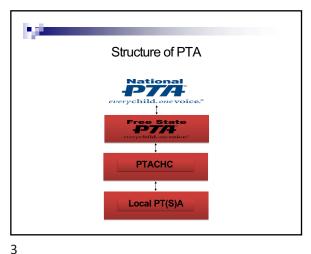




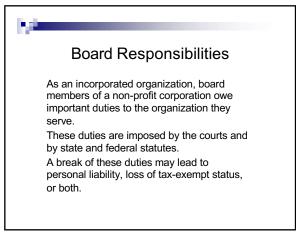
To make every child's potential a reality by engaging and empowering families and communities to advocate for all children.

> Collaboration Commitment Honoring Diversity Respect Accountability

2

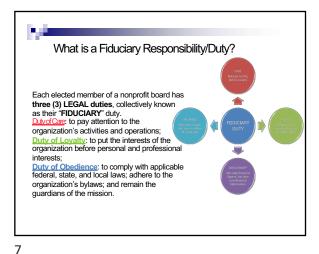


PTA is a Business PTA is not a social club PTA must be run as a business PTA must comply with all local, state, and federal regulations When it comes to the PTA finances, you must rule with your head and not your heart Always remember, IT'S NOT YOUR MONEY



What is a Fiduciary? A Fiduciary is a being who holds something in trust for another. A PT(S)A board is charged with holding the well-being of the PT(S)A in trust for A fiduciary's responsibilities or duties are both ethical and legal. The fiduciary - **the Board of Directors individually & collectively** - is expected to manage the assets for the benefit of the PT(S)A rather than for his or her own profit and cannot benefit personally from their management of assets. The entire **Board of Directors individually & collectively** - is responsible for the actions of the PT(S)A!

5 6



Duty of Care Attendance

Directors must attend Board/General meetings. Directors who do not attend meetings are bound by the actions taken at these meetings and will be held responsible for any actions.

The act of failing to attend meetings may itself be deemed to be negligent behavior and should lead to removal from the board.

Delegation vs Abdication

A board must monitor those to whom it has delegated authority to make sure they are acting responsibly.

Delegation does not relieve a board of liability.

Duty of Loyalty

Board members commit allegiance to the organization

Acknowledge that the best interest of the organization must prevail over individual

Actions and decisions must promote the organization's purpose (mission) and well-being rather than any personal interest

8



Duty of Obedience

Follow the organization's governing documents:

Articles of Incorporation

Bylaws

Standing Rules or Procedures

Carry out the organization's mission

Ensure that the funds are used lawfully and follow organization's ordinances

9

10



Non-Profit Status



Tax Exempt Organization

An exempt organization is:

A trust, association or corporation not organized for profit (i.e. nonprofit) that is described in the IRS Code as exempt from Federal Income Tax All PT(S)As exempt status is 501(c)(3)

Exempt Status

Don't pay federal or state income tax Contributions are tax-deductible

11



Tax Exempt Organization vs Incorporation

Tax exempt status is federal. It is conferred by the IRS. Most of us are covered under a group exemption from DE PTA.

Incorporation is granted by the state.

The two things are separate.

All PT(S)As are incorporated.

13



Jeopardizing Tax Exempt Status

Inurnment/private benefit – prohibited and restricted

Lobbying - activities must be insubstantial

Political – absolutely prohibited

Unrelated Business Income – must not be primary purpose

Failure to file necessary forms

14



Unrelated Business Income

Could Lose Non Profit Status and require PT(S)A to pay Income Tax If IRS determines that:

Income is from a business

It is regularly carried on

And it is unrelated

Remember The 3 to 1 Rule - three non-fundraising projects for each fundraiser

Exceptions

Activities are conducted only once per year

At least 85% of the work of the activities is conducted by

Activity consists of selling donated items

Duties Of The Treasurer

15





What's a Treasurer?

Elected custodian in charge of all PT(S)A funds

Responsible for receiving and disbursing all monies as outlined in your bylaws Maintains all fiscal records in an accurate and concise manner that allows others to follow

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PT(S)As in Maryland

- Operate on a Fiscal Year: July 1st June 30th
- Operate on a CASH Basis
- Treasurer only counts funds that are actually received or spent between July 1st and June 30th
- Outstanding or unpaid bills are counted in the next year, when they are paid

17



When Taking Office

File New Signature Cards With The Bank

Verify Insurance Paid

Obtain all Financial Login Information / FEIN

Obtain the units Permanent Financial Records

Only accept Previous Year Books if they've been financially reviewed

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Duties - 1

Review Bylaws Relating to Finances, Dues, and

Review Previous Year Files and Permanent Records

Only use an Approved Budget

Properly Receive, Deposit, and Disburse Funds

Maintain Accurate Records

Retain All Original Receipts, Bank Statements, and Cancelled Checks (if your bank provides them) Prepare/Present Written Reports for All Meetings Attend all meetings and Serve on the

Executive Committee and Board of Directors





Duties - 2

Prepare the Budget/Chair the Budget Committee Work closely with all committees (especially Membership and Fundraising Chairs) Forward State and National Dues to Free State

Pay PTACHC dues

Keep Financial Records Organized and Updated

Duties - 3

Prepare and Submit Forms

990EZ or 990N(e-postcard)

IRS Form 1099 and 1096 submittal form,

if needed

State Charitable Solicitation Reports

State Sales and Use Tax Forms (file \$0)

State Personal Property Report

Insurance

Deliver All Records to Successor

21

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Financial Management



Bookkeeping - 1

Simple

Consistent

Accurate Reliable

Easily Understood

Track Receipts and Disbursements by Accounts

Operational

Organizational

PT(S)A Objectives (Program Services)

Fundraising

23



Bookkeeping - 2

Reconciliation of Accounts

Bank Statements - Signed, Dated and Reconciled Immediately Upon Receipt from Bank by Treasurer PT(S)A President and Non-Check Signer Should Always Review the Bank Statement, Sign and Date Record Any Interest Earned or Bank Service Charges in the PT(S)A Ledger Paper Bank Statements Always Mailed to Unit's

School

Electronic Bank Statements are OK



Receipts & Deposits - 1

Two People Should Always Count Cash and Sign a Cash Verification/Receipt Form

All Checks Should be Endorsed Immediately All Money Should be Deposited in Bank daily May use Remote Deposit for Checks Develop an Income/Deposit Form Issue Receipts/Thank You Letters for donations

25

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Receipts & Deposits - 2

Never place PT(S)A funds in a school safe Money is only deposited in the PT(S)A bank account Money should never be kept at any member's house

PT(S)As are not a pass-thru for the school or any other organization.

For example: the school cannot give money to the PT(S)A and then ask the PT(S)A to write a check to a vendor on their behalf.



Disbursements - 1

No Blank Checks Are Ever Issued or Signed

No Bills Or Reimbursements Are Paid In Cash All Authorized Bills Should Be Paid By Check or e-Banking with proper internal controls

Do Not Pay Any Bill or Reimbursement Without a Receipt or Invoice

Develop Reimbursement Form

27

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Disbursements - 2

Never Write a Check Payable to "Cash" Checks and E-Checks Must Be Signed By Two Authorized Persons

ACH Payments must have internal controls in place

Authorized Signers Should Not Be Related or Live In The Same Household

All Disbursements Should Be

Promptly Recorded in the PT(S)A Ledger

Free State PTA Credit Card, E- Banking, & E-Commerce Policy

A PT(S)A's membership may vote to authorize one or more of the following e-commerce options. The PT(S)A must include the corresponding language in their standing rules or adopt a separate policy. PT(S)As that are adopting this language as a separate policy should note that all standalone policies must be reviewed and adopted annually.

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Free State PTA Credit Card, E- Banking, & E-Commerce Policy

Recurring Payments

Recurring payments for PT(S)A expenses may be set up to be deducted directly from the bank account. At the first membership meeting of the year, a motion is made to approve the recurring payment to the specific vendor.

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Free State PTA Credit Card, E- Banking, & E-Commerce Policy

Credit/Debit Cards

Cards are issued to authorized signers on the bank account and include the name of the PT(S)A.

Each account should have the President and Treasurer and a backup executive board member as signatories

No two signatories should live in the same household

All signatories are **required** to sign a credit card policy agreement and a credit card use agreement.

No cash transactions (ATM, cash back, etc.) are allowed. The cards are in the possession of the Treasurer and are used by members of the executive board via a checkout log for approved expenses only (approved budget items). The log is kept with the Treasurer's book for record purposes.

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Free State PTA Credit Card, E- Banking, & E-Commerce Policy

Credit/Debit Cards (Cont'd)

Prior to the use of the credit or debit card, a funds/disbursement request form is completed and submitted. Following the purchase, the receipt is given to the Treasurer and attached to the funds/disbursement request form.

A change in signatory on the checking account requires a change in signer on the credit card, and a financial reconciliation shall be performed. This also applies when fraud or misuse of the card has been discovered.

If the card is lost or stolen, the account must be reconciled to identify any unauthorized transactions.

Free State PTA Credit Card, E- Banking, & E-Commerce Policy

Online Banking

At least one person who is not on the bank account as a signatory, should have view only privileges.

The Treasurer should have full online banking privileges. The other signatories should have viewing and approving privileges only.

It is required that automatic account activity notifications be sent when money is deducted from bank account.

If the bank allows, you may utilize an approval system that holds charges until it is electronically approved by another signatory.

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Free State PTA Credit Card, E- Banking, & E-Commerce Policy

Alternative for banks that do not have this electronic approval

Create a pre-approval process for charges (online, ACH, and credit card) that shows that all signatories agreed to an anticipated charge

Charges should be within budget

A form can be completed and signed verifying that all parties agree to the charge

(This form shall be submitted with the disbursement form)

Free State PTA Credit Card, E- Banking, & E-Commerce Policy

Online & Point of Sale Payment Collection Systems

The PT(S)A membership must approve the use of an online and/or point of sale payment collection system.

The payment collection system must be in the PT(S)A's name. The payment collection system's statements must be clear with detailed and accessible information on a real-time basis. The PT(S)A must have immediate access to know who has paid, the purpose of the payments, and the expected cash transfer amount. Associated fees are budgeted as an expense line item and are accounted for and reported in every financial report. The PT(S)A must check for these fees often to ensure that the financial statement is accurate and that the fees are correct.

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Free State PTA Credit Card, E- Banking, & E-Commerce Policy

E-Commerce Policy

Reconciliations must occur on a monthly basis. Whether a manual or automatic transfer to the PT(S)A bank account occurs, transfers should occur at least monthly and proper documentation is required as with a traditional bank deposit. For daily deposits, a weekly summary of the deposits may be documented on a single deposit form. The deposit form should have the online transaction confirmation attached and does not need counters' signatures as you are receiving a bulk deposit.

The deposit form should include the amount of the deposit, which budget lines are impacted including the incurred fee budgeted expense. Alternatively, if fees are charged monthly, a funds request form should be used to document.

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Free State PTA Credit Card, E- Banking, & E-Commerce Policy

E-Commerce Policy (Cont'd)

The payment collection system must be Certified Compliant with the Payment Card Industry Data Security Standards (PCI DSS)

Card numbers are not to be written down for any reason. Only swiped transactions that are immediately authorized, via internet or phone access, are accepted. The PT(S)A does not swipe or store transactions for later settlement.

In the case of electronic payment disputes, the PT(S)A should be familiar with the payment collection system's policies on challenging a disputed payment. Any challenge of payment must be responded to promptly and accurately.

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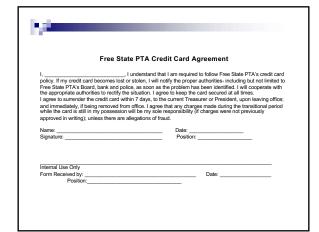


Free State PTA Credit Card, E- Banking, & E-Commerce Policy

E-Commerce Policy (Cont'd)

Only the PT(S)A Treasurer has access to issue a refund to the customer. Confirming a refund requires the same approvals and documentation as required for a funds request form. The authorized refund is recorded in the check registry prior to withdrawal. If merchandise has not already been provided, goods and services are withheld until the dispute is cleared. If the dispute is not resolved favorably, the action is treated in the same manner as a non-sufficient funds check.

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Reporting

Written Reports Should Include:

Period Covered

Balance on Hand at Beginning (must match prior period end balance)

Itemized Detail of Amounts Received and Credited to the Accounts with Subtotals

Itemized Detail of Amounts Disbursed by

Accounts with Subtotals

Balance on Hand at End of Period

Comparison of Actual to Budgeted Amounts



Budgets

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"A PTA renders a greater service by working to secure adequate funding for programs that have a more enduring benefit than purchasing equipment for schools. PTAs should not contribute to the problem of inequities within a school district by excessive fundraising."

-National PTA 2008-2009 Money Matters



Considerations

3-1 Rule – Three Non-Fundraising Projects to Each Fundraiser One Well Planned Annual Fundraising Project May Be All You Need

Funds Cannot be Spent Until the Budget is Approved

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Budget Process - 1

Identify Goals and Objectives of the PT(S)A
Determine if appropriate for PT(S)A
List programs, projects and activities
List Operating and Organizational Items
Analyze Past Activities
Determine Revenue/Expenses of Each Activity
Assure Your Budget Balances
Revenues must equal expenses for the year

Revenues must equal expenses for the year Should budget a start up amount for the next year You do NOT need to have \$0 in your bank account at the end of the year

Budget Process - 2

Determine Possible Revenue Sources

Membership Dues Donations Corporate Sponsorships Grants and Awards Advertising Fundraising Carryover Funds

45

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Budget Process - 3

Who

Developed By a Budget Committee
Usually Chaired by Treasurer
Includes Other PT(S)A Leaders
Need Knowledge of What Has Occurred in the
Past

Need Knowledge of Future Plans

When

During Planning Period for New Officers

Usually Occurs During the Summer

Budget Process - 4

Obtain Approval

Reviewed and approved by the board of directors

Presented to and ratified by general membership at a general membership meeting

Amend When Necessary

Not a brick wall

Only an estimate of expenses and revenues

Should be reviewed frequently

Can only be amended by the general membership at a general membership meeting

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Recommended Expenses - 1

Guest Speakers Hospitality Insurance PT(S)A Training Advocacy Activity Parent Workshops Volunteer

Appreciation

Postage & Stationary Promotional Items PT(S)A Dues PT(S)A Newsletter PT(S)A Office Equipment PT(S)A Publications Copying

Recommended Expenses - 2

Scholarships Awards Committee Expenses Cultural Arts Family Involvement Carryover Funds Fundraising Cost Memorials
Needy Student
Assistance
Teacher Appreciation
PT(S)A/School
Related Celebrations
Communications
Bank Fees

49



PT(S)As Should Not Cover HCPSS Responsibilities

Basic School Supplies Capital Improvements Funding of School Personnel Janitorial Supplies School Office Equipment Playground Equipment Presentation Equipment Teacher Development Technology Principals Discretionary Fund

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Gifts to Schools

- Never write a check to the school for discretionary use.
- If possible, gift money directly to the school rather than purchasing the gift item(s) yourself.
- Monetary donations should utilize a grant process and gift letter. (Preferred.)
- Always use a Hold Harmless Agreement when donating property directly to any school.
- Have the principal approve grant requests to ensure that they are aware of the need(s) and that the request is not already funded in the school's budget.

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Granting Money to HCPSS Staff

Donations cannot be given directly to HCPSS staff members as it could violate HCPSS policy 4010 (Donations) and 2070 (Ethics) as well as potentially violating IRS rules on inurement.

If your PT(S)A wants to support staff by purchasing items that HCPSS doesn't supply either:

 Obtain a list from school staff of what they would like and then have the PT(S)A purchase the items and donate them to the school.

Or

 Have your school administration provide the PT(S)A with a list of what they would like to purchase and the cost of the items and then grant that amount of money to the school to purchase the agreed upon items.

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Funding Sources

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Membership

Determined According to Bylaws State, National, and Local Council Dues to be Remitted by Pre-Determined Dates Provides Revenue For Operating Expenses Family Memberships Are Not Recognized



Donations - 1

Contributions to PT(S)As are Tax Deductible

Quid Pro Quo

Contributions over \$75.00 with goods or services returned to donor require acknowledgement of allowable charitable deduction

Contributions over \$250.00 with no goods or services received require acknowledgement

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Donations - 2

 Acknowledgment: PT(S)A name, \$ amount, Date, Statement regarding goods and services

Donors claiming a monetary charitable contribution deduction of any amount cannot take the income tax deduction unless they have a cancelled check, bank record, or acknowledgement

 Benefits valued at less than \$11.10/year need not be stated in the acknowledgement



Corporate Sponsorships

Commercial Concerns Provides Items (cash, products, know-how) in Return for Acknowledgement

Limit to Expression of Thanks List Identifying Information

Cannot Make Judgment of Sponsor Product

Cannot Request Patronage Endorsements Are Not Appropriate

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Grants & Awards

Governmental Commercial National PTA



Advertising

IRS – The Sale of Advertising In A Periodical Containing Editorial Material of An Exempt Organization Is Unrelated Business Income

National PTA Acceptable – If In Accordance With Postal Regulations (<10% of total space devoted to ads)

Does Not Jeopardize Objects and Nonprofit Status

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Gaming

Raffles, Bingo, Casino Nights, etc. Consider Carefully Gambling Is Not Charitable Income Is Unrelated May Be Regulated or Prohibited By Local and State Authorities Revenue & Expense Records Must Be Maintained



Examples of Fundraising

Catalog Sales Festivals and carnivals Book fairs, street fairs, science fairs Athletic events and field days Dramatic productions and musical programs Fun nights, meals, parties and socials Rummage, garage and white elephant sales Sale of refreshments at school and PT(S)A events Arts and craft sales

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Practical Considerations - 1

Does it adhere to the Mission and Purpose of PTA? Does it use or exploit children? Will it create goodwill for the PT(S)A? Is it a recreational, social or educational activity that serves as a positive example for children and youth? Are there local, state or federal laws that apply? Will it provide the revenue to help meet our goals? Did the committee submit a plan of work? Are special permits needed?



Practical Considerations - 2

Is the liability of the PT(S)A protected? Did the president sign the contract? Do we have enough volunteers? Have procedures been established to safeguard the handling of money and products? What are the cost of using a facility? How long is the event going to be held? Are fire laws and safety precautions strictly observed? Is it accessible to people with disabilities? Is it an infrequent or ongoing activity?

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Record Retention

Permanently

Articles of Incorporation Annual Financial Reviews Any IRS Documents Insurance Records Minutes

10 Years

Budgets Financial Statements 7 Years Cash Receipts

Records Cancelled Checks Disbursement Requests Bank Statements

1 Year

Deposit Slips Bank Reconciliations



Treasurer's (Permanent) Files

IRS Determination Letter/Incorporation

paperwork and Bylaws **Previous Budgets**

Previous Annual Financial Reports

All Previous 990s and IRS

Correspondence

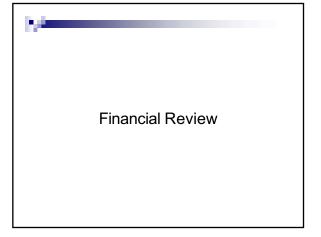
Md. Charitable Solicitation Acts

Registration

Previous Personal Property Returns

All Financial Review Reports

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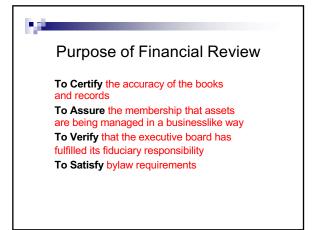


Financial Review vs Audit

- There is a difference between an Audit and a Financial Review
- An Audit is an extensive external process performed by a certified public accounting firm (CPA) for a fee
- A Financial Review is an internal process performed by the three (3) members of the Financial Review Committee
- The PT(S)A only needs to conduct one (1) of these options

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When & Who

A Financial Review needs to be conducted annually at the end of the fiscal year and when there is a change of treasurer or other authorized signature holder

Any 3 PT(S)A members who didn't have signature authority for the financial records being reviewed Even if 1 of the members is a CPA, you still need 3 members

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What Should Be Provided

Copy of last review Checkbook and cancelled checks Bank statements and deposit slips

Treasurer's book or ledger The annual financial report

Financial Review Report

All Financial Reports Itemized statements and receipts Check Requests Budget & Amendments Copies of Minutes Current Bylaws Any other information

Financial Review Process

Determine the Fiscal Year

Establish the Period the Financial Review Will Cover

Review Receipts/Income

Review Disbursements/Expenditures

Summary Actions

Report

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Process Detail Receipts/Income

The following should be reviewed concurrently to validate all receipt transactions:

Bank Statements

General Ledger/Checkbook/ Ledger/Deposit Slips

Receipt Forms

Any bank credits listed on the bank statements



Process Detail Disbursement/Expenditures

The following should be reviewed concurrently to validate all disbursement transactions

Bank Statements/Cancelled Checks

General Ledger/Checkbook Ledger

Disbursement Request with Receipts

Each bank charge listed on the bank statement

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Process Detail

The starting balance for the fiscal year should be verified from previous review

Verify outstanding checks have been cashed for the amount reported in the previous financial review report

Process Detail

The ending balance should be verified Notations should be made of any checks that have not been cashed but are included in the financial review summary totals

The approved budget and any subsequent budget amendments should be verified

Treasurer's reports should be reviewed

75





Process Detail

If all is in order, the auditor or financial review committee should sign a statement indicating that the records are correct

A report must also be submitted in the event there are not adequate records available to conduct a proper accounting

Comments should be provided at the end of the review report noting any items that should be brought to the PT(S)A's attention



End of Process

The financial review report must be officially adopted by the association and must be included in a completed annual report covering the association's entire year If the validity of the financial review report is

If the validity of the financial review report is questioned, an independent certified public accountant should be engaged

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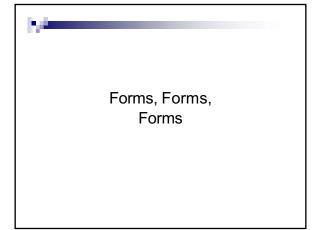
Common Mistakes

Neglecting to Record Returned Checks and Bank Charges Transactions Are Not Entered In All Documents

Reversal of Numbers

Mistakes in Math

Written Reports Not Filed



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IRS 990 Forms - 1

Return of Organization Exempt From State and Federal Income Tax

990 - Gross Receipts Over \$200,000

990-EZ - Gross Receipts \$50,000 to \$200,000

 $990\mbox{-N} - \mbox{Gross Receipts Normally Less Than} $50,000$

80

IRS 990 Forms - 2

Filed By The 15th Day Of The 5th Month After The End Of The Fiscal Year (Nov. 15th)

Loss of Tax Exempt Status If Failure To File For 3 Consecutive Years

Public Inspection Requirement (Fine \$20/day)

Failure to respond to IRS request by deadline (Fine \$10/day)

990-EZ and 990-N must be filed electronically

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IRS 990 Forms - 3

990-EZ Return of Organization Exempt from Income Tax

Income Statement/Balance Sheet
Statement of Program Service Accomplishments
List of Officers and Directors for Year of Report
Copy of Significantly Changed Bylaws
Required Schedule A – Organization Exempt
Under 501c3 and Schedule O – Supplemental
Information

Possible filing of Schedule B, C, or G

IRS 990 Form - 4

990-N Return of Organization Exempt From Income Tax

E-postcard

EIN and Tax Year

Organization's legal name and mailing address DBA name required if not displayed

Name and address of Principal Officer – President Confirmation that organization's annual gross receipts are normally \$50,000 or less

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Charitable Solicitation Act - 1

- A Charitable Organization is required to register with the MD Secretary of State before they can hold fundraisers, membership drives, or solicit contributions in any way in Maryland
- Required To Report Annually by December 31st

 Exempt Organization Fund-Raising Notice (if income under
- Annual Update of Registration (if income greater than \$25,000)
- Graduated Annual Fee Determined By Receipts

Charitable Solicitation Act - 2

Annual Update of Registration

If income is between \$25,000 and \$50,000, must file form COF-85.

Income at least \$25,000 but less than \$50,001 \$50 Income at least \$50,001 but less than \$75,001 \$75 Income at least \$75,001 but less than \$100,001 \$100 Income at least \$100,001 but less than \$500,001 \$200 Income \$500,001 and above. \$300

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IRS Form 1099 and 1096

1099-NEC - Non-Employee Compensation Deadline – January 31st

Payment of \$600 in the Calendar Year for services, not goods, to an individual

Not required If Paid To A Corporation

Find out if a 1099 is necessary by asking for a W-9

Requires Form 1096 Transmittal form due January 31st Cannot be filed electronically

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Personal Property Return

Required Of All PT(S)As

File by April 15th

Late Penalties Apply (\$25.00 per month)

Failure To File Results In Loss of Incorporation Charter Loss of Incorporation means you cannot legally conduct

Provides Annual Report of Corporate Officers, Directors, and Related Information

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Sales and Use Tax

Must Pay Maryland Sales Tax on Purchases unless the PT(S)A has a Sales Tax **Exemption Certificate** Non Profits are No Longer Required to Collect

or Remit Maryland Sales Tax

If your PT(S)Å has a sales tax account, you must file \$0 reports to the Comptroller of MD

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Contact Information

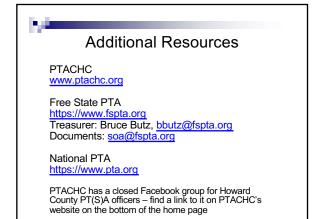
PTA Council of **Howard County**

5451 Beaverkill Rd. Columbia, MD 21044 (410) 740-5153

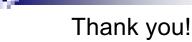
Laurie Ramey, treasurer@ptachc.org Olga Butler, office@ptachc.org

Documents, soca@ptachc.org

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Your time and dedication in the service of PTA is greatly appreciated.