# Financial Statements With Schedule of Expenditures of Federal Awards December 31, 2022 and 2021

and

**Independent Auditor's Report** 

Report on Internal Control Over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance With Government Auditing Standards

Report on Compliance for Each Major Federal Program and Report on Internal Control Over Compliance Required by the Uniform Guidance

**Schedule of Findings and Questioned Costs** 

# NEW HAMPSHIRE LEGAL ASSISTANCE, INC. FINANCIAL STATEMENTS December 31, 2022 and 2021

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#### INDEPENDENT AUDITOR'S REPORT

To the Board of Directors New Hampshire Legal Assistance, Inc.

# Report on the Audit of the Financial Statements

#### **Opinion**

We have audited the accompanying financial statements of New Hampshire Legal Assistance, Inc. (a nonprofit organization), which comprise the statements of financial position as of December 31, 2022 and 2021, 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 present fairly, in all material respects, the financial position of New Hampshire Legal Assistance, Inc. as of December 31, 2022 and 2021, 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.

#### Basis for Opinion

We conducted our audits in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. 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 New Hampshire Legal Assistance, Inc. 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 opinions.

## Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, 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 New Hampshire Legal Assistance, Inc.'s ability to continue as a going concern within one year after the date that the financial statements are available to be issued.

#### 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 generally accepted auditing standards and *Government Auditing Standards* 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 generally accepted auditing standards and *Government Auditing Standards*, we:

- 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 New Hampshire Legal Assistance, Inc.'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 New Hampshire Legal Assistance, Inc.'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.

# Supplementary Information

Our audits were conducted for the purpose of forming an opinion on the financial statements as a whole. The accompanying combining statements of financial position and activities are presented for purposes of additional analysis and are not a required part of the financial statements. Additionally, the accompanying schedule of expenditures of federal awards, as required by Title 2 U.S. *Code of Federal Regulations* Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards,* 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 combining statements of financial position and activities and the schedule of expenditures of federal awards are fairly stated, in all material respects, in relation to the financial statements as a whole.

#### Other Reporting Required by Government Auditing Standards

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In accordance with Government Auditing Standards, we have also issued our report dated March 29, 2023 on our consideration of New Hampshire Legal Assistance, Inc.'s internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of New Hampshire Legal Assistance, Inc.'s internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with Government Auditing Standards in considering New Hampshire Legal Assistance, Inc.'s internal control over financial reporting and compliance.

Manchester, New Hampshire March 29, 2023

# **Statements of Financial Position**

December 31, 2022 and 2021

ASSETS	<u>2022</u>	<u>2021</u>
CURRENT ASSETS:	¢ 1.705.771	¢ 1.526.014
Cash and equivalents	\$ 1,785,771	\$ 1,536,814
Cash, restricted Investments	15,001	13,531
Grants and contracts receivable	765,198	800,006
	1,922,250	2,086,898
Contributions receivable, net	39,344	6,062
Prepaid expenses	70,931	70,245
Security deposits	13,925	13,925
TOTAL CURRENT ASSETS	4,612,420	4,527,481
NONCURRENT ASSETS:		
Contributions receivable	5,000	
Right-of-use assets	726,261	
Property and equipment, net	248,731	215,082
TOTAL NONCURRENT ASSETS	979,992	215,082
TOTAL ASSETS	\$ 5,592,412	\$ 4,742,563
LIABILITIES & NET ASSETS		
CURRENT LIABILITIES:	Φ 100 167	Φ 50.603
Accounts payable	\$ 100,167	\$ 58,692
Accrued expenses	478,464	326,498
Deposits held for others	15,001	13,531
Refundable advances	19,516	
Current portion of lease liability	124,191	
TOTAL CURRENT LIABILITIES	737,339	398,721
NONCURRENT LIABILITIES:		
Lease liability	602,070	
TOTAL NONCURRENT LIABILITIES	602,070	
TOTAL LIABILITIES	1,339,409	398,721
NET ASSETS:		
Without donor restrictions:		
Undesignated	1,686,832	1,450,162
Board designated operating reserve	700,000	650,000
With donor restrictions:	, ,	
Purpose restrictions	573,616	795,725
Time restrictions for future periods	1,292,555	1,447,955
TOTAL NET ASSETS	4,253,003	4,343,842
TOTAL LIABILITIES AND NET ASSETS	\$ 5,592,412	\$ 4,742,563

# **Statements of Activities**

For the Years Ended December 31, 2022 and 2021

	<u>2022</u>	<u>2021</u>
CHANGES IN NET ASSETS WITHOUT DONOR RESTRICTIONS		
SUPPORT AND REVENUE:		
New Hampshire Bar Foundation - IOLTA	\$ 279,700	\$ 301,408
Government grants and contracts	2,730,383	2,261,637
United Ways	17,011	16,962
Contributions - Foundations and Other	185,981	356,891
Contributions - Campaign for Legal Services	457,982	444,058
Contributions - Nonfinancial assets	100,112	118,078
Case revenue	20,866	13,941
Miscellaneous	48,677	
Investment income (loss)	(21,240)	10,324
Net assets released from donor restrictions	1,867,997	1,555,141
TOTAL SUPPORT AND REVENUE		
WITHOUT DONOR RESTRICTIONS	5,687,469	5,078,440
EXPENSES:		
Program services:		
Domestic violence project	866,917	1,053,960
Housing justice project	1,321,753	893,352
Justice in aging project	521,358	553,199
Public benefits	483,137	611,432
Immigrant justice project	314,758	223,185
Youth law project	165,783	113,561
Other civil legal services	609,040	711,968
Total program services	4,282,746	4,160,657
Supporting services:		
Fund raising	295,712	267,828
Management and general	822,341	774,899
Total supporting services	1,118,053	1,042,727
TOTAL EXPENSES	5,400,799	5,203,384
INCREASE (DECREASE) IN NET ASSETS		
WITHOUT DONOR RESTRICTIONS	286,670	(124,944)
CHANGES IN NET ASSETS WITH DONOR RESTRICTIONS		
New Hampshire Bar Foundation - IOLTA	186,250	215,292
Government grants and contracts	996,252	1,024,869
United Ways	88,579	28,960
Contributions - Foundations and Other	219,407	682,774
Net assets released from donor restrictions	(1,867,997)	(1,555,141)
INCREASE (DECREASE) IN NET ASSETS	(1,007,557)	(1,000,111)
WITH DONOR RESTRICTIONS	(377,509)	396,754
CHANGE IN NET ACCETS	(00.020)	271 010
CHANGE IN NET ASSETS	(90,839)	271,810
NET ASSETS - January 1	4,343,842	4,072,032
NET ASSETS - December 31	\$ 4,253,003	\$ 4,343,842

# **Statement of Functional Expenses** For the Year Ended December 31, 2022

				Progran	Services				:	Supporting Service	es	
	Domestic	Housing	Justice		Immigrant		Other			Management		
	Violence	Justice	in Aging	Benefits	Justice	Youth Law	Civil Legal			and		Combined
	<u>Project</u>	<u>Project</u>	<u>Project</u>	<u>Project</u>	<u>Project</u>	Project	Services	<u>Total</u>	Fund Raising	<u>General</u>	<u>Total</u>	<u>Total</u>
Salaries	\$ 520,930	\$ 760,220	\$ 282,459	\$ 310,997	\$ 186,053	\$ 108,627	\$ 393,320	\$ 2,562,606	\$ 107,991	\$ 553,340	\$ 661,331	\$ 3,223,937
Payroll taxes	40,893	59,677	22,173	24,413	14,605	8,527	31,407	201,695	8,045	43,227	51,272	252,967
Employee benefits	98,456	143,682	53,385	58,778	35,164	20,531	74,408	484,404	21,833	100,469	122,302	606,706
Space and occupancy	38,105	55,609	20,661	22,749	13,609	7,946	28,771	187,450		49,057	49,057	236,507
Communications	4,847	7,073	2,628	2,894	1,731	1,011	3,660	23,844		3,633	3,633	27,477
Office supplies and expenses	5,397	15,712	4,238	3,222	1,928	1,136	2,582	34,215	23,957	6,090	30,047	64,262
Library	11,558	13,159	4,889	5,383	5,208	1,880	6,808	48,885				48,885
Temporaries/contract services	68,831	103,361	56,514	37,577	38,162	11,253	40,746	356,444	500	51,498	51,998	408,442
Litigation costs	2,119	2,976	5,166	1,475	3,290	50	269	15,345				15,345
Training and meetings	3,272	7,048	1,443	1,913	2,206	480	1,738	18,100	1,025	3,079	4,104	22,204
Dues and fees	3,664	7,119	2,402	2,187	2,797	764	2,766	21,699		1,878	1,878	23,577
Insurance	5,978	8,724	3,242	3,569	2,135	1,247	4,514	29,409		2,237	2,237	31,646
Equipment rental and maintenance	866	1,264	470	517	309	181	654	4,261		726	726	4,987
Postage	1,675	2,400	1,065	987	1,224	341	1,235	8,927		355	355	9,282
Sub-grants	39,773	110,608	53,500				6,317	210,198				210,198
Travel	13,950	13,486	3,543	2,534	3,978	433	1,568	39,492	442	887	1,329	40,821
Distributions to campaign partners									87,803		87,803	87,803
Other expenses	674	983	365	402	241	140	3,800	6,605	44,116	718	44,834	51,439
Depreciation	5,929	8,652	3,215	3,540	2,118	1,236	4,477	29,167		5,147	5,147	34,314
Total Functional Expenses	\$ 866,917	\$ 1,321,753	\$ 521,358	\$ 483,137	\$ 314,758	\$ 165,783	\$ 609,040	\$ 4,282,746	\$ 295,712	\$ 822,341	\$ 1,118,053	\$ 5,400,799

#### Statement of Functional Expenses

For the Year Ended December 31, 2021

				Program	Services					Supporting Service	es	
	Domestic	Housing	Justice		Immigrant		Other			Management		
	Violence	Justice	in Aging	Benefits	Justice	Youth Law	Civil Legal			and		Combined
	Project	Project	<u>Project</u>	Project	<u>Project</u>	Project	Services	<u>Total</u>	Fund Raising	General	<u>Total</u>	<u>Total</u>
Salaries	\$ 656,827	\$ 551,802	\$ 338,048	\$ 406,811	\$ 145,312	\$ 75,051	\$ 437,374	\$ 2,611,225	\$ 97,819	\$ 514,581	\$ 612,400	\$ 3,223,625
Payroll taxes	47,423	39,840	24,407	29,372	10,492	5,419	31,058	188,011	7,158	50,482	57,640	245,651
Employee benefits	109,887	92,316	56,555	68,059	24,311	12,556	71,847	435,531	16,266	96,407	112,673	548,204
Space and occupancy	42,592	36,674	23,070	27,763	9,917	5,122	33,066	178,204		51,398	51,398	229,602
Communications	6,700	5,769	3,629	4,367	1,560	806	5,202	28,033		3,548	3,548	31,581
Office supplies and expenses	6,689	5,759	3,623	4,360	1,557	804	5,192	27,984	22,675	4,237	26,912	54,896
Library	10,154	8,744	5,501	6,619	2,364	1,221	7,884	42,487				42,487
Temporaries/contract services	77,163	66,441	41,796	50,297	17,966	9,279	59,905	322,847	890	39,712	40,602	363,449
Litigation expenses	5,547	1,088	1,350	530	3,560	409	1,743	14,227				14,227
Training and meetings	4,252	3,661	2,303	2,771	990	511	3,301	17,789	1,000	1,292	2,292	20,081
Dues and fees	4,828	4,157	2,615	3,147	1,124	581	3,748	20,200	50	1,938	1,988	22,188
Insurance	6,467	5,568	3,502	4,215	1,506	778	4,999	27,035		1,888	1,888	28,923
Equipment rental and maintenance	965	831	523	629	225	116	749	4,038		643	643	4,681
Postage	2,104	1,812	1,140	1,371	490	253	1,634	8,804				8,804
Sub-grants	62,287	64,830	43,143				3,096	173,356				173,356
Travel	9,121	3,238	1,477	499	1,589	540	2,307	18,771	90	299	389	19,160
Distributions to campaign partners									94,319		94,319	94,319
Other expenses	954	822	517	622	222	115	741	3,993	27,561	2,497	30,058	34,051
Depreciation							38,122	38,122		5,977	5,977	44,099
Total Functional Expenses	\$ 1,053,960	\$ 893,352	\$ 553,199	\$ 611,432	\$ 223,185	\$ 113,561	\$ 711,968	\$ 4,160,657	\$ 267,828	\$ 774,899	\$ 1,042,727	\$ 5,203,384

## **Statements of Cash Flows**

For the Years Ended December 31, 2022 and 2021

CACH ELOWCEDOM OBEDATING ACTIVITIES		<u>2022</u>		<u>2021</u>
CASH FLOWS FROM OPERATING ACTIVITIES Change in net assets	\$	(90,839)	\$	271,810
Adjustments to reconcile change in net assets to	Ψ	(90,839)	Ψ	2/1,610
net cash provided (used) by operating activities:				
Depreciation		34,314		44,099
Reduction in carrying amount of right-of-use assets		161,478		44,022
Unrealized losses in investments		34,808		
Net effect of changes in:		54,000		
Grants and contracts receivable		170,637		(331,547)
Contributions receivable, net		(44,271)		6,660
Prepaid expenses		(686)		(62,422)
Security deposits		(000)		(75)
Accounts payable		41,475		(24,394)
Accrued expenses		151,966		25,673
Deposits held for others		1,470		(19,892)
Refundable advances		19,516		(17,072)
Lease liability		(161,478)		
Net cash provided (used) by operating activities		318,390	_	(90,088)
Net eash provided (used) by operating activities		310,370	_	(20,000)
CASH FLOWS FROM INVESTING ACTIVITIES				
Purchase of property and equipment		(67,963)		(7,395)
Purchase of investments		( , ,		(450,006)
Net cash provided (used) in investing activities	_	(67,963)		(457,401)
CASH FLOWS FROM FINANCING ACTIVITIES				
Net cash provided (used) for financing activities		-		
NET INCREASE (DECREASE) IN CASH AND EQUIVALENTS		250,427		(547,489)
CASH AND EQUIVALENTS - January 1		1,550,345		2,097,834
CASH AND EQUIVALENTS - December 31	\$	1,800,772	\$	1,550,345
Non-Cash Supplemental Disclosures:				
In-kind donations received	\$	100,112	\$	118,078
In-kind expenses	\$	(100,112)		,
Right-of-use assets upon ASC 842 implementation:	-	(,)	-	(,)
Operating leases	\$	887,739		
Supplemental Disclosure of Cash Flow Information:				
Operating cash outflows from operating leases	\$	(194,354)		

For the Years Ended December 31, 2022 and 2021

#### NOTE 1--SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

#### Nature of Activities

New Hampshire Legal Assistance, Inc. (NHLA) is a non-profit organization incorporated in 1971. NHLA provides civil legal aid, working alongside clients who have low income and need help with legal problems impacting basic human needs. Services range from basic legal information, to personalized legal advice, to representation in all of New Hampshire's courts and before many local, state, and federal administrative agencies. NHLA offers the following program services.

# **Domestic Violence Advocacy Project**

The Domestic Violence Advocacy Project (DVAP) provides holistic civil legal services to victims and survivors of domestic violence, stalking, human trafficking, and sexual assault. DVAP advocates primarily represent victims and survivors seeking protective orders and related family law relief (such as divorce and parenting rights).

## **Housing Justice Project and Other Housing Work**

The Housing Justice Project (HJP) focuses on preventing homelessness by working alongside clients to preserve their housing or access to safe and affordable housing options. The HJP handles evictions and other cases involving Section 8 vouchers and federally assisted housing, property taxes, mobile home parks, and dangerous housing conditions (such as childhood lead poisoning). Through the Fair Housing Project, NHLA investigates complaints of housing discrimination and represents people who are victims of housing discrimination. NHLA works with homeowners facing foreclosure and property tax deeding. The Energy and Utility Justice Project represents clients with issues related to utility disconnections and arrears and problems accessing assistance programs such as the Electric Assistance Program, the Weatherization Assistance Program, the Fuel Assistance Program, and energy efficiency programs.

# **Benefits Project**

The Benefits Project helps individuals with disabilities obtain Social Security Disability Insurance (SSDI), Supplemental Security Income (SSI), and Aid to the Permanently and Totally Disabled (APTD) benefits and access quality health care through the Medicaid and Medicare programs. Benefits Project advocates also represent individuals and families with other assistance programs, such as the Supplemental Nutrition Assistance Program (SNAP, formerly the Food Stamp Program), various cash benefits programs, unemployment insurance, and municipal welfare programs.

#### **Justice in Aging Project**

NHLA provides legal services to older adults (persons age 60 or older) through the Justice in Aging Project (JIA Project, formerly known as the Senior Law Project). JIA Project advocates assist older adults with a variety of civil legal problems including illegal and abusive debt collection practices, financial exploitation, long-term care resident rights, public and private housing problems, and denial of government benefits and health care.

For the Years Ended December 31, 2022 and 2021

# **Youth Law Project**

NHLA's Youth Law Project (YLP) serves children and adolescents who are at risk of involvement with the juvenile legal system and need civil legal help to access services necessary to graduate from high school. YLP advocates work primarily on special education and school discipline issues.

# **Immigrant Justice Project**

The Immigrant Justice Project (IJP) provides immigration legal services. IJP advocates focus on cases in which a person is eligible for asylum or other humanitarian immigration relief, as well as cases involving relief for victims of crime, including children. Through our Removal Defense Project, the IJP has a special emphasis on working with clients who are facing removal and detained by Immigration and Customs Enforcement.

# **Accounting Policies**

The accounting policies of New Hampshire Legal Assistance, Inc. (the 'Entity'), conform to accounting principles generally accepted in the United States of America as applicable to nonprofit entities except as indicated hereafter. The following is a summary of significant accounting policies.

### Basis of Accounting

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

#### Basis of Presentation

The financial statements have been prepared in accordance with the reporting pronouncements pertaining to Not-for-Profit Entities included within the FASB Accounting Standards Codification. The Entity is required to report information regarding its financial position and activities according to the following net asset classifications:

<u>Net Assets Without Donor Restrictions</u> – Net assets available for use in general operations and not subject to donor or certain grantor restrictions. The governing board has designated, from net assets without donor restrictions, net assets for an operating reserve.

<u>Net Assets With Donor Restrictions</u> – Net assets subject to donor or certain grantor imposed restrictions. Some donor-imposed restrictions are temporary in nature, such as those that will be met by the passage of time or other events specified by the donor. Donor-imposed restrictions are released when a restriction expires, that is, when the stipulated time has elapsed, when the stipulated purpose for which the resource was restricted has been fulfilled, or both.

#### Recognition of Donor Restrictions

Contributions are recognized when the donor makes a promise to give to the Entity that is, in substance, unconditional. The Entity reports contributions restricted by donors as increases in net assets without donor restrictions if the restrictions expire (that is, when a stipulated time restriction ends or purpose restriction is accomplished) in the reporting period in which the revenue is recognized. All other donor restricted contributions are reported as increases in net assets with donor restrictions, depending on the

For the Years Ended December 31, 2022 and 2021

nature of the restrictions. When a restriction expires, net assets with donor restrictions are reclassified to net assets without donor restrictions and reported in the statements of activities as net assets released from restrictions.

#### Cash and Cash Equivalents

Cash and cash equivalents include cash on hand and other cash accounts with a maturity of 90 days or less. For purposes of the Statements of Cash Flows, cash and cash equivalents consist of the following:

	<u>2022</u>	<u>2021</u>
As presented on the Statements of Financial Position -		
Cash and equivalents	\$ 1,785,771	\$ 1,536,814
Cash, restricted	15,001	13,531
	\$ 1,800,772	\$ 1,550,345

#### Investments

Investments, which consist of brokered certificates of deposit, are reported at their fair values in the statements of financial position. Net investment return/(loss) is reported in the statements of activities and consists of interest income, and unrealized gains and losses, less external and direct internal investment expenses.

#### Contributions Receivable

Unconditional promises to give (pledges) are recorded as received and are considered available for use unless specifically restricted by the donor. Amounts received that are designated for future periods or restricted by the donor for specific purposes are reported as net assets with donor restrictions, for either time or purpose. Unconditional promises to give due in the next year are reflected as current promises to give and are recorded as their fair value. Unconditional promises to give due in subsequent years are reflected as long-term promises to give and are recorded at the present value. Conditional pledges are recognized only when the conditions on which they depend are substantially met and the pledges become unconditional.

Contributions receivable at December 31, 2021 are current and expected to be collected within one year. Contributions receivable at December 31, 2022 are expected to be collected as follows:

Year Ended	
December 31,	
2023	\$ 40,650
2024	5,000
	\$ 45,650

#### **Bad Debts**

The Entity uses the reserve method for accounting for bad debts. It is the Entity's policy to charge off uncollectible receivables when management determines the receivable will not be collected. Contributions receivable at December 31, 2022 and 2021 are recorded net of an allowance for uncollectible pledges of \$1,750.

For the Years Ended December 31, 2022 and 2021

#### Property and Equipment

Property and equipment is recorded at cost for purchased items and at fair value for donated items as of the date of donation. Property and equipment is summarized as follows:

	<u>2022</u>	<u>2021</u>
Land	\$ 10,000	\$ 10,000
Work in Progress	42,029	
Building and improvements	484,233	474,993
Leasehold improvements	2,050	2,050
Equipment	 309,447	 298,639
	847,759	785,682
Less: Accumulated Depreciation	 (599,028)	 (570,600)
	\$ 248,731	\$ 215,082

Depreciation is computed using the straight-line method covering estimated three to ten-year lives for equipment, seven to forty-year lives for the building and improvements, and over the life of the related lease for leasehold improvements. Expenditures for repairs and maintenance are expensed when incurred and betterments with a useful life in excess of three years are capitalized.

Depreciation expense for the years ending December 31, 2022 and 2021 was \$34,314 and \$44,099, respectively.

#### **Deposits Held for Others**

Deposits held for others consist of funds that are held for the express purpose of third-party individuals and organizations and are therefore not available to support the Entity's own programs.

#### Leases

The Entity leases office space (operating lease) in various locations across the State of New Hampshire. The determination of whether an arrangement is a lease is made at the lease's inception. Under ASC 842, a contract is (or contains) a lease if it conveys the right to control the use of an identified asset for a period of time in exchange for consideration. Control is defined under the standard as having both the right to obtain substantially all of the economic benefits from use of the asset and the right to direct the use of the asset. Management only reassesses its determination if the terms and conditions of the contract are changed.

Operating leases are included in operating lease right-of-use (ROU) assets, other current liabilities, and an operating lease liability on the balance sheet.

ROU assets represent the right to use an underlying asset for the lease term, and lease liabilities represent the obligation to make lease payments. Operating lease ROU assets and liabilities are recognized at the lease commencement date based on the present value of the future minimum lease payments over the lease term. The operating leases did not provide an implicit interest rate, therefore the Entity uses their incremental borrowing rate based on the information available at the lease commencement date in determining the present value of lease payments. Lease expense for operating lease payments is recognized on a straight-line basis over the lease term.

For the Years Ended December 31, 2022 and 2021

# Revenue and Revenue Recognition

The Entity recognizes contributions when cash is received. Special events, donations, and other income are recorded as revenues as received. Conditional promises to give, that is, those with a measurable performance or other barrier and a right of return, are not recognized until the conditions on which they depend have been met.

The Entity also has revenue derived from cost-reimbursable federal and state contracts and grants, which are conditional upon certain performance requirements and/or incurrence of allowable qualifying expenses. Amounts received are recognized as revenue without donor restrictions when the Entity has incurred expenditures in compliance with the specific contract or grant provisions. Amounts received prior to incurring qualifying expenditures are reported as refundable advances in the statements of financial position. Due to fixed price contracts, at any time the Entity may receive amounts in advance of qualifying expenditures, in which case, the amount is recorded as a refundable advance liability.

#### Case Revenue

The Entity receives a regular stream of case revenue from fees in Social Security and SSI disability cases. These fee awards must be approved by the Social Security Administration Administrative Law Judge. From time to time the Entity also receives larger attorney fee awards in individual and class action cases. These class action fee awards are episodic, and it is not possible to predict in advance their amounts or the dates they will be received. Accordingly, case revenue is recognized when cash is received.

#### **Donated Services**

The Entity receives donated professional services from a variety of part-time volunteers and interns in the form of administrative assistance, as well as paralegal and legal services. The estimated fair value of these donations is recorded as revenue and expenses in the statements of activities.

#### Fund Raising Activities

Fund raising expenses represent the allocated costs of the Campaign for Legal Services (See Note 15). Distributions of campaign donations to the Entity's campaign partner agency have been included as fundraising expense because the Entity has an agreement to distribute these funds. These are not typical, out-of-pocket operating expenses of the Entity.

#### Functional Allocation of Expenses

The costs of program and supporting services activities have been summarized on a functional basis in the statements of activities. The statements of functional expenses present the natural classification detail of expenses by function.

The financial statements report certain categories of expenses that are attributed to more than one program or supporting function. Accordingly, indirect costs have been allocated among the programs and supporting services benefited, based primarily on percentage allocations calculated based on hours worked (time and effort). The expenses that are allocated include payroll taxes, employee benefits, occupancy, office supplies and expenses, postage, equipment rental and maintenance, communications, professional library, insurance, dues and fees, contract services, travel, and depreciation, which are allocated on the basis of time and effort, as noted previously.

For the Years Ended December 31, 2022 and 2021

#### Income Taxes

The Entity is exempt from Federal income taxes under Section 501(c)(3) of the Internal Revenue Code and is also exempt from State of New Hampshire income taxes and, therefore, has made no provision for Federal or State income taxes. In addition, the Entity has been determined by the Internal Revenue Service not to be a "Private Foundation" within the meaning of Section 509(a) of the Code. The Entity is annually required to file a Return of Organization Exempt from Income Tax (Form 990) with the IRS. FASB Accounting Standards Codification Topic 740 entitled *Accounting for Income Taxes* requires the Entity to report uncertain tax positions for financial reporting purposes. The Entity had no uncertain tax positions as of December 31, 2022 or 2021 and, accordingly does not have any unrecognized tax benefits that need to be recognized or disclosed in the financial statements.

#### **Estimates**

The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect certain reported amounts and disclosures during the reporting period. Actual results could differ from those estimates.

## Fair Value of Financial Instruments

Cash and equivalents, accounts receivable, accounts payable, and accrued expenses are carried in the financial statements at amounts which approximate fair value due to the inherently short-term nature of the transactions. The fair values determined for financial instruments are estimates, which for certain accounts may differ significantly from the amounts that could be realized upon immediate liquidation.

#### Reclassifications

Certain reclassifications of amounts previously reported have been made to the accompanying financial statements to maintain consistency between periods presented. The reclassifications had no impact on previously reported net assets.

#### NOTE 2--ADOPTION OF ACCOUNTING STANDARDS

In February 2016, the Financial Accounting Standards Board (FASB) issued guidance (Accounting Standards Codification [ASC] 842, *Leases*) to increase transparency and comparability among organizations by requiring the recognition of right-of-use (ROU) assets and lease liabilities on the balance sheet. Most prominent among the changes in the standard is the recognition of ROU assets and lease liabilities by lessees for those leases classified as operating leases. Under the standard, disclosures are required to meet the objective of enabling users of financial statements to assess the amount, timing, and uncertainty of cash flows arising from leases.

The Entity adopted the standard effective January 1, 2022, and recognized and measured leases existing at, or entered into after, January 1, 2022 (the beginning of the period of adoption) through a cumulative effect adjustment, with certain practical expedients available. Lease disclosures for the year ended December 31, 2021, are made under prior lease guidance in FASB ASC 840.

For the Years Ended December 31, 2022 and 2021

As a result of the adoption of the new lease standard, the Entity recognized operating right-of-use assets and a lease liability of \$887,739. The lease liability represents the present value of the remaining lease payments discounted using the Entity's incremental borrowing rate of 3.75%. There was no cumulative effect adjustment to the opening balance of net assets required.

#### NOTE 3--LIQUIDITY AND AVAILABILITY

The Entity regularly monitors the availability of resources required to meet its operating needs and other contractual commitments, while also striving to maximize the investment of its available funds. Financial assets in excess of daily cash requirements are invested in brokered certificates of deposit.

The following table reflects the Entity's financial assets as of December 31, 2022 and 2021, reduced by amounts that are not available to meet general expenditures within one year of the statement of financial position date because of donor and other restrictions or internal board designations. Amounts not available include the board designated operating reserve. In the event the need arises to utilize the board designated reserve funds for liquidity purposes, the reserves could be drawn upon through board resolution. The Entity has a \$500,000 line of credit available to meet cash flow needs if needed.

Financial assets available for general expenditure, reduced by donor or other restrictions limiting their use, within one year of the statement of financial position date, comprise the following:

	<u>2022</u>	<u>2021</u>
Cash and equivalents	\$ 1,785,771	\$ 1,536,814
Investments	765,198	800,006
Grants and contracts receivable	1,922,250	2,086,898
Contributions receivable, net	44,344	6,062
Total Financial Assets	4,517,563	4,429,780
Less:		
Noncurrent contributions	(5,000)	-
Net assets with donor restrictions	(1,866,171)	(2,243,680)
Board designated operating reserve	(700,000)	(650,000)
Financial Assets Available to Meet Cash Needs		
for General Expenditures Within One Year	\$ 1,946,392	\$ 1,536,100

#### NOTE 4--SIGNIFICANT CONCENTRATIONS OF CREDIT RISK

The Entity maintains bank deposits at financial institutions with local branches located in New Hampshire. The Entity's cash balances are insured by the Federal Deposit Insurance Corporation (FDIC) up to a total of \$250,000 for all cash checking and sweep accounts. The Entity has entered into agreements with the financial institutions to move funds in excess of FDIC limits into insured cash sweep accounts. Funds held in the insured cash sweep accounts are placed into FDIC insured deposit accounts with other financial institutions throughout the United States. As of December 31, 2022 and 2021, the Entity's bank deposits were fully insured.

For the Years Ended December 31, 2022 and 2021

#### **NOTE 5--INVESTMENTS**

#### Fair Value Measurements

Fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction in the principal, or most advantageous, market at the measurement date under current market conditions regardless of whether that price is directly observable or estimated using another valuation technique. The Entity reports under the Fair Value Measurements pronouncements of the FASB Accounting Standards Codification (FASB ASC 820-10), which establishes a framework for measuring fair value. That framework provides a fair value hierarchy that prioritizes the inputs of valuation techniques used to measure fair value. The hierarchy gives the highest priority to unadjusted quoted prices in active markets for identical assets or liabilities (level 1 measurement) and the lowest priority to unobservable inputs (level 3 measurements). The three levels of the fair value hierarchy are described below.

**Level 1** – Inputs to the valuation methodology are unadjusted quoted prices for identical assets or liabilities in active markets that the Entity has the ability to access at the measurement date.

## **Level 2** – Inputs to the valuation include:

- Quoted prices for similar assets or liabilities in active markets;
- Quoted prices for identical or similar assets or liabilities in markets that are not active;
- Inputs other than quoted prices that are observable for the asset or liability;
- Inputs that are derived principally from or corroborated by observable market data by correlation or other means.

If the asset or liability has a specified (contractual) term, the Level 2 input must be observable for substantially the full term of the asset or liability.

Level 3 – Inputs to the valuation methodology are unobservable and significant to the fair value measurement.

In some cases, the inputs used to measure the fair value of an asset or a liability might be categorized within different levels of the fair value hierarchy. In those cases, the fair value measurement is categorized in its entirety in the same level of the fair value hierarchy as the lowest level input that is significant to the entire measurement. Assessing the significance of a particular input to entire measurement requires judgment, taking into account factors specific to the asset or liability. The categorization of an asset within the hierarchy is based upon the pricing transparency of the asset and does not necessarily correspond to our assessment of the quality, risk, or liquidity profile of the asset or liability.

A significant portion of the Entity's investments is in brokered certificates of deposit. The brokered certificates of deposit are valued by the custodians of the securities using pricing models based on credit quality, time to maturity, stated interest rates, and market-rate assumptions, and are classified within Level 2.

The following tables set forth by level, within the fair value hierarchy, the Entity's assets measured at fair value on a recurring basis, as of December 31, 2022 and 2021:

For the Years Ended December 31, 2022 and 2021

	Assets at Fair Value as of December 31, 2022						
	Level 1	Level 2	Level 3	<u>Total</u>			
Certificates of deposit		\$ 765,198		\$ 765,198			
Total Assets at Fair Value	\$ -	\$ 765,198	\$ -	\$ 765,198			
	Assets	at Fair Value as	s of December 3	31, 2021			
	Level 1	Level 2	Level 3	<u>Total</u>			
Certificates of deposit		\$ 800,006		\$ 800,006			
Total Assets at Fair Value	<u>\$ -</u>	\$ 800,006	<u>\$</u>	\$ 800,006			

#### NOTE 6--GRANTS AND CONTRACTS RECEIVABLE

Grants and contracts receivable, by funding category, consist of the following at December 31, 2022 and 2021:

	<u>2022</u>	<u>2021</u>
State of New Hampshire and Federal - Departments and Agencies	\$ 1,372,666	\$ 1,138,165
New Hampshire Bar Foundation - IOLTA	223,500	258,348
United Way (various branches)	84,362	26,463
Foundations and Other	241,722	663,922
	\$ 1,922,250	\$ 2,086,898

# NOTE 7--LEASE COMMITMENTS – PRIOR TO ADOPTION OF ASU 2016-02, Leases (Topic 842)

The below lease disclosures for the year ended December 31, 2021, were made under prior lease guidance in accordance with FASB ASC 840, *Leases*.

The Entity leases its current Manchester, New Hampshire office building under an agreement that commenced October 1, 2014 and which was amended through April 30, 2023. The Entity leases its Concord, New Hampshire office under an agreement that commenced November 19, 2014 which was extended, with new terms through November 18, 2024. The Entity leases its Berlin, New Hampshire office under an agreement that commenced June 1, 2017 and was extended through May 31, 2021. Effective April 2021 Berlin offices were relocated and a new lease commenced for May 26, 2021, expiring May 31, 2024. The Entity leases its Claremont, New Hampshire office on a month-to-month basis. The general terms of the lease extend through December 2022. The terms of all of the Entity's leases, with the exception of the Claremont office, contain a provision that allow the Entity to terminate the lease prior to the end of the lease term in the event of a funding reduction. Rental expense for leases was \$191,379 for the year ended December 31, 2021.

#### NOTE 8--LEASE LIABILITY – AFTER ADOPTION OF ASU 2016-02, Leases (Topic 842)

For the year ended December 31, 2022, the Entity has four operating leases for office buildings throughout the State of New Hampshire, as previously noted (See Note 7). Lease options that the Entity

For the Years Ended December 31, 2022 and 2021

believes are reasonably certain to exercise are included in the measurement of the lease assets and liabilities. The lease term is used for the amortization/depreciation life of lease assets. The maturities of the lease liability as of December 31, 2022 are as follows:

Year Ended		
December 31,	<u>C</u>	perating
2023	\$	149,023
2024		127,431
2025		108,327
2026		109,644
2027		110,981
Thereafter		214,696
Total Lease payments		820,102
Less: Interest		(93,841)
Present value of Lease liability	\$	726,261

The following summarizes the line items in the statements of activities which include the components of lease expense and costs for the year ended December 31, 2022:

	<u>2022</u>
Operating lease expense included in program	
services and management and general expenses	\$ 194,354

The following additional information is deemed relevant and useful as the Entity has four operating leases as of December 31, 2022.

	<u>2022</u>
Weighted-average remaining lease term	6.43 years
Weighted-average discount rate	3.75%

#### **NOTE 9--ACCRUED VACATION LEAVE**

Employees earn annual vacation leave as they provide services. Pursuant to Entity policy, employees may accumulate, subject to certain limitations, unused vacation leave, and upon termination of employment be compensated for such amounts at current rates of pay. Employees may not "cash out" their accumulated vacation leave at any time during their employment. Accumulated earned vacation leave at December 31, 2022 and 2021 was \$138,761 and \$139,393, respectively, and has been included as part of the 'Accrued expenses' liability in the statements of financial position.

#### NOTE 10--NET ASSETS WITH DONOR RESTRICTIONS

Net assets with donor restrictions have been restricted for the following as of December 31, 2022 and 2021:

For the Years Ended December 31, 2022 and 2021

	<u>2022</u>			<u>2021</u>		
Subject to expenditure for specified purpose:						
Civil legal services	\$	54,217	\$	65,706		
Fair Housing legal services		243,841		304,869		
Aging related legal services		167,905		42,746		
Health Care Access		21,102		176,277		
Medical legal partnership		15,991				
Consumer protection		48,149		50,393		
COVID-19		2,411		29,159		
Immigration		20,000		126,575		
		573,616		795,725		
Subject to expenditure for specified period and purpose:						
Civil legal services		1,070,612		1,091,755		
Aging related legal services		65,000		260,000		
COVID-19		28,500		56,200		
Immigration				40,000		
Health Care Access		3,000				
Medical legal partnership		74,143				
Campaign		51,300				
		1,292,555		1,447,955		
Total Net Assets With Donor Restrictions	\$	1,866,171	\$	2,243,680		

## NOTE 11--REVENUE FROM CONTRACTS WITH CUSTOMERS

The following tables provide information about significant changes in the contracts with customers in effect for the years ended December 31, 2022 and 2021:

## **Contract Receivables**

Net Assets	Contracts receivable, beginning of year Restatement impact New contracts awarded Cash received Contracts receivable, end of year	\$ <u>\$</u>	29,000 (29,000)	\$	2021 27,000 (9,833) (17,167)
Net Assets	Donor Restricted Net Assets, beginning of year Restatement impact New contracts awarded Revenue recognized on contracts Donor Restricted Net Assets, end of year	\$ <u>\$</u>	2022 - 29,000 (29,000) -	\$ <u>\$</u>	2021 17,828 (9,833) (7,995)

For the Years Ended December 31, 2022 and 2021

#### NOTE 12--CONTRIBUTED NONFINANCIAL ASSETS

The Entity recognized contributed nonfinancial assets within revenue and program expenses, which did not have donor-imposed restrictions. Contributed services recognized comprise of professional services from paralegals and attorneys advising on various legal matters. Contributed services are valued and are reported at the estimated fair value in the financial statements based on current rates for similar legal services provided by the Entity.

For the years ended December 31, 2022 and 2021, contributed nonfinancial assets recognized within the statements of activities included:

		<u>2022</u>	<u>2021</u>
Voluneer Paralegal hours	\$	41,837	\$ 71,697
Volunteer Attorney hours	<u></u>	58,275	 46,381
Contributions - Nonfinancial assets	\$	100,112	\$ 118,078

#### **NOTE 13--PENSION PLAN**

The Entity operates a 401(k)-retirement plan, and under the plan's "safe harbor" rules, the Entity contributes 3% of all employees' salaries to the plan. Under the terms of the plan, the Entity has the discretion to make a higher level of contribution to the plan but is not obligated. For the years ended December 31, 2022 and 2021, the Entity's discretionary contribution was up to a 2% match of contributing employees' salaries. In addition, the Entity contributed an additional employer non-elective discretionary contribution of 2% for all employees for the year ended December 31, 2022. Contributions to the plan for the year ended December 31, 2022 and 2021 totaled \$210,992 and \$152,673, respectively.

#### NOTE 14--ECONOMIC DEPENDENCY

For the years ended December 31, 2022 and 2021, approximately 30.2% and 28.8%, respectively, of total support and revenue was derived from an appropriation from the State of New Hampshire. The discontinuation or reduction of the State appropriation would likely result in a decrease in services provided by the Entity, until alternative revenues could be obtained.

# NOTE 15--CAMPAIGN FOR LEGAL SERVICES

In June 2005, the Entity assumed administration of the Campaign for Legal Services (the Campaign) from the New Hampshire Bar Foundation. The Campaign is a joint fundraising effort on behalf of the Entity and 603 Legal Aid, a not-for-profit entity providing civil legal services to low-income people in the State of New Hampshire. Revenue and expenses of these activities have been reported as contributions received and made, and as fund raising expenses in these financial statements. For the years ended December 31, 2022 and 2021 the Campaign had total unrestricted revenue and support of \$457,982 and \$443,676, respectively, and total expenses, excluding distributions, of \$207,909 and \$173,509, respectively.

Distributions to the Campaign partners during the years ended December 31, 2022 and 2021 totaled \$250,865 and \$268,013, respectively. Distributions were allocated and made as follows for the years ended December 31, 2022 and 2021: the Entity received \$163,062 and \$173,694, respectively, and 603 Legal Aid received \$87,803 and \$94,319, respectively.

For the Years Ended December 31, 2022 and 2021

#### **NOTE 16--LINE OF CREDIT**

The Entity has an available line of credit with its primary bank for up to \$500,000. For the years ended December 31, 2022 and 2021, the interest rate was 8.00% and 3.75%, respectively. No amounts have been drawn on the line of credit and there was no outstanding balance due as of December 31, 2022 or 2021.

#### **NOTE 17--CONTINGENCIES**

The Entity participates in a number of Federal and State assisted grant programs and contracts. Such programs may be subject to financial and compliance audits by the grantors or their representatives. The amounts, if any, of expenses which may be disallowed by a grantor agency cannot be determined at this time, although the Entity expects such amounts, if any, to be immaterial.

# **NOTE 18--SUBSEQUENT EVENTS**

Subsequent events have been evaluated through March 29, 2023 which is the date the financial statements were available to be issued.

## SCHEDULE I

# NEW HAMPSHIRE LEGAL ASSISTANCE, INC.

# Schedule of Expenditures of Federal Awards For the Year Ended December 31, 2022

Federal Grantor / Pass-Through Grantor / Program or Cluster Title	Assistance Listing Number	Pass-Through Entity Identifying Number	Total Federal Expenditures	Expenditures to Subrecipients
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT				
Direct Award Program Fair Housing Initiatives Program Fair Housing Initiatives Program	14.408 14.408	#FPEI190019 #FPEI210005	\$ 175,232 233,533 408,765	\$ -
Direct Award Program Education and Outreach Initiatives Education and Outreach Initiatives	14.416 14.416	#FEOI20033 #FEOI210075	36,261 20,276 56,537	
Direct Award Program Private Enforcement Initiatives  Total Department of Housing and Urban Development	14.418	#FPEI2122031	178,468 643,770	<del></del> -
Total Department of Housing and Orban Development			043,770	- <u>-</u>
DEPARTMENT OF JUSTICE  Pass Through Payments from the County of Strafford, New Hampshire Justice Systems Response to Families	16.021	N/A	19,905	
Direct Award Program Legal Assistance for Victims	16.524	15JOVW-22-GG-00297	12,228	
Pass Through Payments from the New Hampshire Department of Justice Crime Victim Assistance Crime Victim Assistance	16.575 16.575	#2021VOC71 #2022VOC22	42,371 320,857 363,228	37,420
Pass Through Payments from the New Hampshire Department of Justice Violence Against Women Formula Grants	16.588	#2022VAW17	45,000	
Total Department of Justice			440,361	37,420
DEPARTMENT OF THE TREASURY				
Pass Through Payments from the State of New Hampshire Governor's Office COVID-19 - Emergency Rental Assistance Program	21.023	N/A	241,379	34,611
Pass Through Payments from the County of Rockingham, New Hampshire COVID-19 - Coronavirus State and Local Fiscal Recovery Funds	21.027	N/A	7,589	
Pass Through Payments from the State of New Hampshire Governor's Office COVID-19 - Coronavirus State and Local Fiscal Recovery Funds	21.027	2023ARPVS20	425,935 433,524	
Total Department of the Treasury			674,903	34,611
Pass Through Payments from New Hampshire Bureau of Elderly and Adult Services  Aging Cluster:  Special Programs for the Aging - Title III, Part B - Grants				
for Supportive Services and Senior Centers Special Programs for the Aging - Title III, Part B - Grants	93.044	#17AANHT3SS	31,810	
for Supportive Services and Senior Centers  Total Aging Cluster	93.044	SS-2023-BEAS-02-LEGA	37,472 69,282	
Total Department of Health and Human Services			69,282	<del></del>
Total Expenditures of Federal Awards			\$ 1,828,316	\$ 72,031

# NEW HAMPSHIRE LEGAL ASSISTANCE, INC. NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

For the Year Ended December 31, 2022

#### **NOTE 1--BASIS OF PRESENTATION**

The accompanying Schedule of Expenditures of Federal Awards (the "Schedule") includes the federal award activity of New Hampshire Legal Assistance, Inc. under programs of the federal government for the year ended December 31, 2022. The information in this Schedule is presented in accordance with the requirements of Title 2 U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). Because the Schedule presents only a selected portion of the operations of New Hampshire Legal Assistance, Inc., it is not intended to and does not present the financial position, changes in net assets, or cash flows of New Hampshire Legal Assistance, Inc.

#### NOTE 2-SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The accompanying Schedule is presented using the accrual basis of accounting, which is described in Note 1 to New Hampshire Legal Assistance, Inc.'s financial statements. Such expenditures are recognized following the cost principles contained in the Uniform Guidance, wherein certain types of expenditures are not allowable or are limited as to reimbursements.

#### **NOTE 3--INDIRECT COST RATE**

New Hampshire Legal Assistance, Inc. has not elected to use the 10-percent de minimis indirect cost rate allowed under the Uniform Guidance.

#### CERTIFIED PUBLIC ACCOUNTANTS



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# REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

Independent Auditor's Report

To the Board of Directors New Hampshire Legal Assistance, Inc.

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of New Hampshire Legal Assistance, Inc. (a nonprofit organization), which comprise New Hampshire Legal Assistance, Inc.'s statement of financial position as of December 31, 2022, and the related statements of activities, functional expenses, and cash flows for the year then ended, and the related notes to the financial statements, and have issued our report thereon dated March 29, 2023.

#### **Report on Internal Control Over Financial Reporting**

In planning and performing our audit of the financial statements, we considered New Hampshire Legal Assistance, Inc.'s internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of New Hampshire Legal Assistance, Inc.'s internal control. Accordingly, we do not express an opinion on the effectiveness of New Hampshire Legal Assistance, Inc.'s internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses or significant deficiencies may exist that were not identified.

### **Report on Compliance and Other Matters**

As part of obtaining reasonable assurance about whether New Hampshire Legal Assistance, Inc.'s financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

# **Purpose of this Report**

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Manchester, New Hampshire

Vachon Clubay & Company PC

March 29, 2023

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# REPORT ON COMPLIANCE FOR EACH MAJOR FEDERAL PROGRAM AND ON INTERNAL CONTROL OVER COMPLIANCE REQUIRED BY THE UNIFORM GUIDANCE

Independent Auditor's Report

To the Board of Directors New Hampshire Legal Assistance, Inc.

#### Report on Compliance for Each Major Federal Program

### Opinion on Each Major Federal Program

We have audited New Hampshire Legal Assistance, Inc.'s compliance with the types of compliance requirements identified as subject to audit in the OMB *Compliance Supplement* that could have a direct and material effect on each of New Hampshire Legal Assistance, Inc.'s major federal programs for the year ended December 31, 2022. New Hampshire Legal Assistance, Inc.'s major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

In our opinion, New Hampshire Legal Assistance, Inc. complied, in all material respects, with the compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended December 31, 2022.

#### Basis for Opinion of Each Major Federal Program

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States; and the audit requirements of Title 2 U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). Our responsibilities under those standards and the Uniform Guidance are further described in the Auditor's Responsibilities for the Audit of Compliance section of our report.

We are required to be independent of New Hampshire Legal Assistance, Inc. and to meet our other ethical responsibilities, in accordance with relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion on compliance for each major federal program. Our audit does not provide a legal determination of New Hampshire Legal Assistance, Inc.'s compliance with compliance requirements referred to above.

### Responsibilities of Management for Compliance

Management is responsible for compliance with the requirements referred to above and for the design, implementation, and maintenance of effective internal control over compliance with the requirements of laws, statutes, regulations, rules, and provisions of contracts or grant agreements applicable to New Hampshire Legal Assistance, Inc.'s federal programs.

### Auditor's Responsibilities for the Audit of Compliance

Our objectives are to obtain reasonable assurance about whether material noncompliance with the compliance requirements referred to above occurred, whether due to fraud or error, and express an opinion on New Hampshire Legal Assistance, Inc.'s compliance based on our audit. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore it is not a guarantee that an audit conducted in accordance with generally accepted auditing standards, *Government Auditing Standards*, and the Uniform Guidance will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements referred to above is considered material, if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about New Hampshire Legal Assistance, Inc.'s compliance with the requirements of each major federal program as a whole.

In performing an audit in accordance with generally accepted auditing standards, *Government Auditing Standards*, and the Uniform Guidance, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material noncompliance, 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 New Hampshire Legal Assistance, Inc.'s compliance with the compliance requirements referred to above and performing such other procedures as we considered necessary in the circumstances.
- Obtain an understanding of New Hampshire Legal Assistance, Inc.'s internal control over compliance relevant to the audit in order to design audit procedures that are appropriate in the circumstances and to test and report on internal control over compliance in accordance with the Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of New Hampshire Legal Assistance, Inc.'s internal control over compliance. Accordingly, no such opinion is expressed.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we identified during the audit.

#### **Report on Internal Control Over Compliance**

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A material weakness in internal control over compliance is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. A significant deficiency in internal control over compliance is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance. Our consideration of internal control over compliance was for the limited purpose described in the Auditor's Responsibilities for the Audit of Compliance section above and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies in internal

control over compliance. Given these limitations, during our audit we did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses, as defined above. However, material weaknesses or significant deficiencies in internal control over compliance may exist that were not identified.

Our audit was not designed for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, no such opinion is expressed.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Vachon Clubay & Company PC

Manchester, New Hampshire

March 29, 2023

# New Hampshire Legal Assistance, Inc. Schedule of Findings and Questioned Costs For the Year Ended December 31, 2022

# **Section I--Summary of Auditor's Results**

# Financial Statements

Type of auditor's report issued on whether the statements audited were prepared in accordance			Unmoa	lified	
Internal control over financial reporting:		•			
Material weakness(es) identified?			ves	X	10
Significant deficiency(ies) identified?			yes		no none reported
Significant deficiency (les) identified:			yes		none reported
Noncompliance material to financial statement	ts noted?		yes	X	no
<u>Federal Awards</u>					
Internal control over major federal programs:					
Material weakness(es) identified?			yes	X	no
Significant deficiency(ies) identified?			yes	X	no none reported
Type of auditor's report issued on compliance					
for major federal programs:			<u>Unmod</u>	<u>dified</u>	
Any audit findings disclosed that are required	to				
be reported in accordance with 2 CFR 200.516			yes	<u>X</u>	no
Identification of major federal program(s):					
Assistance Listing Number(s)	Name(s) of	Federal	Progra	ım or Clu	<u>ister</u>
16.575	Crir	ne Victir	n Assis	tance	
21.027	Coronavirus State				wy Eunda
21.027	Coronavirus State	and Loc	zai risc	ai Kecove	ry ruilus
Dollar threshold used to distinguish between T	Type A and Type I	3 progran	ns:	\$ 750,0	000
Auditee qualified as low-risk auditee?		X	yes		no

Section IIFinancial Statement Findings
There were no findings relating to the financial statements required to be reported by GAGAS.
Section IIIFederal Award Findings and Questioned Costs
There were no findings and questioned costs as defined under 2 CFR 200.516(a).

# **Combining Statement of Financial Position**

December 31, 2022

		v Hampshire al Assistance		npaign for al Services	<u>E1</u>	iminations		<u>Total</u>
ASSETS								
CURRENT ASSETS:								
Cash and equivalents	\$	1,524,506	\$	261,265			\$	1,785,771
Cash, restricted		15,001						15,001
Investments		765,198						765,198
Grants and contracts receivable		1,922,250						1,922,250
Contributions receivable, net		182,514		38,900	\$	(182,070)		39,344
Prepaid expenses		70,134		797				70,931
Security deposits		13,925						13,925
TOTAL CURRENT ASSETS		4,493,528		300,962		(182,070)		4,612,420
NONCURRENT ASSETS:								
Contributions receivable				5,000				5,000
Right-of-use assets		726,261						726,261
Property and equipment, net		248,731						248,731
TOTAL NONCURRENT ASSETS		974,992		5,000				979,992
TOTAL ASSETS	\$	5,468,520	\$	305,962	\$	(182,070)	\$	5,592,412
LIABILITIES & NET ASSETS								
CURRENT LIABILITIES:	¢.	41.050	Φ.	240.270	e.	(102.070)	Ф	100 167
Accounts payable	\$	41,959	\$	240,278	\$	(182,070)	\$	100,167
Accrued expenses		465,081		13,383				478,464
Deposits held for others		15,001						15,001
Refundable advances		19,516						19,516
Current portion of lease liability		124,191		252 ((1		(102.070)	_	124,191
TOTAL CURRENT LIABILITIES		665,748		253,661		(182,070)	_	737,339
NONCURRENT LIABILITIES:								
Lease liability		602,070						602,070
TOTAL NONCURRENT LIABILITIES		602,070		_		_		602,070
TOTAL LIABILITIES		1,267,818		253,661		(182,070)		1,339,409
NET ASSETS:								
Without donor restrictions:								
Undesignated		1,685,831		1,001				1,686,832
Board designated operating reserve		700,000						700,000
With donor restrictions:								
Purpose restrictions		573,616						573,616
Time restrictions for future periods	_	1,241,255		51,300				1,292,555
TOTAL NET ASSETS		4,200,702		52,301		-		4,253,003
TOTAL LIABILITIES AND NET ASSETS	\$	5,468,520	\$	305,962	\$	(182,070)	\$	5,592,412

# **Combining Statement of Financial Position**

December 31, 2021

	New Hampshire Legal Assistance	Campaign for Legal Services	Eliminations	<u>Total</u>
ASSETS				
CURRENT ASSETS:				
Cash and equivalents	\$ 1,419,447	\$ 117,367		\$ 1,536,814
Cash, restricted	13,531			13,531
Investments	800,006			800,006
Grants and contracts receivable	2,086,898			2,086,898
Contributions receivable, net	86,186	349	\$ (80,473)	6,062
Prepaid expenses	69,050	1,195		70,245
Security deposits	13,925			13,925
TOTAL CURRENT ASSETS	4,489,043	118,911	(80,473)	4,527,481
NONCURRENT ASSETS:				
Property and equipment, net	215,082			215,082
TOTAL NONCURRENT ASSETS	215,082			215,082
TOTAL ASSETS	\$ 4,704,125	\$ 118,911	<u>\$ (80,473)</u>	\$ 4,742,563
LIABILITIES & NET ASSETS				
CURRENT LIABILITIES:				
Accounts payable	\$ 25,993	\$ 113,172	\$ (80,473)	\$ 58,692
Accrued expenses	322,509	3,989		326,498
Deposits held for others	13,531			13,531
TOTAL CURRENT LIABILITIES	362,033	117,161	(80,473)	398,721
TOTAL LIABILITIES	362,033	117,161	(80,473)	398,721
NET ASSETS:				
Without donor restrictions:				
Undesignated	1,448,412	1,750		1,450,162
Board designated operating reserve	650,000			650,000
With donor restrictions:				
Purpose restrictions	795,725			795,725
Time restrictions for future periods	1,447,955			1,447,955
TOTAL NET ASSETS	4,342,092	1,750		4,343,842
TOTAL LIABILITIES AND NET ASSETS	\$ 4,704,125	\$ 118,911	\$ (80,473)	\$ 4,742,563

**Combining Statement of Activities**For the Year Ended December 31, 2022

	New Hampshire Legal Assistance	Campaign for Legal Services	<u>Eliminations</u>	<u>Total</u>
CHANGES IN NET ASSETS WITHOUT DONOR RESTRICTIONS SUPPORT AND REVENUE:				
New Hampshire Bar Foundation - IOLTA	\$ 279,700			\$ 279,700
Government grants and contracts	2,730,383			2,730,383
United Ways	17,011			17,011
Contributions - Foundations and Other	185,981			185,981
Contributions - Campaign for Legal Services	163,062	\$ 457,982	\$ (163,062)	457,982
Contributions - Nonfinancial assets	100,112	0 107,502	¢ (105,002)	100,112
Case revenue	20,866			20,866
Miscellaneous	48,677			48,677
Investment income (loss)	(21,283)	43		(21,240)
Net assets released from donor restrictions	1,867,997			1,867,997
TOTAL SUPPORT AND REVENUE				
WITHOUT DONOR RESTRICTIONS	5,392,506	458,025	(163,062)	5,687,469
EXPENSES:				
Program services:				
Domestic violence project	866,917			866,917
Housing justice project	1,321,753			1,321,753
Justice in aging project	521,358			521,358
Public benefits	483,137			483,137
Immigrant justice project	314,758			314,758
Youth law project	165,783			165,783
Other civil legal services	609,040			609,040
Total program services	4,282,746			4,282,746
Supporting services:		450 554	(1.62.0.62)	205.512
Fund raising	922 241	458,774	(163,062)	295,712
Management and general	822,341 822,341	450 774	(1(2,0(2)	822,341
Total supporting services		458,774	(163,062) (163,062)	1,118,053
TOTAL EXPENSES	5,105,087	458,774	(103,002)	5,400,799
INCREASE (DECREASE) IN NET ASSETS WITHOUT DONOR RESTRICTIONS	287,419	(749)		286,670
WITHOUT DONOR RESTRICTIONS	207,419	(749)	<del></del>	280,070
CHANGES IN NET ASSETS WITH DONOR RESTRICTIONS				
New Hampshire Bar Foundation - IOLTA	186,250			186,250
Government grants and contracts	996,252			996,252
United Ways	88,579			88,579
Contributions - Foundations and Other	168,107	51,300		219,407
Net assets released from donor restrictions	(1,867,997)			(1,867,997)
INCREASE (DECREASE) IN NET ASSETS	(400,000)	<b>7.1.0</b> 00		(200)
WITH DONOR RESTRICTIONS	(428,809)	51,300		(377,509)
CHANGE IN NET ASSETS	(141,390)	50,551	-	(90,839)
NET ASSETS - January 1	4,342,092	1,750		4,343,842
NET ASSETS - December 31	\$ 4,200,702	\$ 52,301	<u> </u>	\$ 4,253,003

# **Combining Statement of Activities**For the Year Ended December 31, 2021

	New Hampshire Legal Assistance	Campaign for Legal Services	Eliminations	Total
CHANGES IN NET ASSETS WITHOUT DONOR RESTRICTIONS SUPPORT AND REVENUE:				
New Hampshire Bar Foundation - IOLTA	\$ 301,408			\$ 301,408
Government grants and contracts	2,261,637			2,261,637
United Ways	16,962			16,962
Contributions - Foundations and Other	356,891			356,891
Contributions - Campaign for Legal Services	174,076	\$ 443,676	\$ (173,694)	444,058
Contributions - Nonfinancial assets	118,078	, ,,,,,	, ( , , , , ,	118,078
Case revenue	13,941			13,941
Investment income	10,321	3		10,324
Net assets released from donor restrictions	1,555,141			1,555,141
TOTAL SUPPORT AND REVENUE				
WITHOUT DONOR RESTRICTIONS	4,808,455	443,679	(173,694)	5,078,440
EXPENSES:				
Program services:				
Domestic violence project	1,053,960			1,053,960
Housing justice project	893,352			893,352
Justice in aging project	553,199			553,199
Public benefits	611,432			611,432
Immigrant justice project	223,185			223,185
Youth law project	113,561			113,561
Other civil legal services	711,968			711,968
Total program services	4,160,657			4,160,657
Supporting services:				
Fund raising		441,522	(173,694)	267,828
Management and general	774,899			774,899
Total supporting services	774,899	441,522	(173,694)	1,042,727
TOTAL EXPENSES	4,935,556	441,522	(173,694)	5,203,384
INCREASE (DECREASE) IN NET ASSETS	(12-101)			(12121)
WITHOUT DONOR RESTRICTIONS	(127,101)	2,157		(124,944)
CHANGES IN NET ASSETS WITH DONOR RESTRICTIONS				
New Hampshire Bar Foundation - IOLTA	215,292			215,292
Government grants and contracts	1,024,869			1,024,869
United Ways	28,960			28,960
Contributions - Foundations and Other	682,774			682,774
Net assets released from donor restrictions	(1,555,141)			(1,555,141)
INCREASE IN NET ASSETS				
WITH DONOR RESTRICTIONS	396,754			396,754
CHANGE IN NET ASSETS	269,653	2,157	-	271,810
NET ASSETS - January 1	4,072,439	(407)		4,072,032
NET ASSETS - December 31	\$ 4,342,092	\$ 1,750	\$ -	\$ 4,343,842