



FINANCIAL STATEMENTS

June 30, 2023 and 2022

With Independent Auditor's Report

### **Years Ended June 30, 2023 and 2022**

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#### INDEPENDENT AUDITOR'S REPORT

Board of Directors
For Inspiration and Recognition
of Science and Technology (FIRST)

#### **Opinion**

We have audited the accompanying financial statements of For Inspiration and Recognition of Science and Technology (FIRST) (FIRST®), which comprise the statements of financial position as of June 30, 2023 and 2022, and the related statements of activities, functional expenses and cash flows for the years then ended, and the related notes to the financial statements.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of *FIRST*® as of June 30, 2023 and 2022, and the changes in its net assets and its cash flows for the years then ended in accordance with U.S. generally accepted accounting principles (U.S. GAAP).

#### **Basis for Opinion**

We conducted our audits in accordance with U.S. generally accepted auditing standards (U.S. GAAS). Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of *FIRST*® and to meet our other ethical responsibilities in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

#### **Responsibilities of Management for the Financial Statements**

Management is responsible for the preparation and fair presentation of these financial statements in accordance with U.S. GAAP, and for 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.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about *FIRST*®'s ability to continue as a going concern within one year after the date that the financial statements are available to be issued.

Board of Directors
For Inspiration and Recognition
of Science and Technology (FIRST)
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#### **Auditor's Responsibilities for the Audit of the Financial Statements**

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with U.S. GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with U.S. GAAS we:

Berry Dunn McNeil & Parker, LLC

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due
  to fraud or error, and design and perform audit procedures responsive to those risks. Such
  procedures include examining, on a test basis, evidence regarding the amounts and disclosures
  in the financial statements.
- Obtain an understanding of internal control relevant to the audit 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 *FIRST*®'s internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the *FIRST*®'s ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control related matters that we identified during the audit.

Portland, Maine September 27, 2023

### **Statements of Financial Position**

June 30, 2023 and 2022

#### **ASSETS**

		<u>2023</u>		<u>2022</u>
Current assets Cash and cash equivalents Restricted cash - scholarship funds Accounts receivable, net of allowance for doubtful accounts of	\$	25,785,539 1,579,205	\$	31,204,911 1,269,440
\$125,133 in 2023 and \$147,730 in 2022 Short-term investments Current portion of pledges and nonfederal grants receivable Federal grants receivable Program supply inventory Prepaid expenses and other assets	_	4,478,557 20,308,745 6,136,970 4,899,614 1,781,173 1,376,307	_	2,548,783 14,950,000 4,697,019 1,250,164 410,155 2,271,828
Total current assets	_	66,346,110	_	58,602,300
Pledges and nonfederal grants receivable, excluding current portion	_	3,976,906	_	1,370,574
Property and equipment Land, building and improvements Equipment Furniture and fixtures Software Website and portal Improvements in progress		10,339,534 4,076,989 939,156 1,862,211 492,090	_	10,303,500 3,811,132 911,491 1,178,266 492,090 562,572
Less accumulated depreciation and amortization	_	17,709,980 13,753,309		17,259,051 12,961,981
Net property and equipment	_	3,956,671	_	4,297,070
Total assets	<b>\$_</b>	74,279,687	\$_	64,269,944
LIABILITIES AND NET ASSETS				
Current liabilities Accounts payable and accrued expenses Deferred revenue	\$	6,760,999 1,512,349	\$_	4,139,423 1,229,948
Total current liabilities and total liabilities	_	8,273,348	_	5,369,371
Net assets Without donor restrictions With donor restrictions - temporary in nature	_	33,420,564 32,585,775	_	28,443,464 30,457,109
Total net assets	_	66,006,339	_	58,900,573
Total liabilities and net assets	\$ <u>_</u>	74,279,687	\$_	64,269,944

### **Statements of Activities**

### Years Ended June 30, 2023 and 2022

		<u>2023</u>	<u>2022</u>
Changes in net assets without donor restrictions			
Revenues and other support			
Program revenue	\$	31,432,688	\$ 17,420,896
Contributions and grants		5,274,855	6,694,007
In-kind contributions		5,961,124	5,974,478
Employee retention tax credit		3,796,478	-
Other income		2,580,660	711,726
Net assets released from restrictions	_	<u>36,974,858</u>	<u>44,555,695</u>
Total revenues and other support	_	86,020,663	75,356,802
Expenses			
Program		69,096,448	63,676,395
Facility support of other organizations		321,525	387,932
Management and general		9,226,630	8,927,776
Fundraising and development	_	<u>2,398,960</u>	<u>1,961,338</u>
Total expenses	_	81,043,563	74,953,441
Operating surplus and change in net assets without donor restrictions		4,977,10 <u>0</u>	403,361
Without donor restrictions	_	4,077,100	<del></del>
Changes in net assets with donor restrictions - temporary in nature			
Contributions and grants		38,729,925	43,207,162
In-kind contributions		373,599	324,328
Net assets released from restrictions		<u>(36,974,858</u> )	<u>(44,555,695</u> )
Change is not assets with denor restrictions			
Change in net assets with donor restrictions - temporary in nature		2,128,666	(1,024,205)
temporary in nature	-	2,120,000	(1,024,203)
Total change in net assets		7,105,766	(620,844)
Net assets, beginning of year	_	58,900,573	59,521,417
Net assets, end of year	\$ <u>_</u>	66,006,339	\$ <u>58,900,573</u>

### For Inspiration and Recognition of Science and Technology (FIRST)

### **Statements of Functional Expenses**

### Years Ended June 30, 2023 and 2022

		Programs		_		
	STEM	Facility Support of Other	Total	Management	Fundraising and	Total
2023	<u>Programs</u>	<u>Organizations</u>	<u>Programs</u>	and General	<u>Development</u>	Expenses
Granto and other accionance, cuppers	\$ 29,880,014	\$ - \$	29,880,014		\$ - \$	29,880,014
Compensation, benefits and payroll taxes	14,406,028	-	14,406,028	4,553,666	1,805,272	20,764,966
Fees for services	1,898,917	-	1,898,917	933,468	77,526	2,909,911
Promotion and advertising Office, insurances and information technology	1,202,849	-	1,202,849	664,357	69,335 80,434	1,936,541
Onice, insurances and information technology Occupancy	1,185,196 391,520	321,525	1,185,196 713,045	609,465 541,758	80,121 67,908	1,874,782 1,322,711
Travel	1,319,122	-	1,319,122	237,665	169,832	1,726,619
STEM supplies and costs of competitions	16,874,024	-	16,874,024	938,996	46,026	17,859,046
Training and recognition	1,191,044	-	1,191,044	673,642	37,448	1,902,134
Other	747,734		747,734	73,613	45,492	866,839
Total expenses	\$69,096,448	\$ <u>321,525</u> \$	69,417,973	\$9,226,630	\$ <u>2,398,960</u> \$	81,043,563
		Programs		_		
		Facility Support				
	STEM	of Other	Total	Management	Fundraising and	_ Total
<u>2022</u>	<u>Programs</u>	<u>Organizations</u>	<u>Programs</u>	and General	<u>Development</u>	<u>Expenses</u>
• · · · · · · · · · · · · · · · · · · ·	\$ 29,295,669	\$ - 9	,,	*	- \$	, ,
Compensation, benefits and payroll taxes	12,604,555	-	12,604,555			18,568,142
Fees for services	2,919,811	-	2,919,811			3,613,725
Promotion and advertising	1,171,017	-	1,171,017			2,243,623
Office, insurances and information technology	1,339,913 336,920	387,932	1,339,913 724,852	,	•	1,990,201 1,656,350
Occupancy Travel	361,479	307,932	361,479	•	•	471,817
STEM supplies and costs of competitions	13,458,601	- -	13,458,601	,		13,458,601
Training and recognition	1,552,724	_	1,552,724		13,781	2,547,181
Other	635,706	_	635,706	· ·	,	1,108,132
	000,100	<del></del>	000,700	112,100		.,,

### **Statements of Cash Flows**

### Years Ended June 30, 2023 and 2022

		<u>2023</u>		2022
Cash flows from operating activities Change in net assets Adjustments to reconcile change in net assets to	\$	7,105,766	\$	(620,844)
net cash provided (used) by operating activities  Depreciation and amortization  Changes in operating assets and liabilities		790,298		793,987
Accounts receivable Pledges and nonfederal grants receivable Federal grants receivable Program supply inventory Prepaid expenses and other assets Accounts payable and accrued expenses Deferred revenue Refundable advance	_	(1,929,774) (4,046,283) (3,649,450) (1,371,018) 895,521 2,621,576 282,401	_	(1,860,383) 420,793 216,584 425,464 (334,327) (211,983) (962,740) (2,000,000)
Net cash provided (used) by operating activities	_	699,037	_	(4,133,449)
Cash flows from investing activities  Net (purchases) proceeds from short-term investments  Purchases of property and equipment	_	(5,358,745) (449,899)	<del>-</del>	1,550,000 (573,904)
Net cash (used) provided by investing activities	_	(5,808,644)	_	976,096
Net decrease in cash and cash equivalents		(5,109,607)		(3,157,353)
Cash and cash equivalents, beginning of year	_	32,474,351	_	35,631,704
Cash and cash equivalents, end of year	\$_	27,364,744	\$_	32,474,351
Composition of cash and cash equivalents, end of year: Cash and cash equivalents Restricted cash - scholarship funds	\$_	25,785,539 1,579,205	\$_	31,204,911 1,269,440
	\$ <u>_</u>	27,364,744	\$_	32,474,351

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### **Nature of Business**

Founded in 1989, For Inspiration and Recognition of Science and Technology (FIRST) ("FIRST®") is a New Hampshire-Based, global-reaching Nonprofit Corporation organized to prepare young people for the future by engaging them in exciting, mentor-guided, project-based programs that build science, engineering, and technology skills, and that foster well-rounded life capabilities including self-confidence, communication, and leadership.

#### **Program Activities and Events**

FIRST programs provide inspiration to K-12 youth. For example, the FIRST progression of programs starts with FIRST LEGO® League (FLL), for which there are three distinct divisions: FIRST LEGO® League Discover, for children ages 4 to 6, reaches over 52,000 youths with hands-on activities in the classroom and the home; FIRST LEGO® League Explore, which reaches over 115,000 students ages 6 to 9 through a network of web-based Festivals and local events; and finally, FIRST LEGO® League Challenge, which reaches over 225,000 students, ages 9 to 16, in 106 countries with a design and build format utilizing LEGO® SPIKE™ Prime and MINDSTORMS® technologies. FIRST Tech Challenge (FTC) is a highly accessible design and build competition for ages 12 to 18 reaching over 87,000 youths. The FIRST Robotics Competition (FRC) features teams of 10 or more students working with professional mentors to design and build a robot from a common kit of parts, reaching over 83,000 youths.

FIRST fundraises to assist teams with support for their program registration fees, tools and supplies, and event-related costs plus funds for the local tournament providers. Restricted contributions and grants expended on such costs totaled \$10,276,040 in 2023 and \$12,197,520 in 2022.

#### 1. Summary of Significant Accounting Policies

#### **Accounting Standards Adoption**

In 2016, the Financial Accounting Standards Board (FASB) issued Accounting Standards Update (ASU) No. 2016-02, *Leases* (Topic 842), to increase transparency and comparability among companies by recognizing lease assets and lease liabilities in the statement of financial position and disclosing key information about leasing arrangements. The adoption of this pronouncement in the year ended June 30, 2023 did not have a material impact on the financial statements of *FIRST*.

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### **Financial Statement Basis of Presentation**

The financial statements of FIRST have been prepared on the accrual basis of accounting.

FIRST reports information regarding its financial position and activities according to the following net asset classifications:

- **Net assets without donor restrictions**: Net assets that are not subject to donor-imposed restrictions and may be expended for any purpose in performing the primary objectives of *FIRST*. These net assets may be used at the discretion of *FIRST*'s management and the Board of Directors.
- Net assets with donor restrictions: Net assets subject to stipulations imposed by donors and grantors. Some donor restrictions are temporary in nature; those restrictions will be met by actions of *FIRST* or by passage of time. Other donor restrictions are perpetual in nature, whereby the donor has stipulated the funds be maintained in perpetuity. Donor restricted contributions are reported as increases in net assets with donor restrictions. When a restriction expires, that is, when a stipulated time restriction ends or purpose restriction is accomplished, net assets are reclassified from net assets with donor restrictions to net assets without donor restrictions in the statements of activities.

#### **Use of Estimates**

Management uses estimates and assumptions in preparing financial statements. Those estimates and assumptions affect the reported amounts of assets and liabilities, the disclosure of contingent assets and liabilities, and the reported revenues and expenses. Actual results could differ from those estimates.

#### **Cash and Cash Equivalents**

Cash and cash equivalents include all highly liquid investments with maturities of three months or less at the date of purchase.

FIRST maintains cash and cash equivalents in bank deposit accounts which, at times, may exceed federally insured limits. However, balances are swept nightly into investments collateralized by U.S. Treasury obligations. FIRST has not experienced any losses in such accounts and management believes FIRST is not exposed to any significant risk with respect to these accounts.

#### **Accounts Receivable**

Accounts receivable are stated at the amount management expects to collect on outstanding balances. Management provides for probable uncollectible amounts through a charge to earnings and a credit to a valuation allowance based on its assessment of the current status of individual accounts. Balances still outstanding after management has used reasonable collection efforts are written off through a charge to the valuation allowance and a credit to accounts receivable.

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### **Short-Term Investments**

Short-term investments consist of certificates of deposit with original maturities of four to twelve months. Cost approximates market value. Interest income earned on the certificates of deposit is included in other income in the statements of activities.

#### **Program Supply Inventory**

Program supply inventory consists of FTC kit components and is stated at lower of cost or net realizable value.

#### **Property and Equipment**

Property and equipment is stated at cost on the date acquired. Depreciation is provided over the estimated useful lives of the respective assets using the straight-line method.

Website and portal costs related to site design and configuration are capitalized and amortized over a three-year expected life using the straight-line method.

#### **Income Taxes**

FIRST is a not-for-profit organization as described under Section 501(c)(3) of the Internal Revenue Code (IRC) and is exempt from federal and state income taxes on income related to the fulfillment of FIRST's mission. Accordingly, no provision for income taxes has been recorded in the accompanying financial statements.

#### Revenue Recognition, Contributions and Promises to Give

FIRST's primary revenue sources are from team fees, materials, and registration for events related to FIRST's programs. Registration fees are reported at the estimated net realizable amount that reflects consideration to which FIRST expects to be entitled in exchange for hosting certain events.

Performance obligations are determined based on the nature of services provided by *FIRST*. Revenue from performance obligations satisfied at a point in time consists of season and event registration fees, kit of parts, robots and other product sales. Revenue for performance obligations satisfied at a point in time is recognized when control of the product is transferred to the customer or when actual services are rendered. Whether multi-day or single-day events, *FIRST* considers the performance obligation for such revenues met at the conclusion of the event. Payment is generally due in advance of shipment of materials in advance of event, or within 30 days of an event.

Unconditional promises to give cash and other assets are reported at fair value at the date the promise is received. If gifts are received with donor stipulations that limit the use of the donated assets, the gifts are reported in net assets with donor restrictions. *FIRST* has received no contributions with donor restrictions that are perpetual in nature.

#### **Notes to Financial Statements**

June 30, 2023 and 2022

Gifts of long-lived assets with explicit restrictions that specify how the assets are to be used and gifts of cash or other assets that must be used to acquire land, buildings and equipment are reported as support with donor restrictions. Absent explicit donor stipulations as to how long-lived assets must be maintained, satisfactions of donor restrictions are reported when the land, buildings or equipment are acquired and placed in service. *FIRST* has received no gifts of long-lived assets.

Unconditional promises to give are recorded as pledges receivable and revenue in the fiscal year the pledges are made at their fair value. Unconditional promises are those for which verifiable evidence exists that a legally binding promise to give has been made. Contributions to be received beyond one year from the statement of financial position date are reduced by a discount rate, which is commensurate with the risk involved, to reflect the present value of the future payments to be received.

Conditional promises to give are not recorded until specified obligations or barriers such as milestones or performance targets are met.

#### **Functional Allocation of Expenses**

The costs of providing programs and other activities have been summarized on a functional basis in the statements of activities and functional expenses. Accordingly, certain costs have been allocated among the programs and supporting services benefited based on an analysis of personnel time (compensation, benefits and payroll taxes) and space utilized for the related services (occupancy).

#### **Federal Grant Revenues**

FIRST receives federal grant awards for various programs. Revenue is recognized in net assets without donor restrictions as the award expenditures are incurred for awards received and expended in the same year. Revenue with donor restrictions - temporary in nature is recognized upon receipt of notice of the award for unconditional awards extending beyond year-end. Total federal grant revenues recognized during the years ended June 30, 2023 and 2022 were \$4,262,959 and \$4,579,497, respectively.

#### **In-Kind Contributions**

Contributions of services are recognized at fair value when received if the services require specialized skills, are provided by individuals or entities possessing those skills, and would typically need to be purchased if not donated. Contributions of program and other supplies are recorded at fair value upon receipt when there is an objective and reasonable basis upon which to value the inkind contributions. These contributions are an integral part of *FIRST* activities. *FIRST* receives program supplies, shipping services, and event-related services from a variety of organizations.

#### **Notes to Financial Statements**

#### June 30, 2023 and 2022

Volunteers provide a variety of services to further the *FIRST* mission both domestically and internationally. Volunteers serve as mentors, teachers, engineers, and event staff. The value of these services has not been recorded in the financial statements. Management estimates volunteers gave more than 28,538,700 hours in 2023 and 21,126,000 hours in 2022. The increase from 2022 to 2023 is attributed to the many events resuming as a result of COVID-19 restrictions becoming less restrictive.

During 2023 and 2022, *FIRST* recorded the value of contributed program supplies, competition venues, and services in the financial statements as follows:

		<u>2023</u>		2022
Contributions without donor restrictions included in program expenses FRC Kits, and related supplies, for events, including shipping services in the amount of \$767,061 in				
2023 and \$961,666 in 2022 Venue rentals	\$	5,264,150 290,146		5,522,094 135,701
Legal services		3,750		7,500
FLL		,		,
Kits, and related supplies, for events		324,328		235,433
Legal services FTC		9,000		8,750
Legal services	_	3,750	_	3,750
Total included in program expenses		5,895,124		5,913,228
Contributions without donor restrictions included in management and general expenses - legal services		66,000		61,250
Contributions with donor restrictions - temporary in nature - recorded as program supplies received and limited to use in a future period (included in prepaid expenses and other				
assets)	_	<u>373,599</u>	-	324,328
Total	\$ <u>_</u>	6,334,723	\$	6,298,806

Contributed kits and related supplies are substantially utilized during the same financial reporting period they were contributed and are used for the various events of FRC, FLL and FTC. The value of these goods is based on *FIRST*'s estimate of fair value based on the value that would be received for selling similar products in the United States.

Contributed legal services are comprised of professional fees from attorneys related to FRC, FLL and FTC events for various administrative legal matters and are valued on the basis of current rates for similar legal services.

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### **Subsequent Events**

*FIRST* management has considered transactions or events occurring through September 27, 2023, which was the date that the financial statements were available to be issued.

#### 2. Liquidity and Availability of Financial Assets

FIRST regularly monitors liquidity required to meet its operating needs and other contractual commitments. FIRST's sources of liquidity include cash and short-term investments.

For purposes of analyzing resources available to meet general expenditures over a 12-month period, *FIRST* considers all expenditures related to its ongoing activities, and general and administrative services undertaken to support those ongoing activities, to be general expenditures. This excludes net assets with donor restrictions and restricted cash as those are restricted expenditures for specific programs or purposes, rather than general expenditures.

At June 30, the following financial assets could readily be available within one year of the statement of financial position date to meet general expenditures:

<u>2023</u>	<u>2022</u>
\$ 25,785,539 1,579,205 4,478,557 20,308,745 10,113,876 4,899,614	\$ 31,204,911 1,269,440 2,548,783 14,950,000 6,067,593 1,250,164
67,165,536	55,920,317
( <u>32,585,775</u> ) \$ 34,579,761	(30,457,109) \$ 24,193,768
	\$ 25,785,539 1,579,205 4,478,557 20,308,745 10,113,876 4,899,614 67,165,536

#### 3. Accounts Receivable

A rollforward of accounts receivable, net activity for the years ended June 30 is as follows:

	<u>2023</u>		2022
Balance, beginning of year Net payments, charges and adjustments	\$ 2,548,783 <u>1,929,774</u>	\$_	688,400 1,860,383
Balance, end of year	<b>\$</b> 4,478,557	\$	2,548,783

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### 4. Pledges and Grants Receivable

Pledges and nonfederal grants receivable are due as follows at June 30:

	<u>2023</u>	<u>2022</u>
Due within one year Due between one and three years	\$ 6,136,970 4,176,500	\$ 4,697,019 
Total pledges and grants receivable	10,313,470	6,122,019
Less present value discount at 4.94% and 2.75% at June 30, 2023 and 2022, respectively	(199,594)	<u>(54,426)</u>
Pledges and grants receivable, net	\$ <u>10,113,876</u>	\$ <u>6,067,593</u>

During the year ended June 30, 2021, *FIRST* received a pledge totaling approximately \$4.6 million. During the years ended June 30, 2023 and 2022, *FIRST* recognized approximately \$1.9 million and \$1.4 million, respectively, in revenues based on achieving performance milestones in accordance with the pledge agreement. The remaining portion of approximately \$1.3 million is conditioned upon future events and performance milestones. This amount will be recognized as revenue in the period in which the conditions have been fulfilled.

#### 5. Related Party Transactions

*FIRST* receives facility services, legal services, and technical support at no charge from affiliated entities owned by the Founder. The amount of these services approximate \$82,500 and \$81,250 for the years ended June 30, 2023 and 2022, respectively.

A portion of the *FIRST* building is occupied at no cost by a children's science museum, SEE Science Center, Inc. (SEE), a not-for-profit museum started by the Founder. While SEE's occupancy agreement has no annual base rental payment, it could be required to pay its proportionate share of the building's annual operating costs based on its occupied square footage.

#### 6. Discretionary Defined Contribution Plan

FIRST maintains a discretionary defined contribution benefit plan (the Plan) for its employees. Under the Plan, enrolled employees may contribute a portion of their salary to tax deferred investment accounts. FIRST may contribute an amount based on the employee's contribution level. FIRST may make additional annual contributions, shared equally among all qualifying employees, at the discretion of the Board of Directors. During the years ended June 30, 2023 and 2022, FIRST contributed a total of \$750,098 and \$623,843, respectively, to the Plan.

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### 7. Net Assets with Donor Restrictions - Temporary in Nature

Net assets with donor restrictions - temporary in nature are available for the following purposes and periods:

		<u>2023</u>		<u>2022</u>
Program activities and events				
FRC	\$	5,939,662	\$	6,776,470
FLL	•	5,964,702	•	1,916,895
FTC		540,584		552,597
Program, during future periods as directed by donors		17,205,311		18,942,186
Management and general		1,406,600		587,500
The Bart Kamen Memorial FIRST Scholarship Fund		1,234,829		1,374,829
The Woodie Flowers Memorial FIRST Scholarship Fund	_	294,087		306,632
	\$ <u>_</u>	32,585,775	\$_	30,457,109

Net assets were released for the following purposes during the years ended June 30:

	<u>2023</u>	<u>2022</u>
Programming Management and general Bart Kamen scholarships	\$ 35,445,216 1,374,642 <u>155,000</u>	\$ 42,578,167 1,817,528 160,000
	\$ <u>36,974,858</u>	\$ <u>44,555,695</u>

#### 8. Contingencies

FIRST is occasionally a party to various legal actions and/or threatened claims arising in the ordinary course of business. Management believes the disposition of these matters will be covered by FIRST's liability insurance coverages, or have been appropriately considered and otherwise reflected in the financial statements and, thus, will not have a material adverse effect on the financial position of FIRST.

#### **Notes to Financial Statements**

June 30, 2023 and 2022

#### 9. COVID-19 and Relief Funding

Since the coronavirus pandemic was declared in March 2020, the U.S. government has responded with relief legislation as a response to the COVID-19 outbreak. The U.S government has enacted three statutes into law to address the economic impact of the COVID-19 outbreak; the first on March 27, 2020, called the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), the second on December 27, 2020, called the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA), and the third on March 11, 2021 called the American Rescue Plan (ARP). The CARES Act, CRRSAA and ARP, among other things, 1) authorize emergency loans to distressed businesses by establishing, and providing funding for, forgivable bridge loans; 2) provide additional funding for grants and technical assistance; 3) delay due dates for employer payroll taxes and estimated tax payments for organizations; and 4) revise provisions of the IRC, including those related to losses, charitable deductions, and business interest. Management has evaluated the impact of the CARES Act on *FIRST*, including its potential benefits and limitations that may result from additional funding.

During 2020, *FIRST* obtained \$3,477,800 under the CARES Act Paycheck Protection Program (PPP). The PPP had specific criteria for eligibility and provides for forgiveness of the funds under this program if *FIRST* meets certain requirements. In June 2021, *FIRST* received notice from the Small Business Administration that its PPP funds were forgiven. The revenue is included in contributions and grants in the statement of activities during the year ended June 30, 2021.

In February 2021, *FIRST* obtained \$2,000,000 under the second round of PPP funding under the CARES Act. This round of PPP also has specific criteria for eligibility and provides for forgiveness of the funds under the program if *FIRST* meets certain requirements. In November 2021, *FIRST* received notice from the Small Business Administration that its second round of PPP funds were forgiven. The revenue is included in contributions and grants in the statement of activities during the year ended June 30, 2022. The forgiveness is subject to audit by the Small Business Administration for a period of six years from the date of forgiveness.

During 2023, *FIRST* applied for the Employee Retention Tax Credit (ERTC) for employment taxes paid during the first, second and third quarters of 2021. The credit of \$3,796,478 was recognized as revenue included in other income in the statement of activities for the year ended June 30, 2023. As of June 30, 2023, the *FIRST* has yet to receive the \$3,796,478 of the ERTC, which is included in federal grants receivable on the statement of financial position. The credit is expected to be received in fiscal year 2024. The credits received could be subject to audit for up to five years from the date of the credit filing.