The Honorable Frank Pallone, Jr.
237 Cannon House Office Building
United States House of Representatives
Washington, DC 20515

Dear Representative Pallone:

The undersigned organizations strongly oppose proposals that would politicize the charitable nonprofit and philanthropic community by repealing or weakening current federal tax law protections that prohibit 501(c)(3) organizations from endorsing, opposing, or contributing to political candidates.

Nonpartisanship is a cornerstone principle that has strengthened the public’s trust of the charitable community. In exchange for enjoying tax-exempt status and the ability to receive tax-deductible contributions, 501(c)(3) organizations – charitable nonprofits, including religious congregations, and foundations – agree to not engage in “any political campaign on behalf of (or in opposition to) any candidate for public office.”

That provision of law protects the integrity and independence of charitable nonprofits and foundations. It shields the entire 501(c)(3) community against the rancor of partisan politics so the charitable community can be a safe haven where individuals of all beliefs come together to solve community problems free from partisan divisions. It screens out doubts and suspicions regarding ulterior partisan motives of charitable organizations, as undoubtedly would occur if even just a few charitable organizations engaged in partisan politics. Nonpartisan credibility is critical to the ability of 501(c)(3) organizations to work with elected officials of all parties at the local, state, and federal levels to address community needs.

Charitable nonprofits, including religious congregations, are free to speak on important matters of the day and advocate on public policy issues and legislation. Private foundations, while barred from most lobbying activities, are free to engage in public debates, promote public education efforts, and fund a wide range of issue-focused activities. The relevant language in Section 501(c)(3) merely prohibits partisan campaign intervention, defined to include endorsing or opposing candidates for public office, publishing or distributing statements for or against candidates, or using tax-deductible and other resources to support partisan campaign activities.

We are united in opposing any and all efforts to weaken or repeal this longstanding protection in the federal tax code (sometimes called the Johnson Amendment) that President Eisenhower signed into law in 1954. Weakening the law by allowing leaders of individual 501(c)(3) entities to endorse candidates for public office and engage in some partisan electioneering activities would damage the integrity and effectiveness of all charitable organizations and spawn litigation as innovative partisans seek to expand gray areas in the proposed legislation. Repealing the Johnson Amendment, an approach promoted by the President and some in Congress, would damage the federal Treasury as people take tax deductions for political contributions they could then funnel through charitable nonprofits, undercut fair elections by providing a loophole to avoid campaign contribution disclosure laws, and empower politicians to exert pressure for access to foundation assets and charitable funds for their own partisan campaigns rather than for the public good.
We urge you to join us in opposing efforts to weaken and/or repeal the current law that for six decades has successfully protected the integrity and effectiveness of charitable nonprofits and foundations by keeping them apart from partisan politics.

Respectfully,

New Jersey

`Opio Haku Mo`olelo Branchburg
A. L. Ball CPA Somerset
Above The Rim, Inc. of Newark
Advance Housing, Inc. Teterboro
Agraj Seva Kendra Monroe
Algonquin Arts Theatre Manasquan
Allies In Caring, Inc. Hammonton
American Association of Teachers of German Cherry Hill
American Atheists Cranford
Anathoth Foundation Plainfield
Angels For Action, Inc. Mendham
ANJEC

Anti-Poverty Network of New Jersey
Art House Productions Jersey City
ArtZwag
Associate Alumnae of Douglass College Keasbey
Bayshore Family of Companies New Brunswick
BazanED
Bergen Volunteer Medical Initiative Hackensack
Boys & Girls Clubs of Mercer County Lawrenceville
Camden Area Health Education Center Camden
Capacity Building and Policy Experts Pennington
Carolyn Dorfman Dance Union
CASA (Court Appointed Special Advocates) of New Brunswick
CASA Shaw Washington
Catholic Charities, Diocese of Trenton Trenton
Center for Non-Profits Basking Ridge
Center for Regenerative Community Solutions North Brunswick
Central Jersey Family Health Consortium

Chen Dance Company Englewood Cliffs
Children's Aid and Family Services, Inc. Paramus
Children's Specialized Hospital Foundation Island Heights
Christ Episcopal Church Glen Ridge
Christ the King Preparatory School Highlands
Clean Ocean Action, Inc. Jersey City
Clear, Effective Communications Paterson
Community Outreach Services, Inc.
Community Planning & Advocacy Council
Concerned Persons for Adoption Summit
COPE
Council of New Jersey Grantmakers Trenton
CPFANJ
Creative Capacity Garwood
Creative Communications Edison
Creative New Jersey Paterson
CUMAC
D.G. McDermott Associates, LLC Red Bank
David's Shoes A NJ Nonprofit Corporation
Delaware Valley Americans United for Separation of Church and State
Dress for Success Morris County
Edison Greenways Group, Inc. Edison
Educational Arts Team
Elizabeth Coalition to House the Homeless
Elizabeth
Fabian Consulting, Inc.
Family and Children's Services
Hightstown
Family Promise of Warren County, Inc.
Jersey City

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Unitarian Universalist Legislative Ministry of NJ  Summit
United Way of Central Jersey  Milltown
University-NOW Day Nursery  Princeton
Victoria Foundation  Newark
Vintage Automobile Museum of NJ  Forked River
Virtua
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Vintage Automobile Museum of NJ  Forked River
Virtua

Visual Arts Center of New Jersey  Summit
Volunteers of America Delaware Valley  Collingswood
Wharton Institute for the Performing Arts  Berkeley Heights
WHYSaveALife Foundation  Morristown
Wind of the Spirit Immigrant Resource Center  Women Aware, Inc.  New Brunswick
Women Who Never Give Up, Inc.  Moorestown
Woodford Cedar Run Wildlife Refuge  Medford
Woodlands Wildlife Refuge  North

American Red Cross
Americans for the Arts
Americans Promoting Study Abroad
Americans United for Separation of Church and State
Amyloidosis Foundation
Animal Legal Defense Fund
Annie E. Casey Foundation
Anti-Defamation League
Asian Pacific American Legal Resource Center
Association for Jewish Outreach Professionals
Association of American Colleges and Universities
Association of Art Museum Directors
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Baptist Women in Ministry
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Ecology Project International
Engineering Conferences International
Episcopal Relief & Development
Feed the Children
Feeding America

National Organizations

Abila
Accreditation Council for Psychoanalytic Education, Inc.
AdoptAClassroom.org
Alliance for Strong Families and Communities
Alfred P. Sloan Foundation
America Solidaria U.S.
American Alliance of Museums
American Association of Anatomists
American Association of Physics Teachers
American Association of Teachers of German
American Atheists
American Bladder Cancer Society
American Board of Venous & Lymphatic Medicine
American Brass Chamber Music Association
American Conference of Academic Deans
American Heart Association
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Mentors International
Morino Ventures, LLC
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National Association of Health Data Organizations
National Association of State Boating Law Administrators (NASBLA)
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National Association for Shoplifting Prevention
NAMI, National Alliance on Mental Illness
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National Center for Fire and Life Safety
National Center on Shaken Baby Syndrome
National Committee for Responsive Philanthropy
National Council of Behavioral Health
National Council of Churches
National Council of Nonprofits
National Council of Tribes
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National Hartford Centers of Gerontological Nursing Excellence
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National Tongan American Society
NEO Law Group
North American Bramble Growers Research Foundation
OPERA America
Partnership for America’s Children
Pension Fund of the Christian Church
Philanthropy for Active Civic Engagement
Project Wet Foundation
Project Managers Without Borders
Public Citizen
Rockefeller Brothers Fund
Secular Coalition for America
Senior Executives Association
Seva Foundation
Skillman Foundation
Silicon Valley Community Foundation
Smith’s Food and Drug
Social Velocity
The Arc of the United States
The Aspen Institute
The Association of Junior Leagues International, Inc.
The Commonwealth Fund
The Dibble Institute
The Educational Foundation of America
The George Gund Foundation
The Honor Society of Phi Kappa Phi
The Michael J. Fox Foundation
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United Philanthropy Forum
United Way Worldwide
University Professional & Continuing Education Association
US Lacrosse
Vasculitis Foundation
Volunteers in Medicine
Volunteers of America
Voto Latino
Wallace Global Fund
WasteWater Education
Weingart Foundation
William and Flora Hewlett Foundation
Words Without Borders
World Day of Prayer USA
World Neighbors, Inc.
Youth Services America
YWCA USA