

Audited Financial Statements

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

*Year Ended September 30, 2020
with Report of Independent Auditors*



ANDREWS HOOPER PAVLIK PLC

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Audited Financial Statements

Year Ended September 30, 2020

Contents

Report of Independent Auditors.....	1
Management’s Discussion and Analysis	3
Balance Sheet.....	6
Statement of Revenues, Expenditures, and Changes in Fund Balance.....	7
Notes to Financial Statements.....	8

Report of Independent Auditors

State of Michigan
Office of the Auditor General,
Office of Financial Management, and
Department of Labor and Economic Opportunity,
Unemployment Insurance Agency

Report on the Financial Statements

We have audited the accompanying financial statements of the Obligation Trust Fund of the State of Michigan Department of Labor and Economic Opportunity, Unemployment Insurance Agency (Fund) as of and for the year ended September 30, 2020, and the related notes to the financial statements, as listed in the table of contents.

Management's Responsibility 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; this includes 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.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Obligation Trust Fund as of September 30, 2020, and the changes in financial position thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Emphasis of Matter

As discussed in Note 1, the financial statements present only the Obligation Trust Fund of the State of Michigan Department of Labor and Economic Opportunity, Unemployment Insurance Agency and do not purport to, and do not, present fairly the financial position of the State of Michigan or the State of Michigan Department of Labor and Economic Opportunity, Unemployment Insurance Agency in its entirety as of September 30, 2020, or the changes in its financial position for the year then ended in accordance with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Other Matter

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that management's discussion and analysis be presented to supplement the financial statements. Such information, although not a part of the financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the financial statements, and other knowledge we obtained during our audit of the financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated March 10, 2021, on our consideration of the Obligation Trust Fund of the State of Michigan Department of Labor and Economic Opportunity, Unemployment Insurance Agency's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Obligation Trust Fund of the State of Michigan Department of Labor and Economic Opportunity, Unemployment Insurance Agency's internal control over financial reporting and compliance.

Andrews Hooper Pavlik PLC

Auburn Hills, Michigan
March 10, 2021

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Management's Discussion and Analysis

Year ended September 30, 2020

The Obligation Trust Fund (Fund) was established in section 421.10a of the Michigan Employment Security Act of 1936 (Act), in order to repay advances received from the Federal Government that were provided to temporarily assist the State of Michigan (State) with unemployment payments that exceeded current revenue collections. The Fund was established as a Special Revenue Fund of the State which accounts for the receipt of the Obligation Assessment Tax, a special unemployment tax surcharge imposed on certain employers. These payments from employers were then transferred to the Michigan Finance Authority who held the bonds and made regular payments to the bond holders.

This annual report includes management's discussion and analysis report, the independent auditors' report, and the financial statements of the Fund for the year ended September 30, 2020. The accompanying financial statements present the results of operations for the Fund only. Accordingly, these financial statements do not present fairly the financial position or results of operations of the State of Michigan or the State of Michigan, Department of Labor and Economic Opportunity, Unemployment Insurance Agency. The financial statements also include notes that explain in more detail some of the information in the financial statements. The notes are essential to a full understanding of the data provided in the financial statements.

Financial Highlights

- The Obligation Assessment (OA) bonds were set to be repaid over a ten-year period; however, the Fund had performed early calls throughout the period and redeemed the final outstanding bonds effective December 31, 2019.
- The Fund experienced a \$412 million decrease in revenues and a \$420 million decrease in expenditures in 2020. The decrease is attributable to full redemption of the bonds. As a result of that redemption, the obligation assessment tax was only assessed upon the first quarter of the fiscal year, and expenditures to the Michigan Finance Authority ceased in January 2020.
- The decrease in assets is largely attributable to the decrease in the receivable from contributing employers. As a result of bond redemption, there was no assessment on tax quarters subsequent to December 31, 2019, and only past due balances remain.
- The increase in fund balance is attributable to the Fund retaining any collections of past due balances for purposes defined by the Act.

State of Michigan
 Department of Labor and Economic Opportunity
 Unemployment Insurance Agency –
 Obligation Trust Fund

Management’s Discussion and Analysis

Year ended September 30, 2020

Financial Analysis of the Fund

Our analysis provides an overview of the financial performance of the State of Michigan, Department of Labor and Economic Opportunity Unemployment Insurance Agency’s Obligation Trust Fund. The Fund’s financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting.

Exhibit A provides the comparative summary of the Fund’s fund balance as of September 30, 2020 and 2019:

Exhibit A

	2020 (In Thousands)	2019 (In Thousands)
Assets		
Total assets (all current)	\$ 8,317	\$ 55,374
Liabilities		
Total liabilities (all current)	-	52,135
Deferred inflows of resources		
Total deferred inflows of resources	847	3,239
Fund balance		
Total fund balance (all restricted)	\$ 7,470	\$ -

State of Michigan
 Department of Labor and Economic Opportunity
 Unemployment Insurance Agency –
 Obligation Trust Fund

Management’s Discussion and Analysis

Year ended September 30, 2020

The statement of revenues, expenditures, and changes in fund balance presents information on the revenue and expenditure activity for the Fund. The results of the Fund’s operations for fiscal years ending September 30, 2020 and 2019 are summarized in Exhibit B below.

Exhibit B

	2020 (In Thousands)	2019 (In Thousands)
Revenues		
Obligation assessment collections	\$ 42,586	\$ 454,788
Interest earned	25	318
Total revenues	42,611	455,106
 Expenditures		
Other fees	35,137	455,102
Treasury Fees	4	4
Total expenditures	35,141	455,106
 Income before transfers	7,470	-
 Transfers		
Transfers in	36,009	-
Transfers out	(36,009)	-
 Change in fund balance	\$ 7,470	\$ -

Factors Expected to Have an Effect on Future Operations

During the fiscal year, the obligation bonds were fully redeemed. As a consequence, no tax was assessed on quarters subsequent to December 31, 2019. Unless utilized to collect a future obligation assessment, the activity of the Fund will be only the collection of past due assessment balances and the disbursement of any collected funds for purposes as defined by the Act.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Balance Sheet

September 30, 2020

Assets

Current assets:

Equity in State of Michigan Treasurer's common cash	\$ 6,587,947
Receivables from contributing employers – net of allowance of \$25,197,841	1,229,100
Due from State of Michigan funds	499,979
Total current assets	<u>\$ 8,317,026</u>

**Liabilities, Deferred Inflows of Resources, and
Fund Balance**

Liabilities

Current liabilities:

Due to State of Michigan component units	\$ -
Total current liabilities	<u>-</u>

Deferred inflows of resources

Obligation assessment collections	847,027
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Fund Balance

Fund balance – restricted	7,469,999
Total liabilities, deferred inflows of resources, and fund balance	<u>\$ 8,317,026</u>

State of Michigan
 Department of Labor and Economic Opportunity
 Unemployment Insurance Agency –
 Obligation Trust Fund

Statement of Revenues, Expenditures, and Changes in Fund Balance

Year Ended September 30, 2020

Revenues:	
Obligation assessment collections	\$ 42,586,533
Interest earned	24,565
Total revenues	42,611,098
Expenditures:	
Other fees	35,137,199
Treasury fees	3,900
Total expenditures	35,141,099
Other financing sources (uses):	
Transfers in	36,008,914
Transfers out	(36,008,914)
Total other financing sources (uses)	-
Change in fund balance	7,469,999
Fund balance at beginning of year	-
Fund balance at end of year	\$ 7,469,999

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

1. General Activities and Significant Accounting Policies

The Obligation Trust Fund (Fund) was created by Michigan Compiled Laws (MCL) section 421.10a to facilitate the repayment of debt incurred through a bond issuance authorized under MCL 421.26a and the Employment Security Financing Act (Act), MCL 12.271 *et seq.* This debt was issued in order to repay advances received from the Federal Government that were provided to temporarily assist the State of Michigan (State) with unemployment payments that exceeded current revenue collections. Revenues within the Fund are generated from annual assessments on employers. Payments are transferred to the Michigan Finance Authority who currently holds the bonds and makes regular payments to the bond holders. During the fiscal year, the Michigan Finance Authority completed the redemption of all outstanding obligation bonds. As a consequence, no tax was assessed on quarters subsequent to December 31, 2019. Unless utilized to collect a future obligation assessment, the activity of the Fund will be only the collection of past due assessment balances and interest related to prior rate years and the disbursement of any collected funds for purposes as defined by the Act.

The financial statements of the Fund have been prepared in accordance with accounting principles generally accepted in the United States of America (GAAP) as applied to governmental units. The Governmental Accounting Standards Board (GASB) is the standard-setting body for governmental accounting and financial reporting.

The Fund is a special revenue fund which accounts for the receipt of a special unemployment tax surcharge imposed on certain employers known as Obligation Assessment Tax.

The Fund is not subject to an annual appropriation from the State. Therefore, the Fund does not have an annual budget and no budget to actual schedule is included in the report.

The Fund's financial statement amounts are included in the combined financial statements contained in the State of Michigan Comprehensive Annual Financial Report.

Basis of Accounting

The Fund's financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the Fund considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Expenditures generally are recorded when a liability is incurred, as under accrual accounting.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

1. General Activities and Significant Accounting Policies (continued)

Use of Estimates

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

Allowance for Uncollectible Accounts

An allowance for uncollectible accounts is provided for receivable balances where ultimate collection is doubtful as determined by management from their analysis of potential bad debts and prior years' experience.

Deferred Outflows and Inflows of Resources

In addition to assets, the balance sheet will sometimes report a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of fund balance that applies to a future period(s) and thus, will not be recognized as an outflow of resources (expense/expenditure) until then. The Fund has no items that qualify for reporting in this category.

In addition to liabilities, the balance sheet will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of fund balance that applies to a future period(s) and thus, will not be recognized as an inflow of resources (revenue) until that time. The Fund had one item that qualified for reporting in this category. The Fund reports unavailable revenue, which arise only under the modified accrual basis of accounting, from receivables related to contributing employers. These amounts are deferred and recognized as an inflow of resources in the period that the amounts become available.

2. Equity in State of Michigan Treasurer's Common Cash

Equity in State of Michigan Treasurer's common cash pool represents the Fund's interest, at fair market value, in an investment pool managed by the Treasurer of the State of Michigan. The Fund is credited quarterly with investment earnings and interest based upon average daily balances.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

2. Equity in State of Michigan Treasurer’s Common Cash (continued)

The investment authority for the State Treasurer’s common cash pool is found in Public Act 105 of 1855, as amended. The State Treasurer may invest surplus funds belonging to the State in the bonds, notes, and other evidences of indebtedness of the United States Government and its agencies and in prime commercial paper. Certificates of deposit are permitted in financial institutions whose principal office is located in the State.

The Fund’s pro-rata share of the State Treasurer’s common cash pool was \$6,587,947 as of September 30, 2020. For the total amount of deposits and investments in the State Treasurer’s common cash pool and their specific risks, please refer to the State of Michigan Comprehensive Annual Financial Report.

Common Cash Deposits

Custodial Credit Risk

The custodial credit risk for deposits is the risk that, in the event of failure of a depository financial institution, the State’s deposits may not be recovered.

Deposits are exposed to custodial credit risk if they are not covered by depository insurance and the deposits are:

- a. Uncollateralized,
- b. Collateralized with securities held by the pledging financial institution, or
- c. Collateralized with securities held by the pledging financial institution’s trust department or agent but not in the depositor-government’s name.

The State Treasurer’s common cash pool policy requires the following criteria to lessen the custodial credit risk: all financial institutions holding the State’s deposits must pledge collateral equal to the amount of the account balance for all demand and time deposits to secure the State’s deposits. A bank, savings and loan association, or credit union holding the State’s deposits must be organized under the laws of the State or federal law and maintain a principal office or branch office in the State of Michigan. No deposit in any financial organization may be in excess of 50% of the net worth of the organization.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

2. Equity in State of Michigan Treasurer’s Common Cash (continued)

Common Cash Deposits (continued)

Foreign Currency Risk

Foreign currency risk is the risk that changes in exchange rates will adversely affect the fair value of deposits.

Public Act 35 of 1997 requires State deposits be held in a financial institution which maintains a principal office or branch office located in the State of Michigan. The State had no common cash pool deposits subject to foreign currency risk as of September 30, 2020.

Common Cash Investments

Types of Investments

State Treasurer’s common cash pool investments include prime commercial paper, corporate notes, and emergency municipal notes.

Risk

In accordance with GASB Statement No. 40, *Deposit and Investment Risk Disclosures*, investments also require certain disclosures regarding policies and practices with respect to the risks associated with them. The custodial credit risk, credit risk, interest rate risk, concentration of credit risk, and foreign currency risk are discussed in the following paragraphs.

Custodial Credit Risk

Custodial credit risk for investments is the risk that, in the event of a failure by a counterparty, the Fund will not be able to recover the value of the investment or collateral securities that are in the possession of an outside party.

Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the government, and are held by either:

The counterparty, or

The counterparty’s trust department or agent but not in the government’s name.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

2. Equity in State of Michigan Treasurer’s Common Cash (continued)

Common Cash Investments (continued)

Custodial Credit Risk (continued)

The State Treasurer’s common cash pool does not have an investment policy for managing custodial credit risk. As of September 30, 2020, the State Treasurer’s common cash pooled investments were not exposed to custodial credit risk.

Credit Risk

Credit risk is the risk that an issuer or another counterparty to an investment will not fulfill its obligations.

The State Treasurer’s common cash pool requires prime commercial paper investments be rated A-1 or P-1 at the time of purchase as rated by the two major rating services: Standard and Poor’s (A-1) and Moody’s (P-1). Borrowers must also have at least \$400 million in commercial paper outstanding, and the State Treasurer may not invest in more than 10% of a borrower’s outstanding debt. The State Treasurer’s common cash pool investments are further limited to \$200 million with any borrower, unless the borrower has an A-1+ rating, in which case the investment is not to exceed \$300 million.

The State Treasurer’s investment in emergency municipal loans is evidenced by unrated notes held by the State in the State’s name. In addition, as of September 30, 2020, prime commercial paper investments were rated at A-1, P-1, or above.

Interest Rate Risk

Interest rate risk is the risk that changes in interest rates will adversely affect the fair value of an investment.

The State Treasurer’s common cash pool policy states that cash equivalents are to be invested in short-term fixed income securities with an average weighted maturity of less than one year to provide liquidity and safety of principal from capital market and default risk.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

2. Equity in State of Michigan Treasurer’s Common Cash (continued)

Common Cash Investments (continued)

Interest Rate Risk (continued)

The State Treasurer does not have a policy for controlling interest rate risk regarding the State Treasurer’s common cash pool investments in special loan programs (Emergency Financial Assistance Loan Program, Michigan Marina Dredging Loan Program, and Agriculture Disaster Relief Program). These loan programs are investments created through legislation. Although some interest rate risk exposure exists, interest rate risk is not a consideration when entering into the special loan programs.

Concentration of Credit Risk

Concentration of credit risk is the risk of loss attributable to the magnitude of a government’s investments with a single issuer.

The Fund is invested in pooled investments in the State Treasurer’s common cash pool, which are excluded from the concentration of credit risk disclosure requirements.

Foreign Currency Risk

Foreign currency risk is the risk that changes in exchange rates will adversely affect the fair value of investments.

The State Treasurer’s common cash pool investment policy does not allow for investment in foreign investments or currency; therefore, the Fund is not exposed to foreign currency risk.

State of Michigan
Department of Labor and Economic Opportunity
Unemployment Insurance Agency –
Obligation Trust Fund

Notes to Financial Statements

September 30, 2020

3. Risk Management

The State of Michigan has elected not to purchase commercial insurance for many of the risks of losses to which it is exposed. The State of Michigan is self-insured for most general liability and property losses, portions of its employee insurance benefit and employee bonding programs, automobile liability, and workers' compensation and unemployment compensation claims. Areas of risk where some level of insurance coverage is purchased include: aircraft liability, property and loss rental insurance that may be required by bond or lease agreements, portions of the State employee insurance benefits program, certain State artifacts, builder's risk coverage, boiler and machinery coverage, and employee bonding. Settled claims have not exceeded commercial coverage in any of the past 10 fiscal years.

The State of Michigan has established two internal service funds to account for certain aspects of the risk management program. Fund expenditures (expenses) are recognized in the paying funds in a manner similar to purchased commercial insurance. For other uninsured losses not covered by an internal service fund program, such as general liability and property losses, the Fund recognizes liabilities and records expenditures when losses are due and payable.

4. Obligation Assessment Bond Redemption

The Unemployment Insurance Agency transferred to the Michigan Finance Authority funds from the Compensation Fund sufficient to fully redeem the remaining outstanding obligation bonds with a redemption date of December 30, 2019. In January of 2020, the Obligation Trust Fund repaid these funds to the Compensation Fund.

5. Contingencies, Risks, and Uncertainties

The current Coronavirus pandemic has had an economic impact on the United States and the international community. The extent of the ultimate impact of the pandemic on the Fund's operational and financial performance will depend on various developments, including duration and spread of the outbreak and its impact on contributing employers, which cannot be reasonably predicted at this time.