



Staff Memorandum

House of Delegates

Agenda Item # 2

Attached for your convenient reference are the 2009 financial statements through September 30, 2009.

**NEW YORK STATE BAR ASSOCIATION
STATEMENTS OF FINANCIAL POSITION
AS OF SEPTEMBER 30, 2009**

<u>ASSETS</u>	<u>UNAUDITED</u> 9/30/2009	<u>UNAUDITED</u> 9/30/2008	<u>UNAUDITED</u> 12/31/2008
<u>Current Assets:</u>			
General Cash and Cash Equivalents	5,211,996	6,188,678	11,616,797
Accounts Receivable	58,818	265,066	87,430
Accrued interest receivable			
Prepaid expenses	502,849	454,514	491,461
Inventories	276,370	447,128	284,429
Royalties and Admin Fees receivable	445,505	488,075	693,858
Total Current Assets	<u>6,495,537</u>	<u>7,843,461</u>	<u>13,173,975</u>
<u>Board Designated Accounts:</u>			
<u>Cromwell Fund:</u>			
Cash and Investments at Market Value	1,394,038	1,681,303	1,352,315
Accrued interest receivable		0	0
	<u>1,394,038</u>	<u>1,681,303</u>	<u>1,352,315</u>
<u>Replacement Reserve Account:</u>			
Equipment replacement reserve	1,665,353	1,328,270	1,649,150
Repairs replacement reserve	769,533	709,205	762,072
Furniture replacement reserve	162,110	104,960	160,576
	<u>2,596,996</u>	<u>2,142,435</u>	<u>2,571,798</u>
<u>Long-Term Reserve Account:</u>			
Cash and Investments at Market Value	11,513,713	13,080,381	10,568,205
Accrued interest receivable		0	53,576
	<u>11,513,713</u>	<u>13,080,381</u>	<u>10,621,782</u>
<u>Sections Accounts:</u>			
Section Accounts Cash equivalents and Investments at market value	2,559,892	2,419,693	2,434,843
Cash	622,614	584,940	99,289
	<u>3,182,505</u>	<u>3,004,633</u>	<u>2,534,132</u>
Other Assets	5,830	0	8,328
<u>Fixed Assets:</u>			
Capital Leases	529,472	529,472	529,472
Furniture and fixtures	1,319,292	1,318,037	1,318,037
Leasehold Improvements	1,193,640	437,732	567,435
Equipment	5,087,900	4,854,268	4,875,950
Capital Lease - Telephone	154,165	154,165	154,165
	<u>8,284,469</u>	<u>7,293,675</u>	<u>7,445,059</u>
Less accumulated depreciation	6,395,732	6,056,182	6,157,003
Net fixed assets	<u>1,888,737</u>	<u>1,237,494</u>	<u>1,288,056</u>
Total Assets	<u><u>27,077,356</u></u>	<u><u>28,989,707</u></u>	<u><u>31,550,386</u></u>
<u>LIABILITIES AND FUND BALANCES</u>			
<u>Current liabilities:</u>			
Accounts Payable & other accrued expenses	697,361	1,169,292	1,313,897
Deferred dues	318,022	243,723	8,544,744
Deferred grant revenue	24,771	202,645	166,961
Other deferred revenue	425,000	237,500	247,295
Unearned Income CLE	128,817	137,618	150,003
Income Taxes Payable	0		0
Payable To The New York Bar Foundation	9,346	5,160	37,337
Total current liabilities & Deferred Revenue	<u>1,603,316</u>	<u>1,995,938</u>	<u>10,460,237</u>
<u>Long Term Liabilities:</u>			
Accrued Pension Costs	2,501,437	451,899	2,456,437
Accrued Other Postretirement Benefit Costs	4,373,544	3,788,146	3,698,544
Accrued Supplemental Plan Costs and Defined Contribution Plan Costs	548,663	402,896	613,831
Total Liabilities & Deferred Revenue	<u>9,026,959</u>	<u>6,638,878</u>	<u>17,229,050</u>
<u>Board designated for:</u>			
Cromwell Account	1,394,038	1,681,303	1,352,315
Replacement Reserve Account	2,596,996	2,142,435	2,571,798
Long-Term Reserve Account	4,090,070	8,437,440	3,852,970
Section Accounts	3,187,437	3,004,633	2,534,132
Invested in Fixed Assets (Less capital lease)	1,888,737	1,237,494	1,288,056
Undesignated	4,893,119	5,847,524	2,722,066
Total Net Assets	<u>18,050,397</u>	<u>22,350,829</u>	<u>14,321,336</u>
Total Liabilities and Net Assets	<u><u>27,077,356</u></u>	<u><u>28,989,707</u></u>	<u><u>31,550,386</u></u>

New York State Bar Association
Statement of Activities
For the Nine Months Ending September 30, 2009

	September 2009	September 2008	December 2008
REVENUES AND OTHER SUPPORT			
Membership dues	\$10,584,231	\$10,693,186	\$10,712,222
Section revenues			
Dues	1,452,145	1,459,892	1,462,302
Programs	1,458,924	1,620,092	1,753,234
Continuing legal education program and publications	3,887,344	4,574,044	6,436,107
Administrative fee and royalty revenue	1,476,157	1,734,283	2,255,658
Annual meeting	764,053	850,933	880,803
Investment income	367,278	454,600	690,988
Other revenue	340,683	527,523	734,182
Total revenue and other support	<u>20,330,815</u>	<u>21,914,553</u>	<u>24,925,476</u>
PROGRAM EXPENSES			
Continuing legal education program	3,762,777	3,629,775	5,738,070
Graphics	1,560,805	1,607,146	2,396,036
Government relations program	262,663	247,970	393,676
Law, youth and citizenship program	162,502	138,977	231,113
Lawyer assistance program	152,646	144,179	227,486
Lawyer referral and information services	103,971	97,498	159,541
Law practice management services	135,800	144,510	225,746
Media / public relations services	224,427	358,781	534,041
Meetings services	332,349	316,537	530,252
Membership services	789,825	729,965	1,207,173
Pro bono program	150,922	146,857	236,248
Local bar program	140,485	149,284	236,354
House of delegates	327,359	297,609	414,514
Executive committee	41,249	31,687	43,822
Other committees	921,452	1,013,871	1,259,550
Sections	2,288,456	2,495,044	3,116,247
Section newsletters	89,770	95,294	150,904
Publications	933,001	989,384	1,213,176
Annual meeting expenses	273,690	288,240	299,582
Total program expenses	<u>12,654,149</u>	<u>12,922,608</u>	<u>18,613,531</u>
MANAGEMENT AND GENERAL EXPENSES			
Salaries and fringe benefits	2,693,187	2,598,330	4,245,332
Rent and equipment costs	883,157	1,042,758	1,282,976
Consultant and other fees	535,809	537,405	832,696
Depreciation and amortization	241,227	271,832	374,319
Other expenses	281,216	182,757	346,162
Total management and general expenses	<u>4,634,596</u>	<u>4,633,082</u>	<u>7,081,485</u>
CHANGES IN NET ASSETS BEFORE INVESTMENT TRANSACTIONS AND OTHER ITEMS	<u>3,042,070</u>	<u>4,358,863</u>	<u>(769,540)</u>
Realized and unrealized gain (loss) on investments	686,990	(2,998,712)	(5,899,800)
Realized gain (loss) on sale of equipment			
Gain relating to defined benefit plan curtailment			
CHANGES IN NET ASSETS	<u>3,729,060</u>	<u>1,360,151</u>	<u>(6,669,340)</u>
Net assets, beginning of year	<u>14,321,336</u>	<u>20,990,676</u>	<u>20,990,676</u>
Net assets, end of year	<u>18,050,396</u>	<u>22,350,827</u>	<u>14,321,336</u>