American Civil Liberties Union of Southern California

Financial Statements

March 31, 2025 and 2024

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INDEPENDENT AUDITOR'S REPORT

To the Board of Directors
American Civil Liberties Union of Southern California

Opinion

We have audited the accompanying financial statements of American Civil Liberties Union of Southern California (a California nonprofit corporation) (the "Union"), which comprise the statements of financial position as of March 31, 2025 and 2024, 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 American Civil Liberties Union of Southern California as of March 31, 2025 and 2024, 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. 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 American Civil Liberties Union of Southern California and to meet our other ethical responsibilities in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with 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 American Civil Liberties Union of Southern California'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 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, including omissions, 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, 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 American Civil Liberties Union of Southern California'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 American Civil Liberties Union of Southern California'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.

Armanino LLP

Los Angeles, California

October 27, 2025

American Civil Liberties Union of Southern California
Statements of Financial Position
March 31, 2025 and 2024

	2025	2024
ASSETS		
Cash and cash equivalents	$ 5,340,847	$ 5,167,489
Investments	2,200,341	2,038,911
Accounts receivable	15,241	102,086
Contributions and grants receivable	7,135	10,600
Prepaid expenses and other assets	85,288	132,621
Due from related parties	1,738,573	946,987
Total assets	$ 9,387,425	$ 8,398,694
LIABILITIES AND NET ASSETS		
Liabilities		
Accounts payable	$ 55,365	$ 287,068
Accrued expenses	447,527	310,144
Deferred revenue	97,852	-
Total liabilities	600,744	597,212
Net assets		
Without donor restrictions		
Board-designated	1,350,000	1,350,000
Undesignated	7,105,351	5,541,738
Total without donor restrictions	8,455,351	6,891,738
With donor restrictions	331,330	909,744
Total net assets	8,786,681	7,801,482
Total liabilities and net assets	$ 9,387,425	$ 8,398,694

The accompanying notes are an integral part of these financial statements.

American Civil Liberties Union of Southern California
Statement of Activities
For the Year Ended March 31, 2025

	Without Donor Restrictions	With Donor Restrictions	Total
Revenues and support			
Support			
Grants and contributions	$ 284,386	$ 291,129	$ 575,515
Membership contributions	3,474,875	-	3,474,875
Bequests	943,079	30,842	973,921
Special events	284,469	-	284,469
Miscellaneous income	995	-	995
In-kind contributions	618	-	618
Net assets released from restriction	904,150	(904,150)	-
Total support	5,892,572	(582,179)	5,310,393
Investment income (loss), net	337,249	3,765	341,014
Total revenues and support	6,229,821	(578,414)	5,651,407
Functional expenses			
Program services	3,050,152	-	3,050,152
Support services			
Fundraising	522,035	-	522,035
Management and general	1,080,871	-	1,080,871
Total support services	1,602,906	-	1,602,906
Total functional expenses	4,653,058	-	4,653,058
Other expenses	13,150	-	13,150
Change in net assets	1,563,613	(578,414)	985,199
Net assets, beginning of year	6,891,738	909,744	7,801,482
Net assets, end of year	$ 8,455,351	$ 331,330	$ 8,786,681

The accompanying notes are an integral part of these financial statements.

American Civil Liberties Union of Southern California
Statement of Activities
For the Year Ended March 31, 2024

	Without Donor Restrictions	With Donor Restrictions	Total
Revenues and support			
Support			
Grants and contributions	$ 79,511	$ 40,658	$ 120,169
Membership contributions	2,397,610	-	2,397,610
Bequests	317,113	716	317,829
Special events	272,743	-	272,743
Miscellaneous income	10,549	-	10,549
In-kind contributions	12,085	-	12,085
Net assets released from restriction	622,931	(622,931)	-
Total support	3,712,542	(581,557)	3,130,985
Investment income (loss), net	435,538	8,059	443,597
Total revenues and support	4,148,080	(573,498)	3,574,582
Functional expenses			
Program services	3,055,147	-	3,055,147
Support services			
Fundraising	463,444	-	463,444
Management and general	1,222,074	-	1,222,074
Total support services	1,685,518	-	1,685,518
Total functional expenses	4,740,665	-	4,740,665
Other expenses	348,157	-	348,157
Change in net assets	(940,742)	(573,498)	(1,514,240)
Net assets, beginning of year	7,832,480	1,483,242	9,315,722
Net assets, end of year	$ 6,891,738	$ 909,744	$ 7,801,482

The accompanying notes are an integral part of these financial statements.

American Civil Liberties Union of Southern California
Statement of Functional Expenses
For the Year Ended March 31, 2025

	Program Services									Support Services		
	First Amendment and Democracy	Criminal Justice	Police Practices	Economic Justice	Education Equity	Gender, Sexuality, & Reproductive Justice	Immigrants' Rights	Activist Engagement	Total Program Services	Fundraising	Management and General	Total
Personnel expenses	$ 71,580	$ 332,866	$ 116,614	$ 412,148	$ 126,647	$ 153,431	$ 96,757	$ 727,883	$2,037,926	$ 195,713	$ 728,443	$ 2,962,082
Contracted services	363	1,339	491	1,199	1,181	476	342	2,088	7,479	910	80,935	89,324
Special event expense	-	-	-	-	-	-	-	-	-	301,467	-	301,467
Lobbying expenses	36,212	96,217	49,413	129,382	41,560	47,853	35,107	259,743	695,487	2,728	2,727	700,942
Facilities	7,077	25,897	10,925	31,899	10,701	12,927	8,421	52,902	160,749	11,254	42,319	214,322
Program expenses	1,207	48,825	1,498	3,826	4,571	2,726	1,044	9,786	73,483	1,988	1,594	77,065
Equipment & software	387	961	543	1,416	544	527	365	9,557	14,300	1,027	19,589	34,916
Insurance	327	812	442	1,081	375	429	308	1,882	5,656	797	70,312	76,765
Meetings & conferences	84	323	245	921	1,652	350	516	254	4,345	545	3,649	8,539
Travel	18	351	365	1,120	254	709	184	289	3,290	123	1,558	4,971
Other administrative expenses	2,177	6,763	4,021	6,918	2,411	6,035	2,748	16,364	47,437	5,483	129,127	182,047
In-kind expense	-	-	-	-	-	-	-	-	-	-	618	618
	$ 119,432	$ 514,354	$ 184,557	$ 589,910	$ 189,896	$ 225,463	$ 145,792	$ 1,080,748	$3,050,152	$ 522,035	$ 1,080,871	$ 4,653,058

The accompanying notes are an integral part of these financial statements.

American Civil Liberties Union of Southern California
Statement of Functional Expenses
For the Year Ended March 31, 2024

	Program Services									Support Services		
	First Amendment and Democracy	Criminal Justice	Police Practices	Economic Justice	Education Equity	LGBTQ, Gender, Reproductive Justice	Immigrants' Rights	Activist Engagement	Total Program Services	Fundraising	Management and General	Total
Personnel expenses	$ 63,188	$ 340,446	$ 123,520	$ 370,697	$ 124,976	$ 130,795	$ 105,810	$ 557,597	$1,817,029	$ 155,894	$ 884,747	$ 2,857,670
Contracted services	1,953	6,558	2,930	7,384	8,180	2,520	2,032	11,058	42,615	5,870	68,196	116,681
Special event expense	-	-	-	-	-	-	-	-	-	274,623	-	274,623
Lobbying expenses	41,990	130,971	62,985	138,547	51,628	55,075	47,234	285,389	813,819	1,029	1,029	815,877
Facilities	7,730	30,726	12,950	32,058	11,690	12,674	9,854	51,143	168,825	10,114	50,132	229,071
Program expenses	7,722	23,284	9,198	12,309	21,497	45,629	1,475	9,699	130,813	3,280	3,258	137,351
Equipment & software	324	1,115	502	1,176	499	420	382	12,032	16,450	1,261	19,070	36,781
Insurance	277	848	416	904	340	358	289	1,570	5,002	804	68,119	73,925
Meetings & conferences	290	2,211	1,505	2,337	7,916	443	1,321	2,507	18,530	838	12,591	31,959
Travel	322	1,929	887	3,046	4,233	546	1,279	1,684	13,926	1,072	1,182	16,180
Other administrative expenses	995	3,785	1,876	3,536	1,186	2,673	2,304	11,543	27,898	8,619	101,945	138,462
In-kind expense	13	41	20	43	16	17	14	76	240	40	11,805	12,085
	$ 124,804	$ 541,914	$ 216,789	$ 572,037	$ 232,161	$ 251,150	$ 171,994	$ 944,298	$3,055,147	$ 463,444	$ 1,222,074	$ 4,740,665

The accompanying notes are an integral part of these financial statements.

American Civil Liberties Union of Southern California
Statements of Cash Flows
For the Years Ended March 31, 2025 and 2024

	2025	2024
Cash flows from operating activities		
Change in net assets	$ 985,199	$ (1,514,240)
Adjustments to reconcile change in net assets to net cash provided by (used in) operating activities		
Reinvested interest and dividends, net of fees	(45,180)	(41,207)
Net realized and unrealized (gains) losses from investments	(118,637)	(242,927)
Changes in operating assets and liabilities		
Accounts receivable	86,845	(101,113)
Contributions and grants receivable	3,465	47,764
Prepaid expenses and other assets	47,333	(4,035)
Due from related parties	(791,586)	1,179,597
Accounts payable	(231,712)	203,803
Accrued expenses	137,383	39,133
Deferred revenue	97,852	-
Net cash provided by (used in) operating activities	170,962	(433,225)
Cash flows from investing activities		
Proceeds from the sale of investments	91,153	76,236
Purchase of investments	(88,757)	(74,184)
Transfer of cash previously held as investments	-	1,483,487
Net cash provided by investing activities	2,396	1,485,539
Net increase in cash and cash equivalents	173,358	1,052,314
Cash and cash equivalents, beginning of year	5,167,489	4,115,175
Cash and cash equivalents, end of year	$ 5,340,847	$ 5,167,489

The accompanying notes are an integral part of these financial statements.

1. NATURE OF OPERATIONS

The American Civil Liberties Union of Southern California (the "Union") is a nonprofit organization located in Los Angeles, California. The Union is affiliated with the American Civil Liberties Union Inc. (the "National Office") and the ACLU Foundation of Southern California (the "Foundation"). The Union shares the same general mission and purpose as the National Office, which is to defend and preserve the individual rights and liberties guaranteed by the Constitution and laws of the United States. As regional affiliates, the Union and the Foundation focus on civil liberties issues and initiatives in Southern California, through the Union's legislative lobbying, community education and engagement and media advocacy, and the Foundation's community education and engagement, media advocacy, policy research and advocacy and litigation efforts.

The Union is a tax-exempt organization for both federal and state purposes.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of accounting and financial statement presentation

The financial statements of the Union have been prepared on the accrual basis of accounting in accordance with generally accepted accounting principles in the United States of America ("U.S. GAAP").

The Union reports information regarding its financial position and activities based on the existence or absence of donor-imposed restrictions. Net assets and changes therein are classified as follows:

- *Net assets without donor restrictions - designated* - Net assets available for use in general operations and not subject to donor-imposed restrictions.
- *Net assets without donor restrictions - board designated* - Include net assets without donor restrictions the Union's Board of Directors has segregated for reserves.
- *Net assets with donor restrictions* - Net assets subject to stipulations imposed by donors and grantors. Some donor 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, whereby the donor has stipulated the funds be maintained in perpetuity. Net assets with donor restrictions also include the portion of donor-restricted endowment funds that are not required to be maintained in perpetuity, but are restricted until such funds are appropriated for expenditure by the Union. 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.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Use of estimates

The preparation of financial statements in conformity with U.S. GAAP 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 support, revenues and expenses during the reporting period. Actual results could differ from those estimates.

Cash and cash equivalents

For purposes of the statement of cash flows, the Union considers all highly liquid debt instruments purchased with an original maturity of three months or less to be cash equivalents. Cash and equivalents held temporarily in the investment portfolio are included in investments.

Concentrations

The Federal Deposit Insurance Corporation insures cash in checking, money market and saving accounts up to $250,000. The Union has not experienced any losses in such accounts and believes it is not exposed to any significant credit risk for cash and cash equivalents.

Investments are exposed to various risks, such as interest rate, credit and overall market volatility. To address these risks, the Union maintains an investment policy that sets out performance criteria, as well as investment and asset allocation guidelines.

Substantially all of the Union's receivables are from individuals, businesses, or nonprofit organizations in Southern California or from foundations and ACLU affiliates across the country. Collectability of these receivables may be affected by changes in the economic or other conditions of the geographical area. Two grantors comprised 46% of contributions and grants receivable as of March 31, 2025. Two grantors comprised 65% of Union's total financial contributions and grants for the year ended March 31, 2024.

Contributions and grants receivables, net

Unconditional promises to give are recorded at their net realizable value in the year made by the donor. Unconditional promises to give that are expected to be collected in future years are discounted to their estimated present values using a risk-free interest rate. Conditional promises to give, consisting of agreements with a measurable performance or other barrier and a right of return or release, are not recognized until the conditions have been substantially met.

Receivables are written off when they are determined to be uncollectible. Management believes that all receivables are fully collectable. Accordingly, there has been no allowance for doubtful accounts established as of March 31, 2025 or 2024.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Contributions and grants receivables, net (continued)

The following table summarizes the expected collection of contributions and grants receivable:

	2025	2024
Due within one year	$ 7,135	$ 10,600

Investments

Investments are carried at fair value as determined by quoted market prices or based on quotations of similar securities, or other estimates where market quotes are not available. Fair value is 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.

Gains and losses on investments resulting from market fluctuations are recorded in the statement of activities in the period that such fluctuations occur. Realized gains or losses on sales of investments are calculated on an adjusted cost basis. Dividend and interest income are accrued when earned.

Fair value measurements

FASB ASC 820, *Fair Value Measurements,* establishes a fair value hierarchy that prioritizes the inputs to 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 measurements) and the lowest priority to unobservable inputs (level 3 measurements). The three levels of the fair value hierarchy are described as follow:

- *Level 1* - Quoted prices are available in active markets for identical instruments as of the reporting date. As the Union's investments are comprised of investments in marketable securities with readily determinable fair values and debt securities, these would generally be classified as Level 1inputs.
- *Level 2* - Pricing inputs are observable for the instruments, either directly or indirectly, as of the reporting date but are other than quoted prices in active markets as in Level 1.
- *Level 3* - Pricing inputs are unobservable for the instrument and include situations where there is little, if any, market activity for the instrument.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Revenue recognition

Contributions are recognized as revenues when they are received or unconditionally pledged. The Union reports gifts of cash and other assets as contributions with donor restrictions if they are received with donor stipulations that limit the use of the donated assets. When a donor restriction expires, that is, when a stipulated time restriction ends or purpose restriction is accomplished, net assets with donor restrictions are reclassified to net assets without donor restrictions and reported in the accompanying statement of activities as net assets released from restriction.

Deferred revenues consist of payments received for special event auction items that have not yet been fulfilled.

Revenue sharing

As discussed in Note 9, certain revenues are subject to a revenue sharing agreement with the National Office. Revenues subject to this agreement include certain membership renewals, special appeals, and bequests. The National Office's sharing rules specify the circumstances under which revenue shall be shared and the methodology for determining the specific portion of various categories of revenue that will be shared with the Union. Shared revenues are reported net of the National Office's share in the accompanying statements of activities.

In-kind contributions

Contributed services are reported as contributions at their fair value if such services create or enhance nonfinancial assets or would have been purchased if not provided by donation, require specialized skills, and are provided by individuals possessing such specialized skills.

During the years ended March 31, 2025 and 2024, the Union received contributions of legal services with a fair value of $618 and $12,085, respectively. The contributed legal services are valued at the estimated fair value based on current billing rates from the contributing attorneys for the services. The amounts are reflected in contribution revenue and program and supporting services expenses.

Functional expenses

The cost of providing the various program and supporting services of the Union have been summarized on a functional basis in the accompanying financial statements. Expenses have been charged directly to program and supporting services based on direct expenses incurred. Any expenses not directly chargeable are allocated to program and supporting services based on management's analysis of which program or supporting service was benefited by the expense. Management's analysis primarily includes estimates of employee time incurred.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Income tax status

The Union is exempt from income taxes under Section 501(c)(4) of the U.S. Internal Revenue Code and is subject to taxes on unrelated business income. The Union recognizes the effect of income tax positions only if those positions are more likely than not of being sustained. The Union believes that it has appropriate support for the tax positions taken and, as such does not have any uncertain tax positions that result in a material impact on the Union's financial position or statement of activities.

Subsequent events

The Union has evaluated subsequent events through October 1, 2025, the date the financial statements were available to be issued. No subsequent events have occurred that would have a material impact on the presentation of the Union's financial statements.

3. INVESTMENTS AND FAIR VALUE MEASUREMENTS

The following table sets forth by level, within the fair value hierarchy, the Union's assets at fair value as of March 31, 2025:

	Level 1	Level 2	Level 3	Fair Value
Cash and money market funds	$ 282	$ -	$ -	$ 282
Mutual funds	67,045	-	-	67,045
Investments held by the National Office in Screened Fund	-	-	2,133,014	2,133,014
	$ 67,327	$ -	$ 2,133,014	$ 2,200,341

The following table sets forth by level, within the fair value hierarchy, the Union's assets at fair value as of March 31, 2024:

	Level 1	Level 2	Level 3	Fair Value
Cash and money market funds	$ 399	$ -	$ -	$ 399
Equity funds	47,160	-	-	47,160
Bond funds	18,391	-	-	18,391
Investments held by the National Office in Screened Fund	-	-	1,972,961	1,972,961
	$ 65,950	$ -	$ 1,972,961	$ 2,038,911

3. INVESTMENTS AND FAIR VALUE MEASUREMENTS (continued)

A reconciliation of Level 3 investments is as follows:

	2025	2024
Beginning balance	$ 1,972,961	$ 1,696,887
Total gains (losses) for the year included in change in net assets	160,053	276,074
	$ 2,133,014	$ 1,972,961

Investments held by the National Office are valued based upon valuations provided by the National Office in conjunction with the value of underlying securities maintained and valued by the investment custodian. The Union's investment is calculated by the National Office based on the Union's percentage interest in the National Office's investment. Dividends earned during the year of $49,434 were reinvested into the fund.

Net investment income reported in the accompanying statement of activities consisted of the following:

	2025	2024
Interest and dividends	$ 228,511	$ 206,245
Investment fees	(6,137)	(5,574)
Realized gains and losses	5,981	(11,698)
Unrealized gains and losses	112,659	254,624
	$ 341,014	$ 443,597

4. NET ASSET WITHOUT DONOR RESTRICTIONS - BOARD DESIGNATED

The Board of Directors established policies to set aside certain funds for general and emergency cash needs ("Board Designated Funds"). Although $1,350,000 was earmarked for the budget year ending March 31, 2026, the Union no longer expects to use those funds during the year ending March 31, 2026.

The activities in these Board Designated Funds are as follows:

	2025	2024
Balance, beginning of year	$ 1,350,000	$ 790,754
Additions	-	1,250,000
Funds used	-	(690,754)
Balance, end of year	$ 1,350,000	$ 1,350,000

5. NET ASSETS WITH DONOR RESTRICTIONS

Net assets with donor restrictions consisted of the following:

	2025	2024
Subject to expenditure for specified purposes		
Voting Rights	$ 203,131	$ 703,131
Police Practices	-	79,656
Gender, Sexuality, & Reproductive Justice	53,737	50,316
Economic Justice	-	91
	256,868	833,194
Time restricted	7,135	10,600
Endowment funds to be retained in perpetuity	67,327	65,950
	$ 331,330	$ 909,744

Net assets released from restrictions consisted of the following:

	2025	2024
Voting Rights	$ 500,000	$ 405,587
Police Practices	80,338	104,242
Gender, Sexuality, & Reproductive Justice	27,005	37,611
Economic Justice	125	15,076
Time restricted	294,294	58,364
Endowment	2,388	2,051
	$ 904,150	$ 622,931

6. DONOR RESTRICTED ENDOWMENT

The Union's endowment consists of one fund established for a variety of purposes. Its endowment includes only donor-restricted endowment funds. As required by U.S. GAAP, net assets associated with endowment funds, including funds designated by the Board of Directors to function as endowments, are classified and reported based on the existence or absence of donor-imposed restrictions.

6. DONOR RESTRICTED ENDOWMENT (continued)

Interpretation of relevant law

The Union's Board of Directors has interpreted the Uniform Prudent Management of Institutional Funds Act ("UPMIFA") as requiring the preservation of the fair value of the original gift as of the gift date of the donor-restricted endowment funds absent explicit donor stipulations to the contrary. As a result of this interpretation, the Union retains the original value of all gifts to the donor restricted endowment plus unspent accumulated earnings in accordance with the applicable donor gift instrument.

In accordance with UPMIFA, the Union considers the following factors in making a determination to appropriate or accumulate donor-restricted endowment funds:

(1) The duration and preservation of the fund

(2) The purposes of the Union and the donor-restricted endowment fund

(3) General economic conditions

(4) The possible effect of inflation and deflation

(5) The expected total return from income and the appreciation of investments

(6) Other resources of the Union

(7) The investment policies of the Union

Strategies employed for achieving objectives

To satisfy its long-term rate of return objectives, the Union relies on a total return strategy in which investment returns are achieved through both capital appreciation (realized and unrealized) and current yield (interest and dividends). The Union's general policy is to diversify investments within both equity and fixed-income securities to provide a balance that will enhance total return while avoiding undue risk concentration in any single asset class or investment category. The Union believes that a balanced approach to portfolio management is required to reduce volatility and prudently maximize total return for the long term. The Union recognizes that economic and security market conditions are not constant but ever-changing and, as a result, continuous portfolio adjustments will be required.

Return objectives and risk parameters

The Union has adopted investment and spending policies for endowment assets that attempt to provide a predictable stream of funding to programs supported by its endowment while seeking to maintain the purchasing power of the endowment assets.

6. DONOR RESTRICTED ENDOWMENT (continued)

Return objectives and risk parameters (continued)

Endowment assets include those assets of donor-restricted funds that the Union must hold in perpetuity or for a donor-specified period(s). Under this policy, as approved by the Board of Directors, the endowment assets are invested in a manner that is intended to produce total returns (net of inflation) in excess of the endowment spend out rate, thus allowing for real growth of endowment assets while assuming a moderate level of investment risk.

Spending policy

The Union has a policy to distribute the trailing three-year rolling average of the endowment's total invested asset value each year, with the spending target being recommended annually by the Finance Committee and approved by the board of directors (4.5% at March 31, 2025 and 2024). All earnings of the endowment funds not withdrawn shall be reinvested. This is consistent with the Union's objective to maintain the purchasing power of the endowment asset held in perpetuity or for a specified term as well as to provide additional real growth through new gifts and investment return.

Endowment composition

Changes in endowment net assets for the fiscal year ended March 31, 2025, are as follows:

	2025	2024
Balance, beginning of year	$ 65,950	$ 59,942
Investment return (loss)		
Interest and dividends, net of fees	1,504	1,604
Realized gains	1,822	1,670
Unrealized gains	439	4,785
	3,765	8,059
Appropriation for expenditure	(2,388)	(2,051)
Balance, end of year	$ 67,327	$ 65,950

7. COMMITMENTS

Collective Bargaining Agreement

ACLU employees unionized and chose National Organization of Legal Services Workers ("NOLSW"), UAW Local 2320 as their exclusive representative. ACLU negotiated a collective bargaining agreement with its employees and NOLSW. The collective bargaining agreement was ratified on May 21, 2025 and is effective through May 31, 2028.

8. RETIREMENT BENEFITS

The Union participates in the American Civil Liberties Union Retirement Plan (the "Pension Plan"), a retirement plan covering eligible employees of the National Office and its affiliates, including the Union and the Foundation. The Union records expense related to the Pension Plan when the contribution is due. The Pension Plan is a defined benefit plan covering employees who had at least one year of service, or at least 1,000 hours worked per year, and were at least 21 years of age. Benefits are based on service to date on an average of career earnings. The Union's policy is to fund pension costs by contribution of at least the minimum amount required by the Employee Retirement Income Security Act of 1974 ("ERISA").

The Pension Plan, as amended and restated on January 1, 2015, provides that in the event an employer ceases to be an employer or, with the consent of the National Office (the "Primary Employer"), freezes additional accruals with respect to its employees, an additional, "Withdrawal Contribution" will be due from such employer or former employer on the accrued benefits for each of the participants associated with the employer or former employer. The additional Withdrawal Contribution will be determined based upon the sum of the present value of the accrued benefits for each of the participants associated with the employer or former employer determined as of the last day of the plan year preceding the date on which the withdrawal is calculated. Disclosures regarding the funded status of the Pension Plan are included in the consolidated financial statements of the Primary Employer. As management of the Union has no intention of ceasing to be an employer or, with the consent of the National Office, freezing additional accruals with respect to its employees, no accrual for an additional Withdrawal Contribution has been calculated or provided for in the accompanying consolidated financial statements. Effective March 31, 2009, a "soft freeze" was implemented and employees hired after that date do not participate in the plan.

Employees hired on or after April 1, 2009 may participate in the ACLU Defined Contribution Plan (the "DC Plan"), which is a defined contribution 401(k) salary reduction plan covering substantially all employees of the Union, the Foundation and their affiliates. The DC Plan provides for an employer contribution of 2% and an employer match of 100% of the first 1% of the employee's contribution and 50% of the next 5% of an employee's contribution, for a total match of 3.5% and a total employer contribution of 5.5%.

For the years ended March 31, 2025 and 2024, the costs incurred by the Union in connection with the Pension Plan amounted to $144,522 and $188,277, respectively. Of these costs, the amounts included in event expenses was $40,425 and $36,110 as of March 31, 2025 and 2024, respectively.

For the years ended March 31, 2025 and 2024, total employer matching contributions amounted to $82,470 and $82,241, respectively. Of these costs, the amounts included in event expenses was $581 and $569 as of March 31, 2025 and 2024, respectively.

9. RELATED PARTY TRANSACTIONS

National office

Amounts due from the National Office represent the Union's share of membership contributions, special appeals, and bequests that were collected by the National Office for the Union.

In relation to the revenue sharing agreement, the Union has a net payable and net receivable from the National Office on March 31, 2025 and 2024, respectively, which consists of:

	2025	2024
Revenue sharing due from National Office	$ 70,566	$ 201,709
(Payable to) receivable from National Office for membership contributions	1,111,229	(107,850)
	$ 1,181,795	$ 93,859

The Union's pension plan payable to the National Office was $52,537 and $40,481 as of March 31, 2025 and 2024, respectively.

Foundation

The Union shares common workspace, personnel and other operating expenses with the Foundation. To address the financial and other issues arising from this arrangement, the Foundation entered into a Resource Sharing Agreement (the "Agreement") with the Union, effective April 1, 2019. The Agreement shall remain in force until terminated by mutual written consent of the Foundation and Union, by 90 days' written notice to the other party with or without cause, or in the event of a material and continuing breach of the Agreement. Shared expenses which were apportioned to the Union totaled $4,322,613 for the year ended March 31, 2025 and totaled $4,708,895 for the year ended March 31, 2024. There was $556,777 due from the Foundation as of March 31, 2025 and $853,128 as of March 31, 2024.

In accordance with the Resource Sharing Agreement, a portion of the facilities costs incurred by the Foundation is allocated to the Union. The total allocated facilities costs were $138,264 and $134,237 during the years ended March 31, 2025 and 2024.

ACLU-NC

During the year ended March 31, 2025, the Union did not receive contributions from ACLU of Northern California ("ACLU-NC"). The Union made no payments for shared program costs.

9. RELATED PARTY TRANSACTIONS (continued)

ACLU California Action

ACLU California Action is a 501(c)(4) organization jointly formed by the ACLU affiliates in CA to achieve policy change on a statewide level at the end of FY 20-21. The Union paid ACLU-California Action $600,599 during the year ended March 31, 2025 which included $6,616 for shared program costs and $750,999 in the year ended March 31, 2024. ACLU-California Action conducts legislative activities in Sacramento for the California ACLU affiliates that were previously funded by ACLU-Northern California.

10. LIQUIDITY

The Union is significantly supported by contributions without donor restrictions. The Union maintains sufficient resources to meet its responsibilities to its donors. The Union's liquidity management policy is designed to provide that its remaining financial assets are available for operations as its general expenditures, liabilities, and other obligations come due.

The following reflects the Union's financial assets reported on the statements of financial position, reduced by amounts not available for general use within one year because of contractual or donor-imposed restrictions.

Liquidity of financial assets as adjusted for purpose restricted net assets is as follows:

	2025	2024
Cash and cash equivalents	$ 5,340,847	$ 5,167,489
Investments	2,200,341	2,038,911
Accounts receivable	15,241	102,086
Contributions and grants receivable	7,135	10,600
	7,563,564	7,319,086
Less: net assets with donor restrictions	(264,002)	(833,194)
Less: endowments with donor restrictions	(67,327)	(65,950)
	$ 7,232,235	$ 6,419,942

In addition, the Union has Purpose Restricted Funds of $264,002 and Board Designated Funds, as described in Note 4. The Union does not intend to spend from the Purpose Restricted and Board Designated Funds until appropriated for general expenditure as part of its annual budget approval and appropriation process. The Union had appropriated the entire board-designated net assets amount of $1,350,000 to be used in operations but does not expect to use the funds during the year ending March 31, 2026, due to a projected surplus.

11. RISK AND UNCERTAINTIES

From time to time, the Union is involved in various disputes and litigation matters, which arise in the ordinary course of business. The litigation process is inherently uncertain and it is possible that the resolution of these disputes and lawsuits may adversely affect the Union. Management believes, however, that the ultimate resolution of such matters will not have a material adverse impact on the Union's financial position, results of operations or cash flows.