Community Letter in Support of Nonpartisanship

UPDATED September 5, 2017

The Honorable Louis B. Gohmert Jr.
2243 Rayburn House Office Building
United State House of Representatives
Washington, DC 20515

Dear Representative Gohmet:

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,

Texas

Abbe & Associates: Fundraising and Nonprofit Consultants
Abell Photography
Abila
All Blind Children of Texas
Alley Theatre
Amarillo Habitat for Humanity
American Heart Association
Americans United for Separation of Church & State - San Antonio, TX Chapter
Americans United for Separation of Church and State - Houston chapter
Andrew Delaney Foundation
Appamada
Arts Council of Midland
Associated Plumbing-Heating-Cooling Contractors of Texas, Inc.
Austin Habitat for Humanity
Bay Area Turning Point, Inc.
BEST of Texas Robotics
Bexar County Opportunities Industrialization Center, Inc.
Big Medium
Brazos Bend Guardianship Services
Bryan/College Station Habitat for Humanity
Caritas of Austin
Chavisjah Supportive Services
Children Helpers Foundations
Christian Women's Job Corps of El Paso
Coalition of Texans with Disabilities
Community Integrated Employment
Congregation Agudas Achim
Cultivating Leaders Achieving Scholastic Success
Dallas Area Parkinsonism Society
Dallas Parks Foundation

disABILITYsa
El Buen Samaritano Episcopal Mission
Equity for Women in the Church, Inc.
Fellowship Southwest For the Children, Inc., d/b/a Arts & Entertainment 4 DFW Youths
Fort Bend Habitat for Humanity
Fort Hood Area Habitat for Humanity
Fort Worth Area Habitat for Humanity, Inc.
Foundation Communities
Girl Scouts of Central Texas
Girl Scouts of Northeast Texas
Granny's Place Ministries
GrantBook
Guardian Angels for Soldier's Pet
Gulf Coast Big Brothers & Big Sisters, Inc.
Habitat for Humanity Abilene, Inc.
Habitat for Humanity Denton County
Habitat for Humanity of Grayson County
Habitat for Humanity of Greater Garland
Habitat for Humanity of San Angelo
Habitat for Humanity of Smith County
Habitat for Humanity of Williamson County, Texas, Inc.
Hardin-Simmons University Hero Dogs, Inc.
Hispanic Baptist Convention of Texas
House of Hope, Inc.
Houston Children Give Back
Houston Habitat for Humanity
IT'S TIME TEXAS

San Antonio
Austin
Dallas
Coppell
Plano
Stafford
Killeen
Fort Worth
Austin
Dallas
Duncanville
Galveston
Abilene
Denton
Sherman
Garland
San Angelo
Tyler
Georgetown
Abilene
Grapevine
San Antonio
Glenn Heights
Houston
Austin
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Join Us For Justice, the El Paso Chapter of Americans United for Progress
Journal of the History of Ideas, Inc.
Latinitas
Launch Pad Job Club
Lions Club International
Literacy Advance of Houston
Live Theatre League of Tarrant County
Longview Habitat for Humanity, Inc.
Madeleine Crouch & Co., Inc.
Malone Law Firm
Midland Habitat for Humanity
Mission Granbury Inc.
North Collin County Habitat for Humanity
One Voice Central Texas
Oralia Lichtenberger
Pasadena Habitat for Humanity
Pastors for Texas Children
Peace of Christ Church
REACH
Resource Center
Rio Bravo Wildlife Institute
SA Leadership Excel Academy
San Antonio Lighthouse For The Blind
Sewa International
Sexual Assault Resource Center
Social Velocity
South Main Baptist Church, Houston
South Texas Literacy Coalition
Standish Foundation for Child & Family Centered Healthcare
State of Texas Alliance for Recycling
Swan Songs
Taps 'n Tunes Productions, Inc.
Texas Association of Nonprofit Organizations
Texas Baptists Committed
Texas One Voice d/b/a One Voice Texas
Texoma Health Foundation
The Arc of Fort Bend County

El Paso
College Station
Austin and El Paso
Austin
Bellmead
Fort Worth
Longview
Dallas
Arlington
Midland
McKinney
Austin
Laredo
Pasadena
Fort Worth
Round Rock
Dallas
Brownsville
San Antonio
San Antonio
Houston
Austin
Bryan
Austin
Houston
Edinburg
Austin
Austin
Houston
Hurst
Houston
Houston
Denison
Sugar Land

The Awty International School
The Baby Stewart Foundation
The Fallen Linemen Organization
The Gleaning Network of Texas
d/b/a GROW North Texas
The Montrose Center
Thousands Watching
Trinity Center
United Way of Greater Baytown Area & Chambers County
United Way of Greater Houston
United Way of Mid & South Jefferson County
United Way of San Antonio & Bexar County
Vision Weavers Consulting, LLC
Vitage Group 3627
Volunteers of America Texas
Waco Habitat for Humanity
Young Nonprofit Professionals Network of Austin
Young Women's Christian Association of San Antonio, TX
YWCA of Lubbock

Texas

Abila
American Conference of Academic Deans
American Historical Association
American Jewish Committee
American Medical Association Foundation
American Podiatric Medical Association, Inc.
American Red Cross

National Organizations

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
American Historical Association
American Jewish Committee
American Medical Association Foundation
American Physiological Society
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<td>National Council of Behavioral Health</td>
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