



**EVERYTOWN FOR GUN SAFETY ACTION FUND**

Financial Statements

December 31, 2022 and 2021

(With Independent Auditors' Report Thereon)

## EVERYTOWN FOR GUN SAFETY ACTION FUND

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KPMG LLP  
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## **Independent Auditors' Report**

The Board of Directors  
Everytown for Gun Safety Action Fund:

### *Opinion*

We have audited the financial statements of Everytown for Gun Safety Action Fund (the Fund), 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 accompanying financial statements present fairly, in all material respects, the financial position of the Fund 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 U.S. generally accepted accounting principles.

### *Basis for Opinion*

We conducted our audits in accordance with auditing standards generally accepted in the United States of America (GAAS). Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Fund 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.

### *Emphasis of Matter*

As discussed in Note 1(k) to the financial statements, in the year ended December 31, 2022, the Fund adopted Accounting Standards Update No. 2016-02 – *Leases (Topic 842)*. Our opinion is not modified with respect to this matter.

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

Management is responsible for the preparation and fair presentation of the financial statements in accordance with U.S. generally accepted accounting principles, 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 the Fund's ability to continue as a going concern for one year after the date that the financial statements are available to be issued.

### *Auditors' 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 auditors' 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 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 GAAS, 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 the Fund'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 Fund'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.

*KPMG LLP*

New York, New York  
June 28, 2023

**EVERYTOWN FOR GUN SAFETY ACTION FUND**

## Statements of Financial Position

December 31, 2022 and 2021

<b>Assets</b>	<b>2022</b>	<b>2021</b>
Cash and cash equivalents (note 2)	\$ 14,777,141	7,363,363
Contributions receivable, net (note 3)	50,000	1,300,000
Due from Everytown for Gun Safety Support Fund (note 6)	628,719	790,188
Prepaid expenses and other assets	526,195	426,070
Fixed assets, net (note 4)	791,701	1,009,048
Right-of-use asset (note 7)	1,713,539	—
Total assets	<u>\$ 18,487,295</u>	<u>10,888,669</u>
<b>Liabilities</b>		
Accounts payable and accrued expenses	\$ 1,165,798	1,189,162
Lease liability (note 7)	1,923,196	—
Total liabilities	<u>3,088,994</u>	<u>1,189,162</u>
<b>Net Assets</b>		
Net assets without donor restrictions	15,336,936	8,379,263
Net assets with donor restrictions (note 5)	61,365	1,320,244
Total net assets	<u>15,398,301</u>	<u>9,699,507</u>
Total liabilities and net assets	<u>\$ 18,487,295</u>	<u>10,888,669</u>

See accompanying notes to financial statements.

**EVERYTOWN FOR GUN SAFETY ACTION FUND**

Statements of Activities

Years ended December 31, 2022 and 2021

	2022			2021		
	Without donor restrictions	With donor restrictions	Total	Without donor restrictions	With donor restrictions	Total
Revenue and other income:						
Contributions of cash and other financial assets (note 3)	\$ 65,049,593	—	65,049,593	46,619,079	50,000	46,669,079
Contributions of nonfinancial assets (note 9)	1,334,034	—	1,334,034	1,077,114	—	1,077,114
Other income	641,404	—	641,404	518,545	—	518,545
Forfeiture of restricted funds	—	—	—	—	(250,000)	(250,000)
Net assets released from donor restrictions	1,258,879	(1,258,879)	—	845,681	(845,681)	—
Total revenue and other income	68,283,910	(1,258,879)	67,025,031	49,060,419	(1,045,681)	48,014,738
Expenses:						
Program expenses:						
Public education, research, and advocacy	48,882,834	—	48,882,834	36,780,362	—	36,780,362
Supporting services:						
Management and general (note 6)	9,160,740	—	9,160,740	7,721,140	—	7,721,140
Fundraising	3,282,663	—	3,282,663	3,050,687	—	3,050,687
Total expenses	61,326,237	—	61,326,237	47,552,189	—	47,552,189
Change in net assets	6,957,673	(1,258,879)	5,698,794	1,508,230	(1,045,681)	462,549
Net assets at beginning of year	8,379,263	1,320,244	9,699,507	6,871,033	2,365,925	9,236,958
Net assets at end of year	\$ 15,336,936	61,365	15,398,301	8,379,263	1,320,244	9,699,507

See accompanying notes to financial statements.

# **EVERYTOWN FOR GUN SAFETY ACTION FUND**

## Statement of Functional Expenses

Year ended December 31, 2022

	<b>Public education, research, and advocacy</b>	<b>Management and general</b>	<b>Fundraising</b>	<b>2022 Total</b>
Salaries and employee benefits:				
Salaries	\$ 12,272,359	1,320,716	300,014	13,893,089
Employee benefits and payroll taxes	3,881,996	387,568	65,311	4,334,875
	<u>16,154,355</u>	<u>1,708,284</u>	<u>365,325</u>	<u>18,227,964</u>
Other expenses:				
Political and election contributions	7,612,125	—	—	7,612,125
Grants awarded	998,300	—	—	998,300
Professional fees:				
Accounting and audit fees	—	4,391,127	—	4,391,127
Legislative consulting fees	4,371,851	—	—	4,371,851
Legal fees	4,277,195	393,153	87,292	4,757,640
Other professional fees	4,436,206	442,278	474,669	5,353,153
Advertising	6,329,544	—	940,000	7,269,544
Travel and conferences	2,061,230	73,098	81,365	2,215,693
Office and other expenses	2,642,028	2,152,800	1,334,012	6,128,840
	<u>\$ 48,882,834</u>	<u>9,160,740</u>	<u>3,282,663</u>	<u>61,326,237</u>

See accompanying notes to financial statements.

# **EVERYTOWN FOR GUN SAFETY ACTION FUND**

## Statement of Functional Expenses

Year ended December 31, 2021

	<b>Public education, research, and advocacy</b>	<b>Management and general</b>	<b>Fundraising</b>	<b>2021 Total</b>
Salaries and employee benefits:				
Salaries	\$ 10,588,919	1,273,026	320,499	12,182,444
Employee benefits and payroll taxes	3,436,625	341,575	62,803	3,841,003
	<u>14,025,544</u>	<u>1,614,601</u>	<u>383,302</u>	<u>16,023,447</u>
Other expenses:				
Political and election contributions	4,267,850	—	—	4,267,850
Grants awarded	419,500	—	—	419,500
Professional fees:				
Accounting and audit fees	—	4,120,098	—	4,120,098
Legislative consulting fees	5,643,683	—	—	5,643,683
Legal fees	3,379,757	562,221	94,145	4,036,123
Other professional fees	3,786,523	116,668	624,239	4,527,430
Advertising	1,316,606	—	—	1,316,606
Travel and conferences	769,287	10,708	25,067	805,062
Office and other expenses	3,171,612	1,296,844	1,923,934	6,392,390
	<u>\$ 36,780,362</u>	<u>7,721,140</u>	<u>3,050,687</u>	<u>47,552,189</u>

See accompanying notes to financial statements.

# **EVERYTOWN FOR GUN SAFETY ACTION FUND**

## Statements of Cash Flows

Years ended December 31, 2022 and 2021

	<u>2022</u>	<u>2021</u>
Cash flows from operating activities:		
Change in net assets	\$ 5,698,794	462,549
Adjustments to reconcile change in net assets to net cash provided by operating activities:		
Depreciation and amortization expense	411,330	391,320
Amortization of the lease right-of-use asset	451,207	—
Changes in operating assets and liabilities:		
Contributions receivable	1,250,000	1,045,681
Due from Everytown for Gun Safety Support Fund	161,469	(198,772)
Prepaid expenses and other assets	(100,125)	194,565
Accounts payable and accrued expenses	(23,364)	(511,404)
Lease liability	(241,550)	—
Net cash provided by operating activities	<u>7,607,761</u>	<u>1,383,939</u>
Cash flows from investing activity:		
Purchase of fixed assets	<u>(193,983)</u>	<u>(110,000)</u>
Net cash used in investing activity	<u>(193,983)</u>	<u>(110,000)</u>
Net increase in cash and cash equivalents	7,413,778	1,273,939
Cash and cash equivalents, beginning of year	<u>7,363,363</u>	<u>6,089,424</u>
Cash and cash equivalents, end of year	\$ <u>14,777,141</u>	<u>7,363,363</u>
Supplemental information:		
Right-of-use asset and lease liability for operating lease upon ASC 842 implementation	\$ 2,164,746	—

See accompanying notes to financial statements.

## **EVERYTOWN FOR GUN SAFETY ACTION FUND**

Notes to Financial Statements

December 31, 2022 and 2021

### **(1) Organization and Significant Accounting Policies**

#### **(a) Organization**

Everytown for Gun Safety Action Fund (the Fund) was incorporated in April 2007 to support the activities of mayors and others to combat illegal gun trafficking. The Fund supports efforts to educate policymakers, the press, and the public about the consequences of gun violence and to target activities that help ensure that guns stay out of the hands of criminals.

#### **(b) Basis of Presentation**

The Fund's financial statements are prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America (U.S. GAAP). The financial statements present balances and transactions according to the existence or absence of donor-imposed restrictions. Accordingly, net assets of the Fund and changes therein are classified and reported as discussed below.

Net assets without donor restrictions are not restricted by donors or the donor-imposed restrictions have expired.

Net assets with donor restrictions contain donor-imposed restrictions that permit the Fund to use or expend the assets for particular purposes or in specific time periods and donor-restricted endowments. As of December 31, 2022 and 2021, the Fund had no donor-restricted endowment funds.

Revenues are reported as changes in net assets without donor restrictions unless their use is limited by explicit donor-imposed restrictions or by law. Expenses are reported as decreases in net assets without donor restrictions.

#### **(c) Use of Estimates**

The preparation of financial statements in conformity with U.S. GAAP requires management to make certain estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenue and expenses during the reporting period. Actual results could differ from those estimates.

#### **(d) Contributions and Grants**

Contributions and grants, including unconditional promises to give, are recognized as revenue when they are received. A contribution is conditional if the agreement includes both a barrier that must be overcome for the recipient to be entitled to the assets transferred and right of return for the transferred assets or a right of release of the promisor's obligation to transfer assets. Conditional contributions are recognized as revenue when the barrier(s) in the agreement are overcome. Donor-restricted contributions whose restrictions are met in the same fiscal year are reported as net assets without donor restrictions. All other donor-restricted support is reported as an increase to net assets with donor restrictions. When a donor restriction on net assets is met through the passage of time or fulfillment of a purpose restriction, 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 donor restrictions.

## EVERYTOWN FOR GUN SAFETY ACTION FUND

### Notes to Financial Statements

December 31, 2022 and 2021

Contributions receivable are reported at estimated fair value at the date of the gift. Fair value of contributions receivable is measured based on the present value of future cash flows, with consideration of expectations about possible variations in the amount and/or timing of the cash flows and other specific factors that would be considered by market participants. The fair value measurements also include consideration of donors' credit risk.

#### **(e) *Income Tax Status***

The Fund is a Section 501(c)(4) tax-exempt organization under Section 501(a) of the Internal Revenue Code (the Code). Accordingly, it is not subject to federal income tax. The Fund is also exempt from state and local income taxes. Contributions to the Fund are not deductible by donors under Section 170 of the Code. Income generated from activities unrelated to the Fund's exempt purpose is subject to tax under Internal Revenue Code Section 511. The Fund recognizes the effect of income tax positions only if those tax positions are more likely than not of being sustained.

#### **(f) *Fixed Assets***

Fixed assets consist of website development costs, computer equipment, furniture, and leasehold improvements. Such fixed assets are recorded at cost, less accumulated depreciation and amortization. Website development costs, computer equipment, and furniture are depreciated and amortized on a straight-line basis over an estimated useful life of three to seven years. Leasehold improvements are depreciated on a straight-line basis over the life of the asset or lease term, whichever is shorter.

#### **(g) *Grant Awards***

A grant is conditional if the agreement includes both a barrier that must be overcome for the recipient to be entitled to the assets transferred and a right of return for the transferred assets or a right of release of the obligation to transfer assets. Awards made that are conditional in nature are not recorded as expense until the conditions of the grant are satisfied.

#### **(h) *Cash and Cash Equivalents***

The Fund considers all liquid instruments purchased with original maturities of three months or less to be cash equivalents.

#### **(i) *Fair Value Measurements***

Accounting Standards Codification (ASC) Topic 820, *Fair Value Measurement*, defines fair value as the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date and establishes a framework for measuring fair value. Fair value measurements are applied based on the unit of account from the reporting entity's perspective.

ASC Topic 820 establishes a three-level valuation hierarchy for the disclosure of fair value measurements. The valuation hierarchy is based upon the transparency of inputs to the valuation of an asset or liability as of the measurement date. The highest priority is given to unadjusted quoted market prices in active markets for identical assets or liabilities (Level 1 inputs) and the lowest priority to

## EVERYTOWN FOR GUN SAFETY ACTION FUND

### Notes to Financial Statements

December 31, 2022 and 2021

measurements involving significant unobservable inputs (Level 3 inputs). The three levels are defined as follows:

*Level 1* – Quoted prices (unadjusted) in active markets that are accessible at the measurement date for identical assets or liabilities.

*Level 2* – Observable inputs that are based on inputs not quoted in active markets, but corroborated by market data.

*Level 3* – Unobservable inputs are used when little or no market data is available.

A financial instrument's categorization within the valuation hierarchy is based upon the lowest level of input that is significant to the fair value measurement. The Fund had no assets or liabilities that required disclosure in the fair value hierarchy at December 31, 2022 or 2021.

#### **(j) Functional Allocation of Expenses**

The Fund allocates expenses on a functional basis among its various program and supporting services. Expenses that can be identified with a specific program or supporting service are reported accordingly. Expenses that benefit multiple functional areas are allocated based on proportional basis or time and effort.

#### **(k) Adoption of Accounting Pronouncements**

During February 2016, the Financial Accounting Standards Board (FASB) issued Accounting Standards Update (ASU) No. 2016-02, *Leases (Topic 842)* (ASC 842). Under the new standard, lessees are required to recognize the following for all leases with a term of 12 months or greater at the commencement date: (a) a lease liability, which is a lessee's obligation to make lease payments arising from a lease, measured on a discounted basis; and (b) a right-of-use (ROU) asset, representing the lessee's right to use, or control the use of, a specified asset for the lease term. Leases are classified as either operating or finance leases (formerly referred to as capital leases). Recognition, measurement, and presentation of expenses and cash flows arising from a lease are determined by a lease's classification. The Fund adopted the new standard on January 1, 2022 using the modified retrospective transition approach and elected a package of practical expedients, which, among other provisions, allowed the Fund to carry forward the historical lease classification relating to its existing lease. As a result of the adoption, the Fund recognized a ROU asset and lease liability of \$2,164,746 at January 1, 2022.

During fiscal year 2022, the Fund adopted ASU No. 2020-07, *Not-for-Profit Entities (Topic 958): Presentation and Disclosures by Not-for-Profit Entities for Contributed Nonfinancial Assets*, on a retrospective basis. This ASU requires that contributed nonfinancial assets be presented as a separate line in the statement of activities, apart from contributions of cash and other financial assets. This ASU also requires expanded footnote disclosures relating to contributed nonfinancial assets to be included in a not-for-profit entity's financial statements. See note 9 for the disclosures relating to the Fund's contributed nonfinancial assets.

## EVERYTOWN FOR GUN SAFETY ACTION FUND

Notes to Financial Statements

December 31, 2022 and 2021

### (1) *Reclassifications*

There were reclassifications made to certain 2021 amounts to conform with the current year presentation.

### (2) **Concentration of Credit Risk**

Financial instruments that potentially subject the Fund to concentration of credit risk consist of cash and cash equivalents. The Fund places its cash and cash equivalents with high credit quality financial institutions; however, the cash and cash equivalent balances exceed federally insured limits at December 31, 2022 and 2021.

### (3) **Contributions Receivable, Net**

Contributions receivable, net consists of unconditional promises to give totaling \$50,000 and \$1,300,000 at December 31, 2022 and 2021, respectively. Such amounts are expected to be collected within one year of each respective year-end.

At December 31, 2022 and 2021, unconditional promises to give from one donor comprise 100% and approximately 77% of the total receivable balance, respectively.

### (4) **Fixed Assets**

A summary of fixed assets at December 31, 2022 and 2021 is as follows:

	<u>2022</u>	<u>2021</u>
Website development costs	\$ 1,304,160	1,110,177
Computer equipment	58,661	58,661
Furniture and other	306,924	306,924
Leasehold improvements	<u>427,962</u>	<u>427,962</u>
	2,097,707	1,903,724
Accumulated depreciation and amortization	<u>(1,306,006)</u>	<u>(894,676)</u>
	<u>\$ 791,701</u>	<u>1,009,048</u>

### (5) **Net Assets with Donor Restrictions**

Net assets with donor restrictions at December 31, 2022 and 2021 are available for specific purposes and/or are time restricted as follows:

	<u>2022</u>	<u>2021</u>
Purpose restrictions:		
Advocacy in Florida	\$ 11,365	20,244
Time restrictions	<u>50,000</u>	<u>1,300,000</u>
Total	<u>\$ 61,365</u>	<u>1,320,244</u>

## EVERYTOWN FOR GUN SAFETY ACTION FUND

Notes to Financial Statements

December 31, 2022 and 2021

### (6) Related-Party Transactions

During the normal course of business, the Fund engages in transactions with an entity with which a member of its Board of Directors is affiliated. The Fund's Board of Directors has a policy to require directors and officers to disclose affiliations and to review and authorize such transactions, as appropriate. For the years ended December 31, 2022 and 2021, such transactions are included in contribution revenues and management and general expenses and amounted to \$4,343,087 and \$4,075,128, respectively.

The Fund is party to a cost sharing agreement with Everytown for Gun Safety Support Fund. The purpose of the cost sharing agreement is to minimize duplicative expenses and to carry out the organizations' missions in an economical and efficient manner, which includes sharing the employees whose skills and knowledge will assist both organizations, consistent with each organization's tax-exempt purpose. At December 31, 2022 and 2021, such transactions due from the Everytown for Gun Safety Support Fund amount to \$628,719 and \$790,188, respectively.

### (7) Right-of-Use Asset and Lease Liability

The Fund has entered into an operating lease for office space in Washington, DC, expiring in 2026.

Operating leases with lease terms greater than one year are reported as right-of-use assets and lease liabilities in the statements of financial position.

The table below presents a maturity analysis of the Fund's lease liability and a reconciliation of the total amount of such liability in the statements of financial position as of December 31, 2022:

Year ending December 31:	
2023	\$ 520,419
2024	533,429
2025	546,765
2026	<u>373,131</u>
	1,973,744
Less discount for present value	<u>(50,548)</u>
Total	<u>\$ 1,923,196</u>

Lease cost and other information for the year ended December 31, 2022:

Operating lease cost	\$ 481,115
Other information:	
Cash paid for amounts included in measurement of lease liability:	
Operating cash flows for operating lease	\$ 507,726
Weighted average remaining lease term	3.7 years
Weighted average discount rate	1.37 %

Rental expense under this lease agreement was \$481,115 in 2021.

## EVERYTOWN FOR GUN SAFETY ACTION FUND

Notes to Financial Statements

December 31, 2022 and 2021

### (8) Liquidity and Availability of Financial Assets

The following reflects the Fund's financial assets as of December 31, 2022 and 2021 reduced by amounts not available for general use within one year of the statement of financial position date. These financial assets available for general expenditure within one year of the statement of financial position date includes the following:

	<u>2022</u>	<u>2021</u>
Financial assets:		
Cash and cash equivalents	\$ 14,777,141	7,363,363
Contributions receivable, due within one year	50,000	1,300,000
Due from Everytown for Gun Safety Support Fund	628,719	790,188
Other assets, due within one year	<u>93,222</u>	<u>142,106</u>
Total financial assets available within one year	<u>15,549,082</u>	<u>9,595,657</u>
Less those unavailable for general expenditure within one year, due to:		
Restricted by donor	<u>(11,365)</u>	<u>(20,244)</u>
Total amounts unavailable within one year	<u>(11,365)</u>	<u>(20,244)</u>
Financial assets available to meet cash needs for general expenditures within one year	\$ <u><u>15,537,717</u></u>	<u><u>9,575,413</u></u>

### (9) Contributions of Nonfinancial Assets

The Fund received the following contributed nonfinancial assets during the years ended December 31, 2022 and 2021:

	<u>2022</u>	<u>2021</u>
Contributed use of office space	\$ 627,596	619,529
Contributed services	<u>706,438</u>	<u>457,585</u>
	\$ <u><u>1,334,034</u></u>	<u><u>1,077,114</u></u>

The Fund recognized such contributed nonfinancial assets as revenue within the accompanying statements of activities. Unless otherwise noted, contributed nonfinancial assets did not have donor-imposed restrictions.

Contributed use of office space was used by on-site staff. The Fund estimated the fair value on the basis of comparable rental price in the same market area for the respective fiscal year periods.

## **EVERYTOWN FOR GUN SAFETY ACTION FUND**

Notes to Financial Statements

December 31, 2022 and 2021

Contributed services recognized comprise professional services from attorneys advising the Fund on various legal matters related to gun violence prevention. Contributed services are valued and reported at the estimated fair value in the financial statements based on current rates charged for similar legal services.

### **(10) Subsequent Events**

The Fund evaluated events and transactions subsequent to the statement of financial position date of December 31, 2022 and through June 28, 2023, which is the date that the Fund's financial statements were available to be issued. The Fund is not aware of any subsequent events that would require disclosure or recognition in the financial statements.