

**PROTECT OUR WINTERS  
FINANCIAL STATEMENTS  
YEARS ENDED DECEMBER 31, 2022 AND 2021**



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**PROTECT OUR WINTERS  
TABLE OF CONTENTS  
YEARS ENDED DECEMBER 31, 2022 AND 2021**

<b>INDEPENDENT AUDITORS' REPORT</b>	<b>1</b>
<b>FINANCIAL STATEMENTS</b>	
<b>STATEMENTS OF FINANCIAL POSITION</b>	<b>3</b>
<b>STATEMENTS OF ACTIVITIES</b>	<b>4</b>
<b>STATEMENTS OF FUNCTIONAL EXPENSES</b>	<b>5</b>
<b>STATEMENTS OF CASH FLOWS</b>	<b>7</b>
<b>NOTES TO FINANCIAL STATEMENTS</b>	<b>8</b>



## INDEPENDENT AUDITORS' REPORT

Board of Directors  
Protect Our Winters  
Boulder, Colorado

### **Report on the Audit of the Financial Statements**

#### ***Opinion***

We have audited the accompanying financial statements of Protect Our Winters (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 referred to above present fairly, in all material respects, the financial position of Protect Our Winters as of December 31, 2022 and 2021, and the changes of 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 (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 Protect Our Winters and to meet our other ethical responsibilities in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

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

Management is responsible for the preparation and fair presentation of 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 Protect Our Winters's ability to continue as a going concern for one year after the date 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 Protect Our Winters'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 Protect Our Winters'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.



**CliftonLarsonAllen LLP**

Denver, Colorado  
August 7, 2023

**PROTECT OUR WINTERS  
STATEMENT OF FINANCIAL POSITION  
DECEMBER 31, 2022 AND 2021**

	2022	2021
<b>ASSETS</b>		
Cash and Cash Equivalents	\$ 5,629,211	\$ 4,872,664
Investments	-	1,093
Accounts Receivable - Merchandise	1,915	146
Contributions Receivable	104,950	97,610
Employee Retention Credit Receivable	-	210,127
Accounts Receivable - Due From POW Action Fund	82,710	62,370
Prepaid Expenses and Other Assets	33,117	38,319
Inventory	116,159	61,284
Capital Assets, Net	11,341	28,669
Operating Lease Right-of-Use Asset, Net	31,274	-
	\$ 6,010,677	\$ 5,372,282
<b>LIABILITIES AND NET ASSETS</b>		
<b>LIABILITIES</b>		
Accounts Payable	\$ 191,030	\$ 139,360
Refundable Advance	40,000	100,000
Accrued Expenses	43,986	55,445
Current Lease Liability - Operating	31,274	-
	306,290	294,805
<b>NET ASSETS</b>		
Without Donor Restrictions	5,599,437	4,839,357
With Donor Restrictions	104,950	238,120
Total Net Assets	5,704,387	5,077,477
Total Liabilities and Net Assets	\$ 6,010,677	\$ 5,372,282

See accompanying Notes to Financial Statements.

**PROTECT OUR WINTERS  
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
<b>REVENUE, SUPPORT, AND GAINS</b>						
Contributions and Grants	\$ 5,756,084	\$ 649,950	\$ 6,406,034	\$ 4,143,980	\$ 148,210	\$ 4,292,190
Merchandise Sales	316,867	-	316,867	177,815	-	177,815
Less: Cost of Goods Sold	<u>(126,551)</u>	<u>-</u>	<u>(126,551)</u>	<u>(13,623)</u>	<u>-</u>	<u>(13,623)</u>
Net Merchandise Sales	190,316	-	190,316	164,192	-	164,192
Paycheck Protection Program Loan Forgiveness	-	-	-	106,700	-	106,700
Employee Retention Credit Revenue	-	-	-	210,127	-	210,127
Investment Return, Net	(155)	-	(155)	796	-	796
Other Income	2,990	-	2,990	-	-	-
Net Assets Released from Restriction	<u>783,120</u>	<u>(783,120)</u>	<u>-</u>	<u>72,376</u>	<u>(72,376)</u>	<u>-</u>
Total Revenue, Support, and Gains	6,732,355	(133,170)	6,599,185	4,698,171	75,834	4,774,005
<b>EXPENSES AND LOSSES</b>						
Program Services Expense	<u>4,364,900</u>	<u>-</u>	<u>4,364,900</u>	<u>2,579,943</u>	<u>-</u>	<u>2,579,943</u>
Total Program Expenses	4,364,900	-	4,364,900	2,579,943	-	2,579,943
Supporting Services Expenses:						
Management and General	849,736	-	849,736	561,361	-	561,361
Fundraising and Development	<u>757,639</u>	<u>-</u>	<u>757,639</u>	<u>509,449</u>	<u>-</u>	<u>509,449</u>
Total Supporting Services Expenses	1,607,375	-	1,607,375	1,070,810	-	1,070,810
Total Expenses and Losses	<u>5,972,275</u>	<u>-</u>	<u>5,972,275</u>	<u>3,650,753</u>	<u>-</u>	<u>3,650,753</u>
<b>CHANGE IN NET ASSETS</b>	760,080	(133,170)	626,910	1,047,418	75,834	1,123,252
Net Assets - Beginning of Year	<u>4,839,357</u>	<u>238,120</u>	<u>5,077,477</u>	<u>3,791,939</u>	<u>162,286</u>	<u>3,954,225</u>
<b>NET ASSETS - END OF YEAR</b>	<u>\$ 5,599,437</u>	<u>\$ 104,950</u>	<u>\$ 5,704,387</u>	<u>\$ 4,839,357</u>	<u>\$ 238,120</u>	<u>\$ 5,077,477</u>

See accompanying Notes to Financial Statements.

**PROTECT OUR WINTERS  
STATEMENT OF FUNCTIONAL EXPENSES  
YEAR ENDED DECEMBER 31, 2022**

	<u>Program Services</u>	<u>Management and General</u>	<u>Fundraising and Development</u>	<u>Cost of Goods Sold</u>	<u>Total</u>
Salaries and Wages	\$ 1,226,391	\$ 343,765	\$ 441,415	\$ -	\$ 2,011,571
Employee Benefits	138,642	38,862	49,901	-	227,405
Payroll Taxes	96,418	27,027	34,704	-	158,149
Total Payroll Related Costs	<u>1,461,451</u>	<u>409,654</u>	<u>526,020</u>	-	<u>2,397,125</u>
Grants and Other Assistance	659,711	1,947	50	-	661,708
Advertising and Promotion	956,482	5,819	41,866	-	1,004,167
Professional Services	363,313	245,479	83,922	-	692,714
Events	165,489	38	3,362	-	168,889
Office Expenses	14,304	9,909	23,716	-	47,929
Merchandise Cost of Goods Sold	-	-	-	126,551	126,551
Information Technology	175,174	57,794	22,612	-	255,580
Occupancy	41,554	11,648	14,957	-	68,159
Travel	37,406	81,196	12,578	-	131,180
Conferences, Conventions, and Meetings	401,567	-	-	-	401,567
Depreciation	19,106	5,355	6,877	-	31,338
Insurance	5,333	1,495	1,919	-	8,747
Miscellaneous	64,010	19,402	19,760	-	103,172
Total Expenses by Function	<u>4,364,900</u>	<u>849,736</u>	<u>757,639</u>	126,551	6,098,826
Less: Expenses Included with Revenues on the Statement of Activities:					
Cost of Goods Sold	<u>-</u>	<u>-</u>	<u>-</u>	<u>(126,551)</u>	<u>(126,551)</u>
Total Expenses Included in the Expense Section on the Statement of Activities	<u>\$ 4,364,900</u>	<u>\$ 849,736</u>	<u>\$ 757,639</u>	<u>\$ -</u>	<u>\$ 5,972,275</u>

See accompanying Notes to Financial Statements.

**PROTECT OUR WINTERS  
STATEMENT OF FUNCTIONAL EXPENSES  
YEAR ENDED DECEMBER 31, 2021**

	<u>Program Services</u>	<u>Management and General</u>	<u>Fundraising and Development</u>	<u>Cost of Goods Sold</u>	<u>Total</u>
Salaries and Wages	\$ 730,351	\$ 281,156	\$ 212,252	\$ -	\$ 1,223,759
Employee Benefits	91,431	35,197	26,571	-	153,199
Payroll Taxes	83,181	32,021	24,174	-	139,376
Total Payroll Related Costs	<u>904,963</u>	<u>348,374</u>	<u>262,997</u>	-	<u>1,516,334</u>
Grants and Other Assistance	459,337	-	-	-	459,337
Advertising and Promotion	485,347	201	16,572	-	502,120
Professional Services	294,701	134,381	117,138	-	546,220
Events	3,512	-	4,977	-	8,489
Office Expenses	7,782	7,065	31,321	-	46,168
Merchandise Cost of Goods Sold	-	-	-	13,623	13,623
Information Technology	123,757	18,059	42,729	-	184,545
Occupancy	35,001	13,474	10,172	-	58,647
Travel	4,336	16,401	6,394	-	27,131
Conferences, Conventions, and Meetings	202,197	-	-	-	202,197
Depreciation	21,302	8,200	6,191	-	35,693
Insurance	4,154	1,599	1,207	-	6,960
Miscellaneous	33,554	13,607	9,751	-	56,912
Total Expenses by Function	<u>2,579,943</u>	<u>561,361</u>	<u>509,449</u>	<u>13,623</u>	<u>3,664,376</u>
Less: Expenses Included with Revenues on the Statement of Activities:					
Cost of Goods Sold	<u>-</u>	<u>-</u>	<u>-</u>	<u>(13,623)</u>	<u>(13,623)</u>
Total Expenses Included in the Expense Section on the Statement of Activities	<u>\$ 2,579,943</u>	<u>\$ 561,361</u>	<u>\$ 509,449</u>	<u>\$ -</u>	<u>\$ 3,650,753</u>

See accompanying Notes to Financial Statements.



**PROTECT OUR WINTERS  
STATEMENTS OF CASH FLOWS  
YEARS ENDED DECEMBER 31, 2022 AND 2021**

	2022	2021
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>		
Change in Net Assets	\$ 626,910	\$ 1,123,252
Adjustments to Reconcile Change in Net Assets to Net Cash Provided by Operating Activities:		
Depreciation and Amortization	31,338	35,693
Paycheck Protection Program Loan Forgiveness	-	(106,700)
Employee Retention Credit Revenue	-	(210,127)
Changes in Assets and Liabilities:		
Contributions Receivable	202,787	(93,754)
Accounts Receivable	(22,109)	83,065
Prepaid Expenses and Other Assets	5,202	(3,685)
Inventory, Net	(54,875)	(61,284)
Accounts Payable	51,670	61,886
Accrued Expenses	(11,459)	35,142
Refunable Advance	(60,000)	100,000
Net Cash Provided by Operating Activities	769,464	963,488
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>		
Purchases of Investments	(45,681)	(104,986)
Proceeds from Sales of Investments	46,774	149,497
Purchase of Capital Assets	(14,010)	-
Net Cash Provided (Used) by Investing Activities	(12,917)	44,511
<b>NET CHANGE IN CASH AND CASH EQUIVALENTS</b>	756,547	1,007,999
Cash and Cash Equivalents - Beginning of Year	4,872,664	3,864,665
<b>CASH AND CASH EQUIVALENTS - END OF YEAR</b>	\$ 5,629,211	\$ 4,872,664

See accompanying Notes to Financial Statements.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 1 PRINCIPAL ACTIVITY AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

**Organization**

Protect Our Winters (POW or the Organization) is a Colorado nonprofit, tax-exempt corporation formed in 2007. POW was established to turn passionate outdoor people into effective climate advocates. POW leads a community of athletes, thought pioneers and forward-thinking business leaders to affect systemic solutions to climate change.

POW licenses the use of its name and marks to separate international organizations that are established as public charity equivalents in their local jurisdictions. These organizations and POW collaborate and coordinate to inform, educate and raise awareness about climate change in their respective territories. Neither POW nor these organizations have economic interest in their respective net assets, nor can they control each another, and therefore are considered separate stand-alone entities.

**Basis of Accounting**

The Organization maintains its accounting records on the accrual basis of accounting in accordance with the accounting principles generally accepted in the United States of America.

**Adoption of New Accounting Standards**

In September 2020, the Financial Accounting Standards Board (FASB) issued Accounting Standards Update (ASU) Number 2020-07, Not-for-Profit Entities (Topic 958): Presentation and Disclosures by Not-for-Profit Entities for Contributed Nonfinancial Assets. The ASU provides for additional disclosures to support clearer financial information about noncash contributions nonprofit organizations receive or make, known as gifts-in-kind (GIKs). Contributed nonfinancial assets are required to be reported by category within the consolidated statements of activities, and additional disclosures are required for each category, including whether nonfinancial assets were monetized or utilized during the reporting period, the policy for monetizing nonfinancial contributions, and descriptions of the fair value techniques used to arrive at a fair value measurement. The Organization adopted the requirements of the new ASU as of January 1, 2022, utilizing the retrospective method of transition. The adoption of this ASU did not result in a material impact on the Organization's financial statements.

In February 2016, the Financial Accounting Standards Board (FASB) issued Accounting Standards Update 2016-02, *Leases (ASC 842)*. The new standard increases transparency and comparability among organizations by requiring the recognition of right-of-use (ROU) assets and lease liabilities on the balance sheet. Most prominent of 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.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 1 PRINCIPAL ACTIVITY AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES  
(CONTINUED)**

**Adoption of New Accounting Standards (Continued)**

The Organization adopted the requirements of the guidance effective January 1, 2022 and has elected to apply the provisions of this standard to 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.

As described below, the Organization has elected to adopt the package of practical expedients available in the year of adoption as it relates to its lease described in Note 8 and Note 9. The Organization has elected to adopt the available practical expedient to use hindsight in determining the lease term and in assessing impairment of the Organization's ROU asset.

The Organization elected the available practical expedients to account for existing capital leases and operating leases as finance leases and operating leases, respectively, under the new guidance, without reassessing (a) whether the contracts contain leases under the new standard, (b) whether classification of capital leases or operating leases would be different in accordance with the new guidance, or (c) whether the unamortized initial direct costs before transition adjustments would have met the definition of initial direct costs in the new guidance at lease commencement.

The standard had a material impact on the statements of financial position but did not have an impact on the statements of activities and changes in net assets, nor statements of cash flows. The most significant impact was the recognition of ROU assets and lease liabilities for operating leases, while the Organization's accounting for finance leases remained substantially unchanged.

**Cash and Cash Equivalents**

Cash and highly liquid financial instruments with original maturities of three months or less, which are not a part of an investment portfolio, nor held or restricted by donors for long-term purposes, are considered cash and cash equivalents.

**Accounts Receivable**

Accounts receivable are stated at unpaid balances. Based on historical experience, management has determined that an allowance for doubtful accounts is not necessary.

**PROTECT OUR WINTERS**  
**NOTES TO FINANCIAL STATEMENTS**  
**DECEMBER 31, 2022 AND 2021**

**NOTE 1 PRINCIPAL ACTIVITY AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES  
(CONTINUED)**

**Contributions Receivable**

Unconditional contributions that are expected to be collected within one year are recorded at net realizable value. Unconditional contributions expected to be collected in future years are initially recorded at fair value using present value techniques incorporating risk-adjusted discount rates designed to reflect the assumptions market participants would use in pricing the asset. In subsequent years, amortization of the discounts is included in contribution revenue in the statements of activities. The allowance for uncollectible contributions receivable is based on a review of subsequent collections. Contributions receivable are written off when deemed uncollectible. At December 31, 2022 and 2021, the allowance was \$0 and \$0, respectively.

**Investments**

Investment purchases are recorded at cost, or if donated, at fair value on the date of donation. Thereafter, investments are reported at their fair values in the statements of financial position. Net investment return or loss is reported in the statements of activities and consists of interest and dividend income, realized and unrealized capital gains and losses, less external and direct internal investment expenses.

**Capital Assets**

Capital asset additions over \$5,000 are recorded at cost, or if donated, at fair value on the date of donation. Depreciation and amortization are computed using the straight-line method over the estimated useful lives of the assets ranging from 3 to 5 years, or in the case of capitalized leased assets or leasehold improvements, the lesser of the useful life of the asset or the lease term. When assets are sold or otherwise disposed of, the cost and related depreciation or amortization are removed from the accounts, and any resulting gain or loss is included in the statements of activities. Costs of maintenance and repairs that do not improve or extend the useful lives of the respective assets are expensed.

The Organization reviews the carrying values of capital assets for impairment whenever events or circumstances indicate that the carrying value of an asset may not be recoverable from the estimated future cash flows expected to result from its use and eventual disposition. When considered impaired, an impairment loss is recognized to the extent carrying value exceeds the fair value of the asset. There was no impairment loss recognized during the years ended December 31, 2022 and 2021.

**Leases**

The Organization leases office space. The Organization determines if an arrangement is a lease at inception. Operating leases are included in operating lease right-of-use (ROU) assets and operating lease liabilities on the statements of financial position.

**PROTECT OUR WINTERS**  
**NOTES TO FINANCIAL STATEMENTS**  
**DECEMBER 31, 2022 AND 2021**

**NOTE 1 PRINCIPAL ACTIVITY AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES  
(CONTINUED)**

**Leases (Continued)**

ROU assets represent the Organization's right to use an underlying asset for the lease term and lease liabilities represent the Organization's obligation to make lease payments arising from the lease. ROU assets and liabilities are recognized at the lease commencement date based on the present value of lease payments over the lease term. As most of leases do not provide an implicit rate, the Organization uses a risk-free discount rate based on the information available at commencement date in determining the present value of lease payments. The operating lease ROU asset also includes any lease payments made and excludes lease incentives. The lease terms may include options to extend or terminate the lease when it is reasonably certain that the Organization will exercise that option. Lease expense for lease payments is recognized on a straight-line basis over the lease term. The Organization has elected to recognize payments for short-term leases with a lease term of 12 months or less as expense as incurred and these leases are not included as lease liabilities or right of use assets on the statements of financial position.

The Organization has elected not to separate nonlease components from lease components and instead accounts for each separate lease component and the nonlease component as a single lease component.

Certain lease agreements include payments based on a pro-rata share of the landlord's actual annual operating expenses incurred in connection with maintaining the rented premises, which is estimated at the beginning of each year, and adjusted at the end of each year. These amounts are considered variable lease payments and are excluded from the measurement of the right-of-use asset and lease liability. These payments are recognized in the period in which the related obligation was incurred. The variable lease cost recognized and disclosed for those leases in 2022 is \$24,398.

The Organization's lease agreements do not contain any material residual value guarantees or material restrictive covenants.

In evaluating contracts to determine if they qualify as a lease, the Organization considers factors such as if the Organization has obtained substantially all of the rights to the underlying asset through exclusivity, if the Organization can direct the use of the asset by making decisions about how and for what purpose the asset will be used and if the lessor has substantive substitution rights. This evaluation may require significant judgment.

The individual lease contracts do not provide information about the discount rate implicit in the lease. Therefore, the Organization has elected to use a risk-free discount rate determined using a period comparable with that of the lease term for computing the present value of lease liabilities.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 1 PRINCIPAL ACTIVITY AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES  
(CONTINUED)**

**Net Assets**

Net assets, revenues, gains, and losses are classified based on the existence or absence of donor or grantor-imposed restrictions. Accordingly, net assets and changes therein are classified and reported as follows:

*Net Assets Without Donor Restrictions* – Net assets available for use in general operations and not subject to donor (or certain grantor) restrictions.

*Net Assets With Donor Restrictions* – 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. Other donor-imposed restrictions are perpetual in nature, where the donor stipulates that resources be maintained in perpetuity. The Organization does not have any perpetually restricted net assets.

Contributions restricted by donors are reported 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. 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.

**Grants and Contributions**

Grants are accounted for either as exchange transactions or contributions based on the beneficiary of the agreement. Grants received that benefit the funder are considered exchange transactions and revenue is recognized as performance obligations are satisfied in connection with the agreement.

Grants and contributions received that benefit the general public are recorded as support with donor restrictions or without donor restrictions, depending on the existence and/or nature of any donor restrictions. Amounts are recognized at fair value when the donor or grantor promises a contribution to the Organization that is, in substance, unconditional. Conditional contributions and grants — that is, those with a measurable performance or other barrier and a right of return or release — are recorded when the conditions upon which they depend have been met. Until that time, they are reported on the statements of financial position as a refundable advance. For grants and contributions whose restrictions are met in the same period in which the corresponding revenue is recognized, the revenue is reported as support without donor restrictions.

**Merchandise Revenue**

Merchandise revenue is recognized at the point in time when the related goods are shipped to customers, which represents the moment that the Organization satisfies its performance obligation to provide merchandise goods to its customers.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 1 PRINCIPAL ACTIVITY AND SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES  
(CONTINUED)**

**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. Program activities are those that are conducted in accordance with the Organization's nature of operations and certain necessary costs. Management and general activities are those that are not identifiable with a single program or fundraising activity, but that are indispensable to the conduct of those activities and to the Organization's existence. Fundraising activities involve inducing potential donors to contribute money, securities, services, materials, facilities, other assets, or time. Costs that are directly attributable to a specific functional area of the Organization are reported as expenses of those functional areas. Certain other costs that benefit multiple functional areas have been allocated across program and supporting services based on time recorded and classified by employees, and management's best estimate of the functions that benefit from the cost.

**Income Taxes**

Protect Our Winters is organized as a Colorado nonprofit corporation. It has also been recognized by the Internal Revenue Service (IRS) as exempt from federal income taxes under Internal Revenue Code (IRC) Section 501(a) as an organization described in 501(c)(3). As a 501(c)(3) entity, the Organization qualifies for the charitable contribution deduction under IRC Section 170(b)(1)(A)(viii), and the IRS has determined that the Organization is not a private foundation under IRC Sections 509(a)(2).

The Organization is required to file a Return of Organization Exempt from Income Tax (Form 990) with the IRS on an annual basis. In addition, the Organization is subject to income tax on net income that is derived from business activities that are unrelated to its exempt purpose. Management has determined that the Organization is not subject to unrelated business income tax and has not filed an Exempt Organization Business Income Tax Return (Form 990-T) with the IRS.

**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 the reported amounts of assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates, and those differences could be material.

**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.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 2 LIQUIDITY AND AVAILABILITY**

Financial assets available for general expenditure, that is, without 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 Cash Equivalents	\$ 5,629,211	\$ 4,872,664
Investments	-	1,093
Accounts Receivable - Merchandise	1,915	146
Contributions Receivable	104,950	97,610
Accounts Receivable - Due From POW Action Fund	<u>82,710</u>	<u>62,370</u>
Financial Assets at Year-End	5,818,786	5,033,883
Less: Those Unavailable for General Expenditures Within One Year Due to:		
Net Assets With Donor Restrictions	<u>(104,950)</u>	<u>(238,120)</u>
Financial Assets Available to Meet Cash Needs for General Expenditures Within One Year	<u>\$ 5,713,836</u>	<u>\$ 4,795,763</u>

As part of the Organization's liquidity management plan, management forecasts cash needs for future periods to ensure that the Organization has sufficient cash to meet operating requirements.

**NOTE 3 FAIR VALUE MEASUREMENTS AND DISCLOSURES**

The Organization reports certain assets at fair value in the financial statements. 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. Inputs used to determine fair value refer broadly to the assumptions that market participants would use in pricing the asset or liability, including assumptions about risk. Inputs may be observable or unobservable. Observable inputs are inputs that reflect the assumptions market participants would use in pricing the asset or liability based on market data obtained from sources independent of the reporting entity. Unobservable inputs are inputs that reflect the reporting entity's own assumptions about the assumptions market participants would use in pricing the asset or liability based on the best information available. A three-tier hierarchy categorizes the inputs as follows:

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

*Level 2* – Inputs other than quoted prices included within Level 1 that are observable for the asset or liability, either directly or indirectly. These 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, and market-corroborated inputs.



**PROTECT OUR WINTERS**  
**NOTES TO FINANCIAL STATEMENTS**  
**DECEMBER 31, 2022 AND 2021**

**NOTE 3 FAIR VALUE MEASUREMENTS AND DISCLOSURES (CONTINUED)**

*Level 3* – Unobservable inputs for the asset or liability. In these situations, the Organization develops inputs using the best information available in the circumstances.

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 management’s assessment of the quality, risk, or liquidity profile of the asset or liability.

All of the Organization’s investment assets are classified within Level 1 because they comprise corporate equities with readily determinable fair values based on daily redemption values.

The following table presents assets and liabilities measured at fair value on a recurring basis, except those measured at cost or by using net asset value (NAV) per share as a practical expedient as identified in the following, at December 31:

		2022			
		Total	Quoted Prices in Active Markets for Identical Assets (Level 1)	Significant Other Observable Inputs (Level 2)	Significant Unobservable Inputs (Level 3)
Investments:					
	Equities	\$ -	\$ -	\$ -	\$ -
		2021			
		Total	Quoted Prices in Active Markets for Identical Assets (Level 1)	Significant Other Observable Inputs (Level 2)	Significant Unobservable Inputs (Level 3)
Investments:					
	Equities	\$ 1,093	\$ 1,093	\$ -	\$ -

**PROTECT OUR WINTERS**  
**NOTES TO FINANCIAL STATEMENTS**  
**DECEMBER 31, 2022 AND 2021**

**NOTE 4 CONTRIBUTIONS RECEIVABLE**

Contributions receivable are estimated to be collected within one year. At December 31, 2022, three donors accounted for 100% of total contributions receivable. At December 31, 2021, two donors accounted for 32% of total contributions receivable. All contributions receivable as of December 31, 2022 and 2021, respectively, are expected to be collected within a year.

**NOTE 5 NET ASSETS WITH DONOR RESTRICTIONS**

The Organization receives contributions from various corporations, organizations, and individuals. Net assets are restricted for the following purposes or periods as of December 31:

	2022	2021
Subject to Expenditure for Specified Purpose:		
Senior Manager of Campaigns	\$ -	\$ 90,510
Recruiting, Educating, Inspiring, and Mobilizing Outdoor Enthusiasts	-	50,000
Total	-	140,510
Subject to the Passage of Time:		
For Periods After December 31	104,950	97,610
Total Net Assets with Donor Restrictions	\$ 104,950	\$ 238,120

**Restrictions Released**

Net assets were released from donor restrictions by incurring expenses satisfying the restricted purposes or by occurrence of the passage of time or other events specified by donors as follows for the years ended December 31:

	2022	2021
Expiration of Time Restrictions	\$ 97,610	\$ 1,750
Satisfaction of Purpose Restrictions	685,510	70,626
Total Net Assets Released from Donor Restrictions	\$ 783,120	\$ 72,376

**PROTECT OUR WINTERS**  
**NOTES TO FINANCIAL STATEMENTS**  
**DECEMBER 31, 2022 AND 2021**

**NOTE 6 CAPITAL ASSETS**

Capital assets consist of the following at December 31:

	2022	2021
Equipment	\$ 2,176	\$ 2,176
Website Costs	75,909	61,900
Internal-Use Software	43,871	43,871
Subtotal	121,956	107,947
Less: Accumulated Depreciation and Amortization	(110,615)	(79,278)
Total Capital Assets	<u>\$ 11,341</u>	<u>\$ 28,669</u>

Depreciation and amortization expense totaled \$31,338 and \$35,693 for the years ended December 31, 2022 and 2021, respectively.

**NOTE 7 RETIREMENT PLAN**

The Organization sponsors a retirement plan (the Plan) qualified under IRC Section 403(b) covering substantially all employees. The Plan provides that employees may voluntarily contribute up to 100% of their earnings to the Plan, up to the maximum contribution allowed by the IRS. Employer contributions are discretionary and are determined and authorized by the board of directors each Plan year. During the years ended December 31, 2022 and 2021, the Organization matched employee voluntary contributions up to 4%, resulting in contributions to the plan of \$71,030 and \$44,398, respectively.

**NOTE 8 LEASES – ASC 842**

The Organization leases an office facility under a long-term, noncancelable lease agreement. The lease expires in 2023. Additionally, the agreement requires the Organization to pay real estate taxes, insurance, repairs, and certain other operating expenses.

**PROTECT OUR WINTERS**  
**NOTES TO FINANCIAL STATEMENTS**  
**DECEMBER 31, 2022 AND 2021**

**NOTE 8 LEASES – ASC 842 (CONTINUED)**

The following table provides quantitative information concerning the Organization's leases as of December 31, 2022.

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The Organization classifies the total undiscounted lease payments that are due in the next 12 months as current. A maturity analysis of annual undiscounted cash flows for lease liabilities as of December 31, 2022 is as follows:

<u>Years Ending December 31,</u>	<u>Operating</u>
2023	<u>Leases</u>
Less: Interest	\$ 31,356
Present Value of Lease Liabilities	<u>(82)</u>
	<u>\$ 31,274</u>

**NOTE 9 LEASES – ASC 840**

The Organization elected to apply the provisions of FASB ASC 842 to 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.

The Organization is obligated under operating leases primarily for office space and storage, expiring at various dates through 2023. The leases require the Organization to pay taxes, insurance, utilities, and maintenance costs. Total rent expense under these leases was \$58,647 for the year ended December 31, 2021.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 10 RELATED PARTY**

During 2018, a legally separate but related nonprofit organization called Protect Our Winters Action Fund (the Action Fund) was established and began operations. The Action Fund is related to POW as two of the six Action Fund board members are also board members of POW. As POW cannot appointment board members of the Action Fund and does not have an economic interest in the Action Fund's net assets, the activity of the Action Fund is not consolidated nor included in the financial statements.

The Action Fund operates out of POW's offices. In addition, the Action Fund does not have employees, but instead pays a portion of POW's employees' salaries for time spent on Action Fund activities. For the years ended December 31, 2022 and 2021, POW charged the Action Fund \$42,145 and \$31,686, respectively, for employees' salaries and benefits for time spent on Action Fund activities and \$26,629 and \$16,060, respectively, for expenses paid by POW on behalf of the Action Fund.

During 2022 and 2021, the Action Fund reimbursed POW \$48,434 and \$96,855, respectively, for expenses paid by POW on behalf of the Action Fund. As of December 31, 2022 and 2021, POW has a receivable from the Action Fund for \$82,710 and \$62,370 for unreimbursed salaries cost and expenses paid by POW on behalf of the Action Fund.

During the years ended December 31, 2022 and 2021, POW incurred approximately \$47,000 and \$36,000, respectively, of expenses related to services provided by board members.

**NOTE 11 PAYCHECK PROTECTION PROGRAM (PPP) LOAN**

In 2020, the Organization received a loan in the amount of \$106,700 to fund payroll, rent and utilities through the federal Paycheck Protection Program. This loan had stipulations that allowed the amounts owed to be forgiven subject to compliance and approval based on the timing and use of these funds in accordance with the program administered by the U.S. Small Business Administration. The loan originated on April 23, 2020, at a 1% fixed interest rate. If terms for complete forgiveness are not met, payments are deferred for the first 12 months and then 48 monthly payments are required until paid in full on April 23, 2023. On May 10, 2021, the Organization was notified that the SBA approved full forgiveness for the entire amount of its PPP Loan. Accordingly, the Organization recognized \$106,700 of Paycheck Protection Program Loan Forgiveness revenue related to this agreement during the year ended December 31, 2021, which represents the entire amount of the PPP loan as management believes that all the related performance barriers have been met.

**PROTECT OUR WINTERS  
NOTES TO FINANCIAL STATEMENTS  
DECEMBER 31, 2022 AND 2021**

**NOTE 12 EMPLOYEE RETENTION CREDIT**

During the year ended December 31, 2021, the Organization claimed the 2021 Employee Retention Credit (ERC). The ERC is a refundable payroll tax credit, provided under the CARES Act of 2020, and amended by the Relief Act of 2021, the American Rescue Plan Act of 2021, and the Infrastructure Investment and Jobs Act. The purpose of the ERC is to encourage employers to keep employees on their payroll. In order to be eligible for the ERC, the Organization must satisfy certain conditions under the law. Therefore, the Organization has classified this ERC as a conditional contribution for accounting purposes in accordance with ASC 958-605.

The Association has determined that it has satisfied all of the conditions to be eligible for the ERC as of December 31, 2021, and therefore recognized \$210,127 of Employee Retention Credit revenue, in the statement of activities. Payment for the ERC was received during the year ended December 31, 2022.

**NOTE 13 SUBSEQUENT EVENTS**

In preparing these financial statements, the Organization has evaluated events and transactions for potential recognition or disclosure through August 7, 2023, the date the financial statements were available to be issued and has determined there are no events requiring disclosure.



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