT

To the Board of Governors Kentucky Bar Association Frankfort, Kentucky

We have audited the accompanying financial statements of Kentucky Bar Association (a nonprofit organization), which comprise the statements of financial position as of June 30, 2020 and 2019, and the related statements of activities, functional expenses and cash flows for the years then ended, and the related notes to the financial statements.

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.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audits. We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

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

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

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of Kentucky Bar Association as of June 30, 2020 and 2019, and the changes in its net assets and its cash flows for the years then ended in accordance with accounting principles generally accepted in the United States of America.

Other Matters

Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The accompanying combining statements of financial position and activities, on pages 16-19, are presented for purposes of additional analysis and are not a required part of the financial statements. Such information 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. The 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 our opinion, the information is fairly stated in all material respects in relation to the financial statements as a whole.



KENTUCKY BAR ASSOCIATION STATEMENTS OF FINANCIAL POSITION June 30,

		2020		2019
ASSETS				
Current assets				
Cash	\$	1,789,168	\$	1,224,319
Restricted cash		-		884
Certificates of deposit		60,906		60,785
Investments		3,374,997		2,841,241
Accounts receivable		32,518		90,002
Due from affiliate, current		102,583		94,512
Interest receivable		4,056		4,672
Prepaid expenses	_	172,503		130,394
Total current assets		5,536,731		4,446,809
Due from affiliate, less current portion		528,280		568,917
Property, building and equipment, net	_	2,943,334		3,165,484
Total long-term assets		3,471,614	_	3,734,401
Total assets	<u>\$</u>	9,008,345	\$	8,181,210
LIABILITIES AND NET ASSETS				
Current liabilities				
Accounts payable	\$	56,681	\$	341,743
Accrued expenses		294,547		244,393
Deferred revenue		172,234		17,274
Current maturities of bonds payable		231,692		221,692
Total current liabilities		755,154		825,102
Bonds payable, less current maturities		3,420,951		3,652,856
Total liabilities		4,176,105		4,477,958
Net assets				
Without donor restrictions				
Board designated		305,096		262,793
Undesignated	_	4,527,144		3,440,459
Total net assets		4,832,240		3,703,252
Total liabilities and net assets	\$	9,008,345	\$	8,181,210

KENTUCKY BAR ASSOCIATION STATEMENTS OF ACTIVITIES for the years ended June 30,

		2020		2019
NET ASSETS WITHOUT DONOR RESTRICTIONS				
Revenue and support				
Membership dues	\$	4,804,434	\$	4,787,792
Other dues		269,276		263,433
Investment income/realized gain(loss), net of investment expenses		26,799		320,756
Sections income		151,737		175,185
Reimbursement of costs		18,753		26,335
Pro Hac Vice		211,420		279,000
Publications/communications		75,372		79,566
Conventions and conferences		-		480,275
Rent of building		9,600		9,600
Net change in the fair value of investments		63,859		(20,875)
Other revenue and support		668,088		739,679
Total revenue and support		6,299,338	_	7,140,746
Expenses				
Program Services:				
Sections		109,038		205,662
Board of Governors, Officers, and Committees		105,034		115,423
Disciplinary and Unauthorized Practices		1,355,905		1,312,992
Disciplinary Clerk's Office		58,918		66,870
Publications		265,103		256,138
Conventions		17,685		402,660
Lawyers Assistance Program		209,616		200,212
Continuing Legal Education		962,424		984,184
Client Security		53,090		13,460
Bar Center		392,521	_	351,526
Total program services		3,529,334		3,909,127
Supporting Services:				
Management and general		1,641,016	_	1,716,054
Total expenses		5,170,350	_	5,625,181
CHANGE IN TOTAL NET ASSETS		1,128,988		1,515,565
Net assets, beginning of year		3,703,252	_	2,187,687
NET ASSETS, END OF YEAR	<u>\$</u>	4,832,240	<u>\$</u>	3,703,252

KENTUCKY BAR ASSOCIATION STATEMENT OF FUNCTIONAL EXPENSES for the year ended June 30, 2020

	Management and General	Sections	Board of Governors, Officers, and Committees	Disciplinary and Unauthorized Practices	Cle	plinary erk's ffice	Publicatio	ons	Conventions	Lawyers Assistance Program		ontinuing Legal ducation	Client Security	Bar Center	Total
Salaries	\$ 692.648	\$ -	\$ -	\$ 1.034.135	\$	46,583	\$ 125.8	03	\$ -	\$ 126.205	\$	451,909	\$ -	\$ -	\$ 2,477,283
Payroll taxes	46,739	-	-	77,458	•	3,534	9,8	31	-	9,256	•	33,556	-	-	180,374
Retirement	32,533	-	-	51,197		2,317	6,1	32	-	6,257		22,165	-	-	120,601
Benefits	69,151	-	-	138,045		2,694	14,6	16	-	28,960		64,153	-	-	317,619
Accounting fees	19,954	-	-	-		-		-	-	-		724	-	-	20,678
Legal fees	96,312	-	-	-		-		-	-	-		-	-	-	96,312
Professional fees	80,307	2,598	-	11,015		-	1	35	-	12,005		1,469	22	-	107,551
Supplies	21,882	522	2,486	9,299		1,098	4	39	45	1,551		3,092	571	2,371	43,356
Telephone	9,496	287	426	779		-	6	84	101	1,311		4,257	5	-	17,346
Postage	18,593	158	496	5,466		2,482	34,7	02	196	230		6,052	392	-	68,767
Utilities	-	-	-	-		-		-	-	-		-	-	42,573	42,573
Equipment and computer expense	161,104	-	-	-		-		-	4,895	-		31,496	-	31,673	229,168
Printing	22,913	565	85	1,211		210	66,7		196	157		48,527	2	-	140,656
Travel and lodging	21,012	15,446	45,719	14,911		-	2,2		1,229	20,938		52,302	2,270	-	176,069
Conference, convention and meeting	4,601	-	7,463	3,930		-	2	95	1,701	1,325		112,321	300	-	131,936
Interest	166,899	-	-	-		-		-	-	-		-	-	-	166,899
Depreciation	-	-	-	-		-		-	-	-		-	-	222,150	222,150
Bank fees	4,067	-	-	-		-		-	89	-		30	-	-	4,186
Stipends	-	8,585	-	5,000		-		-	-	-		-	-	-	13,585
Meals and entertainment	19,378	18,010	42,876	3,459		-	1	22	1,733	1,074		22,980	476	-	110,108
Library and research	99,214	-	-	-		-		-	-	-		-	-	-	99,214
Maintenance and repairs	1,864		-	-		-		-	-	-		.	-	66,801	68,665
Audio visual expense	-	1,231	-	-		-		-	-	-		96,560	-	-	97,791
Contributors, sponsors and grants	-	30,850	-	-		-		-	-	-		-	-	-	30,850
Insurance	46,858	-	-	-		-		-	-	-		2,832	-	20,953	70,643
Speakers	-	-	-	-		-		-	7,500	-		1,600	-	-	9,100
Payment on claims	-	-	-	-		-		-	-	-		-	49,052	-	49,052
Contribution in lieu of taxes	-	_	-	_		_		-	-	_		_	_	6,000	6,000
Unrelated business tax	-	_		_			1,8	12	_	_		_	_	-	1,812
Other	_	30,613	-	_		_	.,0	-	-	-		240	_	_	30,853
Miscellaneous	5,491	173	5,483				1,5	00		347	_	6,159			19,153
Total expenses	\$ 1,641,016	\$ 109,038	\$ 105,034	\$ 1,355,905	\$	58,918	\$ 265,1	03	\$ 17,685	\$ 209,616	\$	962,424	\$ 53,090	\$ 392,521	\$ 5,170,350

KENTUCKY BAR ASSOCIATION STATEMENT OF FUNCTIONAL EXPENSES for the year ended June 30, 2019

	Manageme and General	nt Sections	Board of Governors, Officers, and Committees	Disciplinary and Unauthorized Practices	Disciplinary Clerk's Office	Publications	Conventions	Lawyers Assistance Program	Continuing Legal Education	Client Security	Bar Center	Total
Salaries	\$ 644.6	10 \$	- \$ -	\$ 954,216	\$ 50,302	\$ 110,821	\$ -	\$ 116,794	\$ 407,420	\$ -	\$ -	\$ 2,284,163
Payroll taxes	54,5	36		80,986	3,661	8,781	· -	9,973	33,849	-	-	191,836
Retirement	103,4	35		52,208	2,549	5,835	-	6,841	22,088	-	-	193,006
Benefits	122,8	44		146,856	5,330	15,604	-	26,786	84,815	-	-	402,235
Accounting fees	18,8	08		-	-	-	-	-	637	-	-	19,445
Legal fees	85,4	98		-	-	-	-	-	-	-	-	85,498
Professional fees	89,5	67 14,15	932	16,921	-	135	11,492	11,132	1,597	9	-	145,943
Supplies	23,1	03 19	1,749	10,810	1,177	99	8,841	456	23,751	319	1,737	72,241
Telephone	9,5	66 43	4 527	706	-	702	122	1,263	4,063	-	-	17,383
Postage	21,4	31 13	186	7,059	3,351	33,024	5,953	240	8,818	696	-	80,938
Utilities		-		-	-	-	-	-	-	-	47,151	47,151
Equipment and computer expense	171,4	37 1,45	-	-	-	-	3,703	-	26,958	-	-	203,606
Printing	20,8	04 44	168	1,166	256	75,399	3,438	217	50,685	29	-	152,608
Travel and lodging	24,4	,	,	23,758	244	3,175	32,703	19,355	61,299	2,371	-	256,577
Conference, convetion and meeting	6,8	,	5 7,728	6,787	-	435	25,694	1,775	95,909	240	-	149,897
Interest	143,2	20		-	-	-	-	-	-	-	-	143,220
Depreciation		-		-	-	-	-	-	-	-	212,832	212,832
Bank fees	3,4			-	-	-	10,721	-	1,052	-	-	15,182
Stipends		- 10,50		5,000	-	-	-	-	-	-	-	15,500
Meals and entertainment	20,6	,	5 42,495	5,602	-	409	158,606	3,103	43,255	496	-	311,597
Library and research	98,5			-	-	-	-	-	-	-	-	98,548
Maintenance and repairs	2			-	-	-	-	-	-	-	63,783	63,997
Audio visual expense		- 66	-	-	-	-	68,657	-	103,855	-	-	173,180
Contributors, sponsors and grants		- 61,95	-	-	-	-	-	-	-	-	-	61,950
Insurance	47,4	96		-	-	-	-	-	2,535	-	20,023	70,054
Speakers		-		-	-	-	67,635	-	-	-	-	67,635
Payment on claims		-		-	-	-	-	-	-	9,300	-	9,300
Contribution in lieu of taxes		-		-	-	-	-	-	-	-	6,000	6,000
Other		- 38,22		-	-	-	-	631	391	-	-	39,242
Miscellaneous	5,3	38 5,37	3,125	917		1,719	5,095	1,646	11,207			34,417
Total expenses	\$ 1,716,0	<u>\$ 205,66</u>	2 \$ 115,423	\$ 1,312,992	\$ 66,870	\$ 256,138	\$ 402,660	\$ 200,212	\$ 984,184	\$ 13,460	\$ 351,526	\$ 5,625,181

KENTUCKY BAR ASSOCIATION STATEMENTS OF CASH FLOWS for the years ended June 30,

	2020		2019
CASH FLOWS FROM OPERATING ACTIVITIES			
Change in net assets	\$ 1,128,988	\$	1,515,565
Adjustment to reconcile change in net assets to net cash provided by (used in) operating activities:			
Depreciation	222,150		212,832
Net (increase) decrease in the fair value of investments	(63,859)		20,875
Realized (gains) losses on sales of investments (Increase) decrease in operating assets:	47,020		(111,659)
Accounts receivable	57,484		(9,343)
Due from affiliate	32,566		140,608
Interest receivable	616		11,402
Prepaid expenses Increase (decrease) in operating liabilities:	(42,109)		(24,692)
Accounts payable	(285,062)		(330,844)
Accrued expenses	50,154		(12,649,029)
Deferred revenue	 154,960	_	6,095
Net cash provided by (used in) operating activities	 1,302,908		(11,218,190)
CASH FLOWS FROM INVESTING ACTIVITIES Purchase of property and equipment			(13,701)
Purchase of investments	(2,382,322)		(618,304)
Proceeds from sale of investments	,		, ,
	 1,865,284	_	7,780,223
Net cash provided by (used in) investing activities	 (517,038)	_	7,148,218
CASH FLOWS FROM FINANCING ACTIVITIES			
Proceeds on issuance of debt	(004.005)		4,003,090
Payments on long term debt	 (221,905)	_	(127,658)
Net cash provided by (used in) financing activities	 (221,905)	_	3,875,432
Net increase (decrease) in cash	563,965		(194,540)
Cash, beginning of year	 1,225,203		1,419,743
CASH, END OF YEAR	\$ 1,789,168	<u>\$</u>	1,225,203

NOTE A - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The statements presented are those of the Kentucky Bar Association (KBA). This is an agency of the judicial branch of the Commonwealth of Kentucky. The KBA implements, administers and enforces Kentucky Supreme Court Rules regarding the discipline and education of the lawyers of Kentucky and is the professional association for the practice of law in Kentucky.

Fund Accounting

The KBA is an agency that provides various services which are maintained in accounts in accordance with the principles and practices of "fund accounting". Fund accounting is the procedure by which resources for various purposes are classified for accounting purposes in accordance with activities or objectives as specified, in accordance with regulations, restrictions, or limitations imposed by sources outside the organization, or in accordance with directions issued by the governing board. The assets, liabilities, and net assets of the KBA are reported in six self-balancing fund groups, a description of which is as follows:

General Fund - The General Fund is engaged in the administrative, general and disciplinary functions of the KBA, primarily dealing with Kentucky attorneys and the practice of law within the Commonwealth of Kentucky.

<u>Continuing Legal Education Fund</u> - The Continuing Legal Education Fund administers the continuing legal education rules of the Supreme Court, which includes mandatory continuing legal education, attorney records, Kentucky Law Updates and New Lawyers' Skills Programs.

<u>Client Security Fund</u> - The Client Security Fund provides assistance to individuals who have suffered financial loss due to misappropriation of clients' funds by members of the KBA. During the year ended June 30, 2020, 66 new claims were received alleging losses totaling approximately \$1,338,423. During the year ended June 30, 2019, 84 new claims were received alleging losses totaling approximately \$1,418,808.

The Board of Governors has established Fund claim limits of \$50,000 per claim and \$150,000 aggregate claims against one attorney; accordingly, the total exposure was approximately \$983,099 for the year ended June 30, 2020, and \$698,101 for the year ended June 30, 2019.

<u>Bar Center Headquarters Trustees Fund</u> - The Bar Center Headquarters Trustees Fund acts for the KBA in all matters incidental to the ownership, management, and control of the Bar Center building.

<u>Bar Center Fund</u> - The Bar Center Fund accounts for dues allocated for the furnishing and maintenance of the Bar Center building located in Frankfort, Kentucky.

<u>Donated Legal Services Fund</u> - The Donated Legal Services Fund accounts for dues allocated for pro bono efforts.

Basis of Financial Statements

The KBA prepares its financial statements on the accrual basis of accounting. The preparation of financial statements in conformity with generally accepted accounting principles 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 reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates. The following accounting policies are presented to facilitate the understanding of information presented in the financial statements.

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Presentation

The financial statements are presented in accordance with generally accepted accounting principles for not-for-profit organizations. Under this guidance, the KBA is required to report information regarding its financial position and activities according to two classes of net assets: net assets with donor restrictions, and net assets without donor restrictions. Net assets without donor restrictions are not subject to donor-imposed restrictions and may be designated for specific purposes by action of the Board of Governors. Net assets with donor restrictions are subject to donor-imposed restrictions that can be fulfilled by actions of the organization pursuant to those restrictions or that expire by the passage of time or are subject to donor-imposed restrictions that they be maintained permanently. The KBA has no net assets with donor restrictions as of June 30, 2020 and 2019.

Cash and Cash Equivalents

The KBA considers cash in operating bank accounts to be cash and cash equivalents. Money Market accounts in investments are not included in cash and cash equivalents.

Supplemental Disclosure of Cash Flow Information for the year ended June 30,

	2020	2019
Cash paid during the year for interest	<u>\$ 157,282</u>	<u>\$ 130,582</u>
Cash paid during the year for unrelated business tax	<u>\$ 1,812</u>	\$ 0

Certificates of Deposit

Certificates of deposit are valued at cost.

Investments

Investments are reported at fair value. Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. See Note L for discussion of fair value measurements.

Purchases and sales of securities are recorded on a trade-date basis. Interest income is recorded on the accrual basis. Dividends are recorded on the ex-dividend date. Net appreciation (depreciation) includes the KBA's gains and losses on investments bought and sold as well as held during the year.

Fixed Assets

Fixed assets are stated at cost. Major renewals and improvements are charged to the fixed asset accounts. Expenditures greater than \$5,000 and which increase values or extend useful lives of the respective assets, are capitalized, whereas expenditures for maintenance and repairs are charged to expense as incurred. At the time fixed assets are retired or otherwise disposed of, the asset and related accumulated depreciation accounts are relieved of the applicable amounts. Gains or losses from retirements or sales are credited or charged to income.

Revenue

The major source of revenue is membership dues. All members are required to pay dues to the KBA, with the exception of those members whose status is Senior Counselor, Senior Retired Inactive, and Disabled Inactive. Dues are determined annually and are recognized as revenues when assessed because they are measurable and are collectible within the current period.

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NOTE A - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Depreciation

Depreciation and amortization are provided on a straight-line basis over the estimated useful lives of the assets. Depreciation expense totaled \$222,150 and \$212,832 for the years ended June 30, 2020 and 2019, respectively. Estimated useful lives for purposes of depreciation are as follows:

Bar Center building 50 years Furniture, fixtures and equipment 5-10 years

Management's Review of Subsequent Events

The KBA has evaluated and considered the need to recognize or disclose subsequent events through January 12, 2021, which represents the date that these financial statements were available to be issued. Subsequent events past this date, as they pertain to the fiscal year ended June 30, 2020 have not been evaluated by the KBA.

Pension Plan

The KBA has a 401(a) plan for all employees, full and part-time, with Nationwide Financial Services, Inc., Columbus, Ohio. Funding for the plan is provided entirely by the KBA with a 5% contribution made after each payroll. During the fiscal years ended June 30, 2020 and 2019, contributions totaled \$120,601 and \$129,923, respectively, to the Nationwide 401(a) plan on behalf of the employees. No matching contribution is required or allowed from the employees into the plan. In addition, the employees have the option to voluntarily participate with Kentucky Deferred Comp through the Kentucky Personnel Cabinet with their various plans for retirement. Contributions are made only by the employee with no contributions made by the KBA.

New Accounting Pronouncement

Financial assets, at June 30, 2020

On June 21, 2018, the FASB issued ASU No. 2018-08, Not-For-Profit Entities (Topic 958): Clarifying the Scope and the Accounting Guidance for Contributions Received and Contributions Made. The amendments in this ASU assist in evaluating whether transactions should be accounted for as contributions (nonreciprocal transactions) subject to Subtopic 958-605 or as exchange (reciprocal) transactions subject to Account Standards Codification 606 and determining whether a contribution is conditional. The contribution guidance in Subtopic 958-605 requires the entity to determine whether a transaction is conditional, which affects the timing of the revenue recognized. The amendments in this ASU related to Subtopic 958-605 had no impact on the Association. The amendments related to Topic 606 will be implemented during 2021. There was no change in opening balances of net assets and no prior period results were restated. Ultimately the Association typically only engages in exchange (reciprocal) transactions.

NOTE B - LIQUIDITY AND AVAILABILITY OF FINANCIAL ASSETS

The KBA has not adopted a formal liquidity management plan. The KBA continually reviews its financial assets and assesses if these financial assets are sufficient to meet cash needs for general expenditures. The KBA's financial assets for this purpose include cash and cash equivalents, investments, certificates of deposit and receivables. As of June 30, 2020, the KBA's financial assets available to meet cash needs for general expenditures within one year are as follows:

5,364,228

Less those unavailable for general expenditures within one year, due to:

Board designations:

Sections

Brief Insights

Financial assets available to meet cash needs for general expenditures within one year

\$5,059,132

NOTE B - LIQUIDITY AND AVAILABILITY OF FINANCIAL ASSETS (CONTINUED)

As of June 30, 2019, the KBA's financial assets available to meet cash needs for general expenditures within one year are as follows:

Financial assets, at June 30, 2019	\$ 4,315,531
Less those unavailable for general expenditures within one year, due to:	
Board designations:	
Sections	(260,026)
Brief Insights	 (2,767)
Financial assets available to meet cash needs for general	
expenditures within one year	\$ 4,052,738

NOTE C - INVESTMENTS

Investments are administered utilizing the services of the trust department of a bank. These investments are Level 1 investments, which include investments that are uninsured and unregistered held by the counterparty's trust department or agent in the KBA's name. All investments have been classified as current assets in the accompanying statement of financial position since proceeds would be available to the KBA upon request to the trust department of the bank.

A summary of investments at June 30, 2020, is as follows:

		Cost	F	air Market Value	_	nrealized ns(Losses)
KBA Long Term Portfolio -						
Money Market Funds	\$	126,481	\$	126,481	\$	-
Fixed income		565,680		558,448		(7,232)
Equities		1,341,385		1,743,416		402,032
Real Asset Mutual Funds		115,647		106,781		(8,866)
		2,149,193		2,535,126		385,934
KBA Short Term Portfolio -				_		
Money Market Funds		839,871		839,871		-
		839,871		839,871		
Total	\$	2,989,064	\$	3,374,997	\$	385,934
A summary of investments at June 30, 201	9 is as follo	NS:				
7. Summary of investments at sume 66, 201	0, 10 40 10110		Fa	air Market	Uı	nrealized
		Cost		Value	_	ns(Losses)
KBA Long Term Portfolio -						
Money Market Funds	\$	403,130	\$	403,130	\$	-
Fixed income		656,319		639,763		(16,556)
Equities		1,031,822		1,362,717		330,895
						7,737
Real Asset Mutual Funds		54,665		62,402		1,131
Real Asset Mutual Funds		54,665 2,145,936		62,402 2,468,012		
Real Asset Mutual Funds KBA Short Term Portfolio -		2,145,936		2,468,012		322,076
KBA Short Term Portfolio -		2,145,936		2,468,012		

NOTE C - INVESTMENTS (CONTINUED)

Investment return is summarized as follows for the year ended June 30,

	2020	2019
Interest and dividend income	\$ 82,203	\$ 193,575
Investment fees	(15,284)	(22,073)
Realized gains (losses)	(47,020)	111,659
Change in fair value	 63,859	 (20,875)
	\$ 83,758	\$ 262,286

NOTE D - INCOME TAX STATUS

The KBA is not a private foundation and is exempt from federal income tax under section 501(c)(6) of the Internal Revenue Code of 1954, except on certain unrelated business income, which is not material. The KBA believes it is no longer subject to income tax examinations for the fiscal years prior to June 30, 2017. There are currently no audits for any tax periods in progress.

NOTE E - LEASES

The KBA maintains seven non-cancelable forty-eight month operating leases for office equipment (copiers). During the year ended June 30, 2020, six operating leases expired and six new agreements were completed. The monthly payments range from \$122 to \$558 per month. The total monthly payment for the leased copiers is \$2,017.

The KBA maintains ten non-cancelable sixty-month operating leases for office equipment (printers). During the year ended June 30, 2020, the KBA entered into two additional leases for office equipment (printers). The leases are sixty-month non-cancelable operating leases. The total monthly payment for the printers is \$269.

The KBA entered into a lease for a mailing system during December 2014. The lease was for 60 months under a non-cancelable operating lease expiring in January 2020 with a monthly payment of \$540. The KBA entered into a new lease for a mailing system during January 2020. The lease is for 60 months under a non-cancelable operating lease expiring in January 2025 with a monthly payment of \$409.

The KBA incurred approximately \$36,800 of lease-related expense in the year ended June 30, 2020, and \$35,000 in the year ended June 30, 2019. These leases are classified as operating with minimum rental commitments as follows:

Year Ending June 30,	
2021	\$ 35,853
2022	35,560
2023	27,822
2024	7,182
2025	2,998
	<u>\$ 109,415</u>

NOTE F - LONG-TERM DEBT

During September 2018, the KBA entered into a promissory note with the City of Frankfort (the City) to repay amounts related to a bond issuance by the City on behalf of the KBA. The City issued a general obligation bond of \$4,180,000 in Kentucky Revenue Bond, Taxable Series 2018C. The Kentucky League of Cities is the program administrator and the Kentucky Bond Corporation is the lessor. The bond was issued for the purpose of funding a note issued by the KBA to fund the payment of the withdrawal liability to the Kentucky Retirement System during the spring of 2019. The maturity date for the note and bond is January 1, 2033. The note and the bond carry a 3.75% interest rate. The bonds included a discount of \$177,794 that will be amortized over the life of the loan through interest expense.

Interest expense for the year ended June 30, 2020 was \$166,899, which included amortization of the bond discount of \$12,261. Interest expense for the year ended June 30, 2019 was \$143,220, which included amortization of the bond discount of \$8,176.

The principal and interest repayment requirements relating to the above long-term debt at June 30, 2020 are as follows:

Year Ending June 30,	Principal	Interest	Total
2021	\$ 231,692	\$ 136,825	\$ 368,517
2022	239,607	128,279	367,886
2023	246,690	119,456	366,146
2024	256,690	110,385	367,075
2025	266,690	100,965	367,655
Thereafter	2,411,274	413,765	2,825,039
	\$ 3,652,643	\$ 1,009,675	\$ 4,662,318

NOTE G - RELATED PARTY

The Kentucky Bar Foundation, Inc. (the Foundation) is a related party to the Kentucky Bar Association in that both organizations share common facilities and that the KBA provides payroll services for the Foundation. The KBA also recorded a receivable of \$579,076 and \$609,553 for the years ended June 30, 2020 and 2019, respectively, for the Foundation's share of the withdrawal liability to the Kentucky Retirement System. The KBA Board of Governors and the Foundation Board agreed on a repayment plan that started September 2019 and will continue until June 2034, with payments of \$10,519 quarterly, bearing no interest.

The following summarizes significant transactions and balances between the two at June 30,

		2020		2019
Accounts receivable from Foundation, current	\$	102,583	\$	94,512
Accounts receivable from Foundation, long-term	·	528,280		568,917
Accounts receivable from Foundation	<u>\$</u>	630,863	<u>\$</u>	663,429
Rent paid or payable to the KBA from Foundation	\$	9,600	\$	9,600

NOTE H - COMPENSATED ABSENCES

In prior years the KBA has allowed a carryover of a maximum of forty-five unused vacation days accumulated through year-end. For fiscal years 2020 and 2019, the KBA allowed in excess of forty-five unused vacation days until December 31, 2020 and 2019. Accordingly, for these future compensated absences, the KBA had accrued expenses of \$179,101 in the General Fund and \$36,073 in the Continuing Legal Education Fund for the year ended June 30, 2020 and \$142,519 in the General Fund and \$26,810 in the Continuing Legal Education Fund for the year ended June 30, 2019.

NOTE I – DESIGNATED FUND BALANCE

By Board resolution, the General Fund surplus for Sections and Brief Insights funds are allowed to be carried over to the next ensuing budget year and have been designated as such. Any current year excess support and revenue over expenses excluding the current effects of the aforementioned carryforward funds less transfers made to other funds may be transferred to related investment accounts for future operating needs.

NOTE J - CONTINGENCIES

The KBA is subject to various other claims and investigations covering a wide range of matters that arise in the ordinary course of business. In the opinion of management, all such matters are adequately covered by insurance or by accruals when determinable. There are also matters that are without merit or are of such kind, or involve such amounts, as would not have a significant effect on the financial position or results of operations of the KBA, if disposed of unfavorably.

NOTE K - EQUIPMENT

Equipment consists of the following at June 30,

	2020	2019
Property, building, and equipment	\$ 6,320,327	\$ 6,320,327
Vehicle	28,375	28,375
Less accumulated depreciation	(3,405,368)	(3,183,218)
	\$ 2,943,334	\$ 3,165,484

NOTE L – FAIR VALUE MEASUREMENT

The KBA's investments are reported at fair value in the accompanying statements of financial position. The methods used to measure fair value may produce an amount that may not be indicative of net realizable value or reflective of future fair values. Furthermore, although the KBA believes its valuation methods are appropriate and consistent with other market participants, the use of different methodologies or assumptions to determine the fair value of certain financial instruments could result in a different fair value measurement at the reporting date.

The fair value measurement accounting literature establishes a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. This hierarchy consists of three broad levels: Level 1 inputs consist of unadjusted quoted prices in active markets for identical assets and have the highest priority, Level 2 inputs consist of observable inputs other than quoted prices of identical assets, and Level 3 inputs are unobservable and have the lowest priority. The KBA uses appropriate valuation techniques based on the available inputs to measure the fair value of its investments. When available, the KBA measures fair value using Level 1 inputs because they generally provide the most reliable evidence of fair value. The KBA did not need to use any Level 3 inputs to value investments.

NOTE L - FAIR VALUE MEASUREMENT (CONTINUED)

The following table sets forth by level, within the fair value hierarchy, the KBA's assets at fair value as of June 30, 2020:

	<u></u> F	Fair Value	M Ider	oted Prices in Active larkets for ntical Assets (Level 1)	Observable inputs other than quoted prices of identical assets (Level 2)		
Money market funds Fixed income Equities	\$	966,352 558,448 1,743,416	\$	966,352 75,086 1,743,416	\$	- 483,362 -	
Real Asset Mutual Funds		106,781		106,781			
Total assets at fair value	\$	3,374,997	\$	2,891,635	\$	483,362	

The following table sets forth by level, within the fair value hierarchy, the KBA's assets at fair value as of June 30, 2019:

	<u></u> F	Fair Value	i M Iden	oted Prices in Active arkets for itical Assets (Level 1)	Observable inputs other than quoted prices of identical assets (Level 2)		
Money market funds	\$	776,359	\$	776,359	\$	_	
Fixed income		639,763		213,500		426,263	
Equities		1,362,717		1,362,717		-	
Real Asset Mutual Funds		62,402		62,402			
Total assets at fair value	\$	2,841,241	\$	2,414,978	\$	426,263	

NOTE M - CONCENTRATION OF CREDIT RISK

Financial instruments that potentially subject the KBA to concentrations of credit risk consist of cash, which may at times exceed federally insured limits. The KBA places its cash with high credit quality financial institutions. The cash accounts are insured by the Federal Deposit Insurance Corporation (FDIC) up to \$250,000 per depositor in each institution. At times during the year ended June 30, 2020, the KBA exceeded the \$250,000 insured by the FDIC.

NOTE N - FUNCTIONAL ALLOCATION OF EXPENSES

The costs of providing various programs and other activities have been summarized on a functional basis in the statement of functional expenses. Accordingly, certain costs have been allocated among the programs and supporting services benefited. Although the allocation methods used were appropriate, alternative methods may provide different results. Expenses are charged directly to a function based on a calculation of the amount of time spent by employees on those functions, or a calculation of the amount of cost associated with that function. General and administrative expenses include those expenses that are not directly identifiable with any other specific function, but provide for the overall support and direction of the KBA.

NOTE O - COVID-19 PANDEMIC

During 2020, various restrictions were placed on travel and business across the United States in response to the COVID-19 pandemic. The duration and pervasiveness of these restrictions are uncertain as of the date of these financial statements. The KBA is continuously evaluating the impact of COVID-19 and related responses on its operations and finances. Restrictions placed on the KBA could negatively impact the KBA's revenue and expenses for an unknown period of time. At this time, a specific estimate of the impact could not reasonably be determined due to a number of unknown factors regarding the severity and duration of the event.



KENTUCKY BAR ASSOCIATION COMBINING STATEMENT OF FINANCIAL POSITION June 30, 2020

	General Fund	Continuing Legal Education Fund	Client Security Fund	Bar Center Headquarters Trustee Fund	Bar Center Fund	Donated Legal Services Fund	Interfund Eliminations	Total
ASSETS								
Current assets								
Cash	\$ 680,618	\$ 342,498	\$ 82,903	\$ 17,816	\$ 588,329	\$ 77,004	\$ -	\$ 1,789,168
Restricted cash	-	-	-	-	-	-	-	-
Certificates of deposit	2 000 505	-	422.205	-	-	60,906	-	60,906
Investments Accounts receivable	2,009,585 24,501	609,024 8,017	433,305	_	323,083	-	-	3,374,997 32,518
Interfund receivable	468,841	0,017	-	-	-	-	(468,841)	32,316
Due from Bar Foundation/IOLTA, current	100,183	_	_	2,400	_	-	(100,011)	102,583
Interest receivable	2,404	921	673	-	38	20	-	4,056
Prepaid expenses	127,503	23,179		21,821				172,503
Total current assets	3,413,635	983,639	516,881	42,037	911,450	137,930	(468,841)	5,536,731
Due from Bar Foundation/IOLTA, less current portion	528,280							528,280
Property, building and equipment, net	520,200	-	-	2,943,334	-	-	-	2,943,334
Total long-term assets	528,280	<u>-</u>		2,943,334				3,471,614
Total assets	\$ 3,941,915	\$ 983,639	\$516,881	\$ 2,985,371	\$ 911,450	<u>\$ 137,930</u>	\$ (468,841)	\$ 9,008,345
LIABILITIES AND NET ASSETS								
Current liabilities								
Accounts payable	\$ 50,198	\$ 719	\$ 5	\$ 5,747	\$ 12	\$ -	\$ -	\$ 56,681
Interfund payable	-	466,979	-	1,862	-	-	(468,841)	-
Accrued expenses	249,683	44,863	1	- 0.550	-	-	-	294,547
Deferred revenue Current maturities of bonds payable	166,182 231,692	2,500	-	3,552	-	-	-	172,234 231,692
• •								
Total current liabilities	697,755	515,061	6	11,161	12	-	(468,841)	755,154
Bonds payable, less current maturities	3,420,951					_		3,420,951
Total liabilities	4,118,706	515,061	6	11,161	12	<u>-</u>	(468,841)	4,176,105
Net assets								
Without donor restrictions								
Designated for Sections	302,725	-	-	-	-	-	-	302,725
Designated for Brief Insights	2,371	-	-	-	-	-	-	2,371
Undesignated	(481,887)	468,578	516,875	2,974,210	911,438	137,930		4,527,144
Total net assets	(176,791)	468,578	516,875	2,974,210	911,438	137,930	<u>-</u>	4,832,240
Total liabilities and net assets	\$ 3,941,915	\$ 983,639	\$516,881	\$ 2,985,371	\$ 911,450	\$ 137,930	\$ (468,841)	\$ 9,008,345

KENTUCKY BAR ASSOCIATION COMBINING STATEMENT OF FINANCIAL POSITION June 30, 2019

	General Fund		ontinuing Legal ducation Fund	Client Security Fund		Bar Center eadquarters Trustee Fund	Bar Center Fund	nated Legal Services Fund	Interfund Eliminations		Total
ASSETS											
Current assets											
Cash	\$ 687,472	\$	16,958	\$ 68,129	\$	14,859	\$ 389,069	\$ 47,832	\$ -	\$	1,224,319
Restricted cash	\$ 884	\$	-	-		-	-	-	-		884
Certificates of deposit	-		-	-		-	-	60,785	-		60,785
Investments	1,506,009		593,207	421,834		-	320,191	-	-		2,841,241
Accounts receivable	47,642		42,360	-		-	-	-	-		90,002
Interfund receivable	467,451		-	-		13,795	-	-	(481,246)		-
Due from Bar Foundation/IOLTA, current	92,112		-	-		2,400	-	-			94,512
Interest receivable	2,427		957	677			601	10	-		4,672
Prepaid expenses	86,605	_	22,986		_	20,803		 <u> </u>			130,394
Total current assets	2,890,602	_	676,468	490,640	_	51,857	709,861	 108,627	(481,246)		4,446,809
Due from Bar Foundation/IOLTA, less current portion	568,917		-	-		-	-	-	-		568,917
Property, building and equipment, net	<u> </u>				_	3,165,484		 -			3,165,484
Total long-term assets	568,917	_	<u>-</u>		_	3,165,484		 <u>-</u>			3,734,401
Total assets	\$ 3,459,519	\$	676,468	\$ 490,640	\$	3,217,341	\$ 709,861	\$ 108,627	\$ (481,246)	\$	8,181,210
LIABILITIES AND NET ASSETS											
Current liabilities											
Accounts payable	\$ 321,711	\$	11,991	\$ -	\$	8,041	\$ -	\$ -	\$ -	\$	341,743
Interfund payable	-		480,774	-		472	-	-	(481,246)		-
Accrued expenses	208,146		36,038	-		209	-		-		244,393
Deferred revenue	17,274		-	-		-	-	-	-		17,274
Current maturities of bonds payable	221,692		<u> </u>		_			 			221,692
Total current liabilities	768,823		528,803	-		8,722	-	-	(481,246)		825,102
Bonds payable, less current maturities	3,652,856	_	<u>-</u>		_	<u>-</u>		 <u>-</u>			3,652,856
Total liabilities	4,421,679		528,803	<u>-</u>		8,722		 <u> </u>	(481,246)		4,477,958
Net assets											
Without donor restrictions											
Designated for Sections	260,026		_				_				260,026
3			_	_		_	_	_	_		
Designated for Brief Insights	2,767			-		-	-	-	-		2,767
Undesignated	(1,224,953)	_	147,665	490,640	_	3,208,619	709,861	 108,627		_	3,440,459
Total net assets	(962,160)		147,665	490,640	_	3,208,619	709,861	 108,627			3,703,252
Total liabilities and net assets	\$ 3,459,519	\$	676,468	\$ 490,640	\$	3,217,341	\$ 709,861	\$ 108,627	\$ (481,246)	\$	8,181,210

KENTUCKY BAR ASSOCIATION COMBINING STATEMENT OF ACTIVITIES

for the year ended June 30, 2020

NET ASSETS WITHOUT DONOR RESTRICTIONS Revenue and support	General Fund	Continuing Legal Education Fund	Client Security Fund	Bar Center Headquarters Trustee Fund	Bar Center Fund	Donated Legal Services Fund	Total
Membership dues	\$ 3,524,812	\$ 797.605	\$ 120.392	\$ -	\$ 332,453	\$ 29.172	\$ 4,804,434
Other dues	269,276	φ 191,005 -	φ 120,392 -	φ -	φ 332,433 -	φ 29,172	269,276
Investment income/realized gain(loss), net of related expenses	22,089	922	552	6	3,099	131	26,799
Sections income	151,737	-	-	-	-	-	151,737
Reimbursement of costs	18,753	=	=	=	=	=	18,753
Pro Hac Vice	211,420	-	-	-	-	-	211,420
Publications/communications	75,372	-	-	-	-	-	75,372
Conventions and conferences	-	-	-	-	-	-	-
Rent of building	=	-	-	9,600	-	=	9,600
Net change in the fair value of investments	38,854	14,860	10,915	-	(770)	-	63,859
Other revenue and support	182,781	485,251	56	_			668,088
Total revenue and support	4,495,094	1,298,638	131,915	9,606	334,782	29,303	6,299,338
Expenses Program Services:							
Sections	109,038	-	-	-	-	-	109,038
Board of Governors, Officers, and Committees	105,034	-	-	-	-	=	105,034
Disciplinary and Unauthorized Practices	1,355,905	-	-	-	-	=	1,355,905
Disciplinary Clerk's Office	58,918	-	-	-	-	-	58,918
Publications	265,103	-	-	-	-	-	265,103
Conventions	17,685	-	-	-	-	-	17,685
Lawyers Assistance Program	209,616	-	=	-	-	-	209,616
Continuing Legal Education	-	962,424	=	-	-	-	962,424
Client Security	-	-	53,090		-	-	53,090
Bar Center		-		386,521	6,000	-	392,521
Total program services	2,121,299	962,424	53,090	386,521	6,000	-	3,529,334
Supporting Services:							
Management and general	1,641,016						1,641,016
Total expenses	3,762,315	962,424	53,090	386,521	6,000	_	5,170,350
INCREASE (DECREASE) IN TOTAL NET ASSETS	732,779	336,214	78,825	(376,915)	328,782	29,303	1,128,988
Net assets, beginning of year	(962,160)	147,665	490,640	3,208,619	709,861	108,627	3,703,252
TRANSFERS IN (OUT)	52,590	(15,301)	(52,590)	142,506	(127,205)	_	
NET ASSETS, END OF YEAR	<u>\$ (176,791)</u>	\$ 468,578	\$ 516,875	\$ 2,974,210	\$ 911,438	<u>\$ 137,930</u>	\$ 4,832,240

See Independent Auditors' Report

KENTUCKY BAR ASSOCIATION COMBINING STATEMENT OF ACTIVITIES

for the year ended June 30, 2019

 _	_	_	_	

NET ASSETS WITHOUT DONOR RESTRICTIONS	General Fund	Continuing Legal Education Fund	Client Security Fund	Bar Center Headquarters Trustee Fund	Bar Center Fund	Donated Legal Services Fund	Total
Revenue and support	Ф O E4O ZEZ	Ф 705 044	# 400 057	Φ	Ф 004 000	ф 00.07.4	Ф 4 7 0 7 7 00
Membership dues Other dues	\$ 3,510,757 263,433	\$ 795,944	\$120,257	\$ -	\$ 331,960	\$ 28,874	\$ 4,787,792
Investment income/realized gain(loss), net of related expenses	203,433 218,917	- 69,568	- 26,126	8	6,015	122	263,433 320,756
Sections income	175,185	09,500	20,120	-	0,013	122	175,185
Reimbursement of costs	26,335	_	_	_	_	_	26,335
Pro Hac Vice	279,000	-	_	_	-	-	279,000
Publications/communications	79,566	-	-	_	_	-	79,566
Conventions and conferences	480,275	_	-	_	-	-	480,275
Rent of building	-	_	_	9,600	_	_	9,600
Net change in the fair value of investments	(6,457)	(13,328)	(3,327)	5,000	2,237	_	(20,875)
~	, ,	,		-	2,231	-	,
Other revenue and support	<u>196,278</u>	542,996	405		-		739,679
Total revenue and support	5,223,289	1,395,180	143,461	9,608	340,212	28,996	7,140,746
Expenses Program Services:							
Sections	205,662	-	-	-	-	-	205,662
Board of Governors, Officers, and Committees	115,423	-	-	-	-	-	115,423
Disciplinary and Unauthorized Practices	1,312,992	-	-	-	-	-	1,312,992
Disciplinary Clerk's Office	66,870	-	-	-	-	-	66,870
Publications	256,138	-	-	-	-	-	256,138
Conventions	402,660	-	-	-	-	-	402,660
Lawyers Assistance Program	200,212	-	-	-	-	-	200,212
Continuing Legal Education	-	984,184	-	-	-	-	984,184
Client Security	-	-	13,460	-	-	-	13,460
Bar Center				345,525	6,001		351,526
Total program services	2,559,957	984,184	13,460	345,525	6,001	-	3,909,127
Supporting Services:	4 740 054						4 740 054
Management and general	1,716,054						1,716,054
Total expenses	4,276,011	984,184	13,460	345,525	6,001		5,625,181
INCREASE (DECREASE) IN TOTAL NET ASSETS	947,278	410,996	130,001	(335,917)	334,211	28,996	1,515,565
Net assets, beginning of year	(1,754,877)	(456,645)	413,092	3,438,836	467,650	79,631	2,187,687
TRANSFERS IN (OUT)	(154,561)	193,314	(52,453)	105,700	(92,000)		
NET ASSETS, END OF YEAR	\$ (962,160)	<u>\$ 147,665</u>	\$490,640	\$ 3,208,619	\$ 709,861	\$ 108,627	\$ 3,703,252

See Independent Auditors' Report