FINANCIAL STATEMENTS AND SUPPLEMENTARY INFORMATION

For the Years Ended June 30, 2016 and June 30, 2015

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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 non-profit organization) which comprise the statements of financial position as of June 30, 2016 and June 30, 2015, and the related statements of activities 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.

p 859-331-1717 | f 859-331-4356 1881 Dixie Highway, Suite 200 | Fort Wright, KY 41011 www.rudler.com

CERTIFIED PUBLIC ACCOUNTANTS

# 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, 2016 and June 30, 2015, 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.

# **Report on Supplementary Information**

Our audits were conducted for the purpose of forming an opinion on the financial statements as a whole. The supplementary information contained on pages 17 through 22 is presented for purposes of additional analysis and is 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.

# Rudler, PSC

Ft. Wright, Kentucky January 9, 2017

# STATEMENTS OF FINANCIAL POSITION

June 30, 2016 and June 30, 2015

	June 30, 2016		June 30, 2015	
ASSETS:				
Cash	\$	2,016,760	\$	1,767,851
Certificate of Deposit		60,421		563,509
Investments		7,978,800		7,485,172
Accounts receivable		92,975		88,306
Due from affiliate		67,160		72,408
Interest receivable		17,491		17,941
Prepaid expenses		76,997		69,624
Total Current Assets		10,310,604		10,064,811
Property, building and equipment, net		3,122,532		3,130,641
TOTAL ASSETS	\$	13,433,136	\$	13,195,452
LIABILITIES:				
Accounts payable	\$	143,726	\$	315,764
Accrued expenses		360,934		405,714
Current maturities of bonds payable		135,000		125,000
Total Current Liabilities		639,660		846,478
Deferred revenue		14,669		14,366
Bonds payable, less current maturities		455,000		590,000
Total Liabilities		1,109,329		1,450,844
NET ASSETS:				
Unrestricted -				
Board designated		303,436		362,682
Undesignated		12,020,371		11,381,926
		12,323,807		11,744,608
TOTAL LIABILITIES AND NET ASSETS	\$	13,433,136	\$	13,195,452

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

STATEMENTS OF ACTIVITIES

For the Years Ended June 30, 2016 and June 30, 2015

	June 30, 2016		June 30, 2015	
UNRESTRICTED NET ASSETS:				
<b>REVENUE AND SUPPORT:</b>				
Membership dues	\$	4,787,241	\$	4,729,706
Other dues		177,252		176,468
Investment income/realized gain(loss)		132,790		944,781
Sections income		164,788		153,614
Reimbursement of costs		135,875		97,277
Attorney Advertising Commission		61,400		115,491
Pro Hac Vice		201,080		202,508
Publications/Communications		70,826		83,260
Conventions and Conferences		448,534		477,503
Rent of building		9,600		9,600
Net change in the fair value of investments		(23,765)		(787,177)
Other revenue and support		579,462		581,002
Total Revenue and Support		6,745,083		6,784,033
EXPENSES:				
Program Services:				
Sections		156,862		160,591
Board of Governors, Officers, Committees		108,130		121,970
Disciplinary/Unauthorized practice		1,738,357		1,688,514
Disciplinary Clerk's Office		89,786		100,880
Publications/Communications		286,989		295,739
Conventions and Conferences		406,303		383,231
Attorney Advertising Commission		91,931		91,915
Lawyers Assistance Program		206,955		205,358
Continuing Legal Education		1,069,508		1,050,641
Client Security		179,445		27,536
Bar Center		322,011		286,746
Total Program Services		4,656,277		4,413,121
Supporting Services:				
Management and General		1,509,607		1,412,525
Total Expenses		6,165,884		5,825,646
INCREASE (DECREASE) IN NET ASSETS		579,199		958,387
NET ASSETS AT BEGINNING OF YEAR		11,744,608		10,786,221
NET ASSETS AT END OF YEAR	\$	12,323,807	\$	11,744,608

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

STATEMENTS OF CASH FLOWS

For the Years Ended June 30, 2016 and June 30, 2015

	June 30, 2016		June 30, 2015	
CASH FLOWS FROM OPERATING ACTIVITIES				
Increase (decrease) in net assets	\$	579,199	\$	958,387
Adjustments to reconcile change in net assets to net				
cash provided by operating activities:				
Depreciation		155,205		133,102
Loss on disposal of property and equipment		5,159		0
Net (increase) decrease in the fair value of investments		23,765		787,176
Realized (gains)/ losses on sales of investments		44,837		(798,327)
(Increase) decrease in operating assets				
Accounts receivable		(4,669)		4,306
Due from affiliate		5,248		(4,804)
Prepaid expenses		(7,373)		20,969
Interest receivable		450		(10,792)
Increase (decrease) in operating liabilities				
Accounts payable		(172,038)		44,603
Accrued expenses		(44,780)		86,368
Deferred revenue		303		(9,098)
Net Cash Provided (Used) By Operating Activities		585,306		1,211,890
CASH FLOWS FROM INVESTING ACTIVITIES				
Purchase of property and equipment		(152,255)		(228,076)
Purchase of investments		(937,416)		(3,037,072)
Proceeds from sale of investments		878,274		2,999,815
Net Cash Provided (Used) By Investing Activities		(211,397)		(265,333)
CASH FLOWS FROM FINANCING ACTIVITIES				
Payments on long term debt		(125,000)		(120,000)
Net Cash Used By Financing Activities		(125,000)		(120,000)
NET INCREASE (DECREASE) IN CASH		248,909		826,557
CASH, BEGINNING OF YEAR		1,767,851		941,294
CASH, END OF YEAR	\$	2,016,760	\$	1,767,851

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

# 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 Association are reported in six self-balancing fund groups, a description of which is as follows:

<u>General Fund</u> The General Fund is engaged in the administrative, general and disciplinary functions of the Association, 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 2015 – 2016 fiscal year, 35 new claims were received alleging losses totaling approximately 244,698. During the 2014 – 2015 fiscal year, 42 new claims were received alleging losses totaling approximately 966,967.

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 \$88,222 for the year ended June 30, 2016 and \$435,257 for the year ended June 30, 2015.

<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 Capital Construction Fund was merged with The Bar Center Fund for the furnishing and maintenance of the Bar Center building located in Frankfort, Kentucky.

Donated Legal Services Fund 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 U.S. 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.

#### 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 three classes of net assets: unrestricted net assets, temporarily restricted net assets, and permanently restricted net assets. Unrestricted net assets are not subject to donor-imposed restrictions and may be designated for specific purposes by action of the Board of Governors. Temporarily restricted net assets are subject to donor-imposed restriction pursuant to those restrictions or that expire by the passage of time. Permanently restricted net assets are subject to donor-imposed restrictions that they be maintained permanently. The KBA has no temporarily or permanently restricted net assets as of June 30, 2016 and June 30, 2015.

#### 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:	2016	<u>2015</u>
Cash paid during the year for interest	<u>\$35,750</u>	<u>\$41,750</u>
Cash paid during the year for unrelated business tax	<u>\$ 959</u>	<u>\$ 858</u>

#### 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 K 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 Association'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 \$500 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.

#### Accounts Receivable

Accounts receivable are stated at the amount management expects to collect from balances outstanding at year-end. Based on management's assessment of the credit history with customers having outstanding balances and current relationships with them, it has concluded that realization losses on balances outstanding at year-end will be immaterial. Therefore, there was no allowance for doubtful accounts recorded in the financial statements at June 30, 2016.

#### Depreciation

Depreciation and amortization are provided on a straight-line basis over the estimated useful lives of the assets. Depreciation expense was \$155,205 for the year ended June 30, 2016 and \$133,102 for the year ended June 30, 2015. Estimated useful lives for purposes of depreciation are as follows:

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

#### Pension Plan

The Association participates as members of the Kentucky Employee Retirement System (KERS), a cost sharing, multiple-employer, public employee retirement system. KERS provides retirement benefits based on an employee's final average salary and number of years of service. Benefits are subject to certain reductions if the employee retires before reaching age sixty-five, or after less than twenty-seven years of service. The plan also provides for disability retirement, death and survivor benefits and medical insurance.

The Kentucky Employee Retirement System issues a publicly available financial report that includes financial statements and required supplementary information. That report may be obtained by writing to Kentucky Employees Retirement System, 1260 Louisville Road, Perimeter Park West, Frankfort, Kentucky 40601 or by calling (502)564-4646.

Funding for the plan is provided by eligible employees who contribute 5% of their salary, 6% for employees hired after September 1, 2008, through payroll deductions and the Association, which contributed 38.77% of current eligible employee's salary to the KERS during the fiscal year June 30, 2016 and 38.77% during the fiscal year June 30, 2015. The KBA's contribution rates are determined by Kentucky Revised Statute and the Board of Trustees of the Kentucky Retirement Systems biennium. The KBA's contributions totaled \$927,103 for the fiscal year ending June 30, 2016 and \$901,207 for the fiscal year ending June 30, 2015.

### NOTE B – 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. Investment service fees of

#### **KENTUCKY BAR ASSOCIATION** NOTES TO FINANCIAL STATEMENTS

June 30, 2016 and June 30, 2015

approximately \$23,153 have been included in bank and investment fees in the statement of activities for the year ended June 30, 2016 and \$21,848 for the year ended June 30, 2015. 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, 2016 is as follows:

	Cost	Fair Market Value	Unrealized Gains/Losses
KBA Long Term Portfolio -			
Money Market Funds	\$ 90,834	\$ 90,834	\$ 0
Fixed income	1,804,875	1,725,628	(79,247)
Equities	3,230,451	3,423,705	193,254
-	5,126,160	5,240,167	114,007
KBA Short Term Portfolio -			
Money Market Funds	1,189,098	1,189,098	0
Fixed income	1,562,401	1,549,535	(12,866)
	2,751,499	2,738,633	(12,866)
Total	\$ 7,877,659	\$ 7,978,800	\$ 101,141

A summary of investments at June 30, 2015 is as follows:

	Cost	Fai	r Market Value		nrealized ins/Losses
KBA Long Term Portfolio -					
Money Market Funds	\$ 253,080	\$	253,080	\$	0
Fixed income	1,571,581		1,512,632		(58,949)
Equities	3,276,824		3,462,442		185,618
	5,101,485		5,228,154		126,669
KBA Short Term Portfolio -					
Money Market Funds	1,035,015		1,035,015		0
Fixed income	1,223,765		1,222,003		(1,762)
	2,258,780		2,257,018		(1,762)
Total	\$ 7,360,265	\$	7,485,172	\$	124,907
Investment return is summarized as follows:	<u>2016</u>		<u>201</u>	<u>5</u>	

Interest and dividend income	\$ 177,627	\$ 146,455	
Realized gains(losses) Change in fair value	 (44,837) (23,765)	798,326 (787,177)	
	\$ 109,025	\$ 157,604	

# NOTE C – 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, 2013. There are currently no audits for any tax periods in progress.

# NOTE D – LEASES

The KBA entered into 6 leases for office equipment during April 2015 and 1 lease during October 2015. The leases are all for 48 months under non-cancelable operating leases expiring in April 2019 and October 2019, respectively. The monthly payments range from \$130 to \$539 a month. The total monthly payment for the leased office equipment is \$2,695.

The KBA entered into a lease for a mailing system during December 2014. The lease is for 60 months under a non-cancelable operating leases expiring in November 2019 with a monthly payment of \$540.

The KBA incurred approximately \$32,178 of lease-related expense in the year ended June 30, 2016 and \$34,014 in the year ended June 30, 2015. These leases are classified as operating with minimum rental commitments as follows:

Year Ending,	
<u>June 30,</u>	
2017	\$ 32,343
2018	32,343
2019	26,785
2020	4,988
2021	0
2020	,

\$ 96,459

2015

2016

# NOTE E – LONG-TERM DEBT

Long-term debt is comprised of the following as of June 30,

	2010	2015
2.0% - 5.0% Kentucky Bar Center Headquarters Project Bonds Series 2003, payable with semi-annual interest payments and annual principal payments, with final payment due April 1, 2021	\$ 590,000	\$ 715,000
Less current portion	(135,000)	(125,000)
	<u>\$ 455,000</u>	<u>\$ 590,000</u>

During October 2002, the KBA issued \$2,390,000 in City of Frankfort, Kentucky Governmental Project Revenue Obligation Bonds with rates of 2.0% - 5.0%. In order to retire the revenue bonds, the KBA is required to make deposits to sinking funds in amounts sufficient to meet the principal and interest payments due for the required semi-annual installments. The bonds are secured by membership dues revenue. In compliance with bond requirements the KBA maintains a separate bond sinking fund cash account included in cash and cash equivalents on the statement of financial position. During the year ended June 30, 2014, KBA was authorized by the Judicial Branch of the Commonwealth of Kentucky to retire \$500,000 of the City of Frankfort, Kentucky Governmental Project Revenue Obligation Bonds.

The principal and interest repayment requirements relating to the above long-term debt at June 30, 2016 are as follows:

Year Ending June 30,	Principal	Interest	Total
2017	\$ 135,000	29,500	164,500
2018	140,000	22,750	162,750
2019	145,000	15,750	160,750
2020	155,000	8,500	163,500
2021	15,000	7,500	22,500
Thereafter	0	0	0
	\$ 590,000	\$ 84,000	\$ 674,000

Interest expense for the year ended June 30, 2016 was \$35,750 and for the year ended June 30, 2015 was \$41,750.

# **NOTE F – 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 following summarizes significant transactions and balances between the two at June 30, 2016 and June 30, 2015 and for the years then ended.

Accounts receivable from Foundation	<u>2016</u> <u>\$67,160</u>	<u>2015</u> <u>\$72,408</u>
Rent paid or payable to the KBA from Foundation	<u>\$ 9,600</u>	<u>\$ 9,600</u>

# NOTE G – 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 2016 and 2015, the KBA allowed in excess of forty-five unused vacation days until October 31, 2016. Accordingly, for these future compensated absences, the KBA had accrued expenses of \$184,614 in the general fund and \$49,386 in the continuing legal education fund for the year ended June 30, 2016 and \$176,163 in the general fund and \$47,805 in the continuing legal education fund for the year ended June 30, 2015.

# NOTE H – DESIGNATED FUND BALANCE

By Board resolution, the General Fund surplus for Sections and Lawyer's Assistance Program 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 I – CONTINGENCIES**

The Association 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 Association, if disposed of unfavorably.

#### NOTE J – EQUIPMENT

Equipment at June 30, 2016 and 2015, consists of the following:

	-	2016	_	2015
Property, building, and equipment	\$	5,922,427	\$	5,782,772
Vehicle		28,375		28,375
Less accumulated depreciation	-	2,828,270	_	2,680,506
	\$	3,122,532	\$	3,130,641

### NOTE K – FAIR VALUE MEASUREMENT

The Association'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 Association 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 Association uses appropriate valuation techniques based on the available inputs to measure the fair value of its investments. When available, the Association measures fair value using Level 1 inputs because they generally provide the most reliable evidence of fair value. No Level 2 or Level 3 inputs were available to the Association.

Fair Value Measurement (cont'd)

### Level 1 Fair Value Measurements

The fair value of common stocks and money market funds, are based on closing price reported on the active market for the securities at the end of the year.

The following table sets forth by level, within the fair value hierarchy, the Association's assets at fair value as of June 30, 2016 and June 30, 2015.

	Fair Value						
June 30, 2016							
Money market funds Fixed income Equities	\$	1,279,931 3,275,163 3,423,706	\$	1,279,931 3,275,163 3,423,706			
Total assets at fair value	\$	7,978,800	\$	7,978,800			
L 20 2015	F	air Value	i M l	oted Prices n Active arkets for (dentical Assets Level 1)			
June 30, 2015	<b>F</b>	air Value	i M l	n Active arkets for Identical Assets			
<b>June 30, 2015</b> Money market funds Fixed income Equities	 \$	air Value 1,288,095 2,734,635 3,462,442	i M l	n Active arkets for Identical Assets			

### NOTE L - MULTI-EMPLOYER DEFINED BENEFIT PENSION PLAN

As mentioned in the Summary of Significant Accounting Policies note, the Association participates with other organizations in the KERS's defined benefit pension plan. The risks of participating in this multi-employer plan are different from single-employer plans in the following aspects:

1. Assets contributed to the multi-employer plan by one employer may be used to provide benefits to employees of other participating employers.

2. If a participating employer stops contributing to the plan, the unfunded obligations of the plan may be borne by the remaining participating employers.

3. If the Association chooses to stop participating in this multi-employer plan, it may be required to pay the plan an amount based on the underfunded status of the plan, referred to as a withdrawal liability. This amount is estimated to be \$14,881,301 at June 30, 2016.

The Association's participation in the plan for the annual period ended June 30, 2016 is outlined in the following table. The "EIN/Pension Plan Number" column provides the Employee Identification Number (EIN) and the three-digit plan number, if applicable. The "FIP/RP Status Pending/Implemented" column indicates plans for which a financial improvement plan (FIP) or rehabilitation plan (RP) is either pending or has been implemented.

Pension Fund	EIN/Pension	FIP/RP Status Pending/ Implemented	Contributions of the Association for the period ended June 30, 2016	Surcharged <u>Imposed</u>
Pension plan for employees of KERS and affiliated agencies	61-0488768	Yes	\$ 979,475	No

As determined by the plan's actuary, the Association is noted as providing less than 5% of the total contributions for plan year ended June 30, 2016. At the date the financial statements were issued the Form 5500 was not available for the plan year ending in 2015.

At June 30, 2016, the plan was underfunded and the Association's potential liability for future years due to the underfunding has been estimated at approximately \$14,881,301 based on the current plan's actuarial data and asset value as of January 1, 2015. The actual minimum funding requirements for the future will be determined at each anniversary date. The Association does not intend to withdraw from the Plan.

# NOTE M - CONCENTRATION OF CREDIT RISK

Financial instruments that potentially subject the Organization to concentrations of credit risk consist of cash, which may at times exceed federally insured limits. The Organization 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, the Organization exceeded the \$250,000 insured by the FDIC.

# **NOTE N – SUBSEQUENT EVENTS**

KBA's management has evaluated events through January 9, 2017, the date on which the financial statements were available for issue. Management has received approval from the Board of Governors and approval from the Kentucky Supreme Court to begin the process of repurchasing \$295,000 of Kentucky Bar Center Headquarters Project Bonds Series 2003.

SUPPLEMENTARY INFORMATION

COMBINING STATEMENT OF FINANCIAL POSITION

June 30, 2016

ASSETS	General <u>Fund</u>		Continuing Legal Education <u>Fund</u>	Client Security <u>Fund</u>	Head	Center lquartes ees Fund	Center ' <u>und</u>	nated Legal Services <u>Fund</u>		terfund <u>ninations</u>	Total
CURRENT ASSETS:											
Cash	\$ 1,854,94	3 \$	53,417	\$ 2,742	\$	7,476	\$ 10,900	\$ 87,282 \$	5	0 \$	2,016,760
Certificate of Deposit								60,421			60,421
Investments	5,238,69	7	1,883,492	548,111			308,500				7,978,800
Accounts receivable	42,80	7	50,168								92,975
Interfund receivable	195,31	7				19,213				(214,530)	0
Due from Bar Foundation/IOLTA	64,76	0				2,400					67,160
Interest receivable	11,21	7	4,416	1,575			273	10			17,491
Prepaid expenses	54,72	5	20,036			2,236					76,997
Total Current Assets	7,462,46	6	2,011,529	552,428		31,325	319,673	147,713		(214,530)	10,310,604
NONCURRENT ASSETS											
Vehicle, net	6,14	8									6,148
Property, building, and equipment, net						3,116,384					3,116,384
Total Noncurrent Assets	6,14	8				3,116,384					3,122,532
TOTAL ASSETS	\$ 7,468,61	4 \$	2,011,529	\$ 552,428	\$	3,147,709	\$ 319,673	\$ 147,713 \$	5	(214,530) \$	13,433,136
LIABILITIES AND NET ASSETS CURRENT LIABILITIES: Accounts payable Interfund payable Accrued expenses Current maturities of bonds payable Total Current Liabilities	\$ 127,23 1,09 279,93 408,27	4 9	6,917 212,751 65,791 285,459	\$ 460 1 461	\$	9,112 685 15,200 135,000 159,997	\$ 0 5	\$ 0 \$	6	0 \$ (214,530) (214,530)	143,726 0 360,934 135,000 639,660
OTHER LIABILITIES:											
Deferred revenue	12,57	9	2,090								14,669
Bonds payable, less current maturities	12,57	,	2,090			455,000					455,000
Total Other Liabilities	12,57	9	2,090			455,000					469,669
Total Liabilities	420,84		287,549	461		614,997	3	0		(214,530)	1,109,329
NET ASSETS:											
Designated for Sections	296,39	8									296,398
Designated for Lawyer's Assistance Program	3,24										3,244
Designated for Brief Insights	3,79										3,794
Undesignated	6,744,32		1,723,980	551,967		2,532,712	319,670	147,713			12,020,371
Total Net Assets	7,047,76		1,723,980	551,967		2,532,712	319,670	147,713		0	12,323,807
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TOTAL LIABILITIES AND NET ASSETS	\$ 7,468,61	4 \$	2,011,529	\$ 552,428	\$	3,147,709	\$ 319,673	\$ 147,713 \$	ò	(214,530) \$	13,433,136

#### COMBINING STATEMENT OF FINANCIAL POSITION

June 30, 2015

		Continuing Legal	Client	Bar Center	Bar Center	Donated Legal		
	General	Education	Security	Headquartes	Headquartes	Services	Interfund	
ASSETS	Fund	Fund	Fund	Trustees Fund	Fund	Fund	<b>Eliminations</b>	<u>Total</u>
CURRENT ASSETS:								
Cash	\$ 1,593,096 \$	53,665 \$	46,968 \$	4,267	\$ (	59,668	\$ 0 \$	1,767,851
Certificate of Deposit	503,209					60,300		563,509
Investments	4,680,703	1,861,170	605,974					7,485,172
Accounts receivable	36,978	51,328						88,306
Interfund receivable	222,415			128,667			(351,082)	0
Due from Bar Foundation/IOLTA	70,008			2,400				72,408
Interest receivable	11,240	4,607	1,985			10		17,941
Prepaid expenses	 48,662	18,588		2,374				69,624
Total Current Assets	 7,166,311	1,989,358	654,927	137,708	(	) 119,978	(351,082)	10,064,811
NONCURRENT ASSETS								
Vehicle, net	11,823							11,823
Property, building, and equipment, net				3,118,818				3,118,818
Total Noncurrent Assets	 11,823			3,118,818				3,130,641
TOTAL ASSETS	\$ 7,178,134 \$	1,989,358 \$	654,927 \$	3,256,526	\$ (	) \$ 119,978	\$ (351,082) \$	13,195,452
LIABILITIES AND NET ASSETS CURRENT LIABILITIES:								
Accounts payable	\$ 278,255 \$	3,253 \$	860 \$	33,392	\$ (	) \$ 0	\$ 0 \$	315,764
Interfund payable	128,667	221,555		860			(351,082)	0
Accrued expenses	253,785	60,484		91,445				405,714
Current maturities of bonds payable				125,000				125,000
Total Current Liabilities	 660,707	285,292	860	250,697	(	) 0	(351,082)	846,478
OTHER LIABILITIES:								
Deferred revenue	12,146	2,220						14,366
Bonds payable, less current maturities				590,000				590,000
Total Other Liabilities	12,146	2,220		590,000	(	)		604,366
Total Liabilities	 672,853	287,512	860	840,697	(	) 0	(351,082)	1,450,844
NET ASSETS:								
Designated for Sections	288,471							288,471
Designated for Lawyer's Assistance Program	39,317							39,317
Designated for Brief Insights	4,106							4,106
Designated for Computer Carryforward	30,788							30,788
Undesignated	6,142,599	1,701,846	654,067	2,415,829		119,978		11,381,926
Total Net Assets	 6,505,281	1,701,846	654,067	2,415,829	(	) 119,978	0	11,744,608
TOTAL LIABILITIES AND NET ASSETS	\$ 7,178,134 \$	1,989,358 \$	654,927 \$	3,256,526	\$ (	) \$ 119,978	\$ (351,082) \$	13,195,452

COMBINING STATEMENT OF ACTIVITIES For the year ended June 30, 2016

UNRESTRICTED NET ASSETS	General <u>Fund</u>	Continuing Legal Education <u>Fund</u>		Client Security <u>Fund</u>	Bar Center Headquartes <u>Trustees Fund</u>	B	ar Center <u>Fund</u>	D	onated Legal Services <u>Fund</u>	<u>Total</u>
REVENUE AND SUPPORT:										
Membership dues	\$ 3,527,059	\$ 785,315	\$	119,240	\$ 0	\$	328,038	\$	27,589	\$ 4,787,241
Other dues	177,252									177,252
Investment income/realized gain(loss)	84,223	32,811		12,387	3		3,245		121	132,790
Sections income	164,788									164,788
Reimbursement of costs	135,875									135,875
Attorney Advertising Commission	61,400									61,400
Pro Hac Vice	201,080									201,080
Publications/Communications	70,826									70,826
Conventions and Conferences	448,534									448,534
Rent of building					9,600					9,600
Net change in the fair value of investments	(13,155)	(4,763)	)	(4,298)			(1,549)			(23,765)
Other support and revenue	 65,184	513,742		511					25	579,462
Total Support and Revenue	 4,923,066	1,327,105		127,840	9,603		329,734		27,735	 6,745,083
EXPENSES:										
Program Services:										
Sections	156,862									156,862
Board of Governors, Officers, Committees	108,130									108,130
Disciplinary/Unauthorized practice	1,738,357									1,738,357
Disciplinary Clerk's Office	89,786									89,786
Publications/Communications	286,989									286,989
Conventions and Conferences	406 303									406 303

EXP	ΕN	SE	S
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Program Services:							
Sections	156,862						156,862
Board of Governors, Officers, Committees	108,130						108,130
Disciplinary/Unauthorized practice	1,738,357						1,738,357
Disciplinary Clerk's Office	89,786						89,786
Publications/Communications	286,989						286,989
Conventions and Conferences	406,303						406,303
Attorney Advertising Commission	91,931						91,931
Lawyers Assistance Program	206,955						206,955
Continuing Legal Education		1,069,508					1,069,508
Client Security			179,445				179,445
Bar Center				315,634	6,377		322,011
Total Program Services	3,085,313	1,069,508	179,445	315,634	6,377	0	4,656,277
Supporting Services:							
Management and General	1,509,607						1,509,607
Total Expenses	 4,594,920	1,069,508	179,445	315,634	6,377	0	6,165,884
INCREASE (DECREASE) IN NET ASSETS	 328,146	257,597	(51,605)	(306,031)	323,357	27,735	579,199
NET ASSETS AT BEGINNING OF YEAR	6,505,280	1,701,846	654,067	2,415,829	347,608	119,978	11,744,608
TRANSFERS IN (OUT)	214,339	(235,463)	(50,495)	422,914	(351,295)		0
NET ASSETS AS OF JUNE 30, 2016	\$ 7,047,765	\$ 1,723,980 \$	551,967 \$	2,532,712	\$ 319,670 \$	147,713 \$	12,323,807

COMBINING STATEMENT OF ACTIVITIES For the year ended June 30, 2015

	General <u>Fund</u>	Continuing Legal Education <u>Fund</u>	Client Security <u>Fund</u>	Bar Center Headquartes <u>Trustees Fund</u>	Bar Center Headquartes <u>Fund</u>	Donated Legal Services <u>Fund</u>	<u>Total</u>
UNRESTRICTED NET ASSETS							
REVENUE AND SUPPORT:							
Membership dues	\$ 3,484,052 \$	776,247 \$	117,921 \$	6 0 \$	0 \$	27,175 \$	4,729,706
Other dues	176,468						176,468
Investment income/realized gain(loss)	672,499	147,766	124,302	2		120	944,781
Sections income	153,614						153,614
Reimbursement of costs	97,277						97,277
Attorney Advertising Commission	115,491						115,491
Pro Hac Vice	202,508						202,508
Publications/Communications	83,260						83,260
Conventions and Conferences	477,503						477,503
Rent of building				9,600			9,600
Net change in the fair value of investments	(577,129)	(102,726)	(107,058)				(787,177)
Other support and revenue	69,991	491,017	19,994				581,002
Total Support and Revenue	4,955,534	1,312,304	155,159	9,602	0	27,295	6,784,033
EXPENSES:							
Program Services:							
Sections	160,591						160,591
Board of Governors, Officers, Committees	121,970						121,970
Disciplinary/Unauthorized practice	1,688,514						1,688,514
Disciplinary Clerk's Office	100,880						100,880
Publications/Communications	295,739						295,739
Conventions and Conferences	383,231						383,231
Attorney Advertising Commission	91,915						91,915
Lawyers Assistance Program	205,358						205,358
Continuing Legal Education		1,050,641					1,050,641
Client Security			27,536				27,536
Bar Center				280,509			286,746
Donated Legal Services						0	0
Total Program Services	3,048,198	1,050,641	27,536	280,509	0	0	4,413,121
Supporting Services:							
Management and General	1,412,525						1,412,525
Total Expenses	4,460,723	1,050,641	27,536	280,509	0	0	5,825,646
INCREASE (DECREASE) IN NET ASSETS	494,811	261,663	127,623	(270,907)	0	27,295	958,387
NET ASSETS AT BEGINNING OF YEAR	5,858,564	1,661,738	573,995	2,167,466		92,683	10,786,221
TRANSFERS IN (OUT)	151,906	(221,555)	(47,551)	519,270			0
NET ASSETS AS OF JUNE 30, 2015	\$ 6,505,281 \$	1,701,846 \$	654,067 \$	3 2,415,829 \$	0 \$	119,978 \$	11,744,608

SCHEDULE OF FUNCTIONAL EXPENSES For the fiscal year ended June 30, 2016

	General and Administrat	ve Sect	ctions	Board of Governors, Officers, and Committees	Disciplinary and Unauthorized Practices	Disciplinary Clerk's Office	Publications	Conventions	Advertising Commission	Lawyers Assistance Program	Continuing Legal Education	Client Security	Bar Center	Total
Salaries	\$ 657	377			1.048.698	53,364	97,743		48.089	111,267	420,651			\$ 2,437,189
Payroll taxes		542			78,597	4,228	7,125		4,964	8,540	29,314			183,310
Retirement	247	079			400,097	19,937	37,349		24,554	43,233	157,403			929,652
Benefits	74	245			139,781	2,250	17,797		10,525	15,565	73,815			333,978
Accounting fees	18	419												18,419
Legal fees	32	918		5,000										37,918
Professional fees	8	513	8,223		10,193	257	115	6,151	548	904	2,517	225		37,646
Supplies	30	417	1,154	1,647	10,421	1,084	282	32,672	526	1,097	15,044	697	1,741	96,782
Telephone	11	623	442	630	569		171	66	104	1,074	3,535	11		18,225
Postage	15	002	483	560	6,013	5,867	35,821	14,084	620	297	10,781	453		89,981
Utilities			-										44,647	44,647
Equipment/computer expense	95	970	2,500					12,725		483	12,112			123,790
Printing	1	820	1,736	796	1,365	246	85,467	5,234	92	497	54,585	115		151,953
Travel and lodging	22	206	28,784	62,251	27,711	1,238	2,310	49,682	1,118	18,418	44,245	1,211		259,174
Conference, convention, & meeting expense	5	160	11,057	1,915	9,461		370	30,901		1,360	94,266			154,490
Interest													35,750	35,750
Depreciation	5	675											149,530	155,205
Bank/investment fees		552						11,060			5,923	2,392	933	37,860
Stipends	8	000												8,000
Meals & entertainment			31,699	33,187	5,451	1,154	180	126,464	590	2,424	22,801	414	364	244,189
Library/research	110													110,021
Maintenance/repairs		360									360		59,072	59,792
Audio visual expense			1,559	329		161		37,421			110,646			150,116
Contributions, sponsors, & grants			28,400											28,400
Insurance	60	160									1,281		18,441	79,882
Speakers								73,100						73,100
Payment on claims												173,927		173,927
Contribution in lieu of taxes													6,000	6,000
Unrelated business tax							959							959
Other			36,645								254			51,597
Miscellaneous	2	389	4,180	1,815			1,300	6,743	201	1,796	9,975		5,533	33,932
Total	\$ 1,509	607 \$ 1	156,862	\$ 108,130	\$ 1,738,357	\$ 89,786	\$ 286,989	\$ 406,303	\$ 91,931	\$ 206,955	\$ 1,069,508	\$ 179,445	\$ 322,011	\$ 6,165,884

SCHEDULE OF FUNCTIONAL EXPENSES For the fiscal year ended June 30, 2015

	Manageme and General		Sections	Board Governo Officers, Commit	ors, and	Un	Disciplinary and Unauthorized Practices		ciplinary Clerk's Office	Pul	blications	Conv	entions		dvertising ommission	A	awyers ssistance 'rogram		ntinuing Legal lucation	Client Securit		Bar Center		Tota	al
Salaries	\$ 600	,597 \$	0	\$	0	\$	1,031,145	\$	63,599	\$	99,244	\$	\$ 0		46,151	\$ 108,505		\$ 431.059		\$	0	\$	0	\$ 2,38	36,300
Payroll taxes	48	,116					79,856		5,511		7,572				4,960		8,541		34,692					18	39,248
Retirement	225	,284					394,389		19,254		36,807				23,773		42,080		159,620					90	01,207
Benefits	6	,692					123,661		2,197		16,329				10,012		15,107		67,387					30	00,385
Accounting fees	17	,677																	688					1	18,365
Legal fees	40	,253																							46,253
Professional fees		,043	8,875				9,475				3,072		20,636		3,015		1,063		1,940	2	25			5.	55,344
Supplies	22	,538	900		5,077		10,690		1,031		660		44,685		657		1,499		15,784	5	03	3,5	24	10	07,548
Telephone	9	,327	552		423		699				271		1,533		157		1,002		2,917		24			1	16,905
Postage	13	,886	399		844		4,357		8,657		33,295		12,948		677		271		9,629	2	83			8	35,246
Utilities																						40,9	68	4	40,968
Equipment/computer expense	82	,886	2,100																7,176					9	92,162
Printing	2	,323	1,549		679		1,449		373		91,065		9,916		215		582		52,974		59			16	51,184
Travel and lodging	22	,126	25,059		70,144		22,474		149		3,444		43,612		1,711		15,171		46,649	1,4	33	1	73	25	52,145
Conference, convention, & meeting expense	2	,807	7,941		3,472		6,370				570		27,085				2,559		80,931					13	32,735
Interest																						41,7	50	4	41,750
Depreciation	-	,675																				127,4	27	13	33,102
Bank/investment fees	10	,794											7,596						4,946	2,4	95	7	93	3	32,624
Stipends	5	,000																							8,000
Meals & entertainment	22	,107	31,316		39,246		3,848		109		418		109,049		179		7,498		43,271	4	64			25	57,505
Library/research	110	,557																						11	10,557
Maintenance/repairs		235																	235			48,9	30	4	49,400
Audio visual expense													59,360						78,429					13	37,789
Contributions, sponsors, & grants			47,773								1,000													4	48,773
Insurance	60	,380																	1,289			17,1	81		78,850
Speakers													39,265											3	39,265
Teleseminars/special program																									0
Payment on claims																				22,0	50			2	22,050
Contribution in lieu of taxes																						6,0	00		6,000
Unrelated business tax											858														858
Other		,000	33,588																						46,588
Miscellaneous	2	,223	539		2,085		100				1,134		7,546		408		1,480		11,025					2	26,540
Total	\$ 1,412	,526 \$	160,591	\$	121,970	\$	1,688,513	\$	100,880	\$	295,739	\$	383,231	\$	91,915	\$	205,358	\$	1,050,641	\$ 27,5	36	\$ 286,7	46	\$ 5,82	5,646