

Community Letter in Support of Nonpartisanship

April 5, 2017

The Honorable Ann Kuster
137 Cannon House Office Building
United States House of Representatives
Washington, DC 20515

Dear Representative Kuster:

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.

April 5, 2017

Page 2

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 Hampshire Organizations			
		Lee Bruder Associates	Hancock
		Loon Preservation Committee	
Academy of Applied Science	Contoocook	Marguerite's Place, Inc.	Nashua
AIDS Response Seacoast	Portsmouth	Marion Gerrish Community Center	Derry
Alan Cantor Consulting LLC	Concord	Monadnock Conservancy	Keene
Americans United Upper Valley VT-NH Chapter		Monadnock Humane Society	Swansey
Appalachian Trail Conservancy	Keene	Monadnock Worksource	Peterborough
Arts Consulting Group	Bedford	Nashua Soup Kitchen & Shelter, Inc.	Nashua
Bhutanese Community of New Hampshire		New Beginnings Without Violence and Abuse	Laconia
Bike-Walk Alliance of NH	Salem	New England Pet Partners, Inc.	
Birch Corner Associates		New Hampshire Art Association	Durham
Carsey School of Public Policy	Durham	New Hampshire Boat Museum	Wolfeboro Falls
Castle Preservation Society	Moultonborough	New Hampshire Humanities	
Center for New Beginnings	Littleton	New Hampshire School Administrators Association	Concord
City Arts Nashua	Amherst	New Hampshire Theatre Project	Portsmouth
Community Toolbox, Inc.	Portsmouth	NH Businesses for Social Responsibility	Concord
Concord Coalition to End Homelessness	Concord	NH Center for Nonprofits	Concord
Concord Community Music School	Concord	NH Citizens for Criminal Justice Reform	Concord
Cornerstone Visiting Nurse Agency		NH Coalition Against Domestic & Sexual Violence	Concord
Cornerstone VNA	Rochester	NH Community Loan Fund	Concord
Cross Roads House, Inc.	Portsmouth	NH Preservation Alliance	Concord
CVNA	Barrington	NHSCOT	Concord
Eastern Lakes Region Housing Coalition	Center Ossipee	Raymond Coalition for Youth, Inc.	Raymond
ELRHC	Wolfeboro	SEH Studios	Londonderry
First Church in Jaffrey	Jaffrey	Society for the Protection of New Hampshire Forests	Concord
Franklin Opera House	Franklin	Southeastern NH Alcohol & Drug Abuse Services	Dover
Franklin VNA & Hospice	Franklin	Squam Lakes Natural Science Center	Holderness
Freedom Historical Society	Freedom	St. Joseph Community Services, Inc.	Merrimack
Friends of Tuckerman Ravine	Conway	The Community Kitchen Inc.	Keene
Grafton County Senior Citizens Council, Inc.	Lebanon	The Fells Historic Estate and Gardens	Newbury
Great Bay Services	Dover	Touchstone Farm	Temple
Hampstead Stage Company		Trower & Trower, Inc.	Weare
Holt Elwell Memorial Foundation / Camp Mowglis	Hebron	Upper Valley Land Trust	Hanover
Jeanine & Company			
Keene Housing Kids Collaborative	Keene		
Laconia Historical and Museum Society	Laconia		
Lake Sunapee Protective Association	Sunapee		

Visiting Nurse Home Care and
Hospice of Carroll County
White Birch Center
World Affairs Council of New
Hampshire

North Conway
Henniker
Manchester

Brady Campaign and Center to Prevent Gun
Violence

Camp Fire
Campion Foundation
Catholic Charities USA
Catholic Mobilizing Network
Center for Health, Environment & Justice
Center for Inquiry
Charles Stewart Mott Foundation
Citizen Schools
CleanSlateNow
Commonwealth Fund
Council on Foundations
Council for Global Equality
Dance USA
Dementia Society, Inc.
Democracy 21
Destination & Travel Foundation
Dietel Partners, LLC
Disability Rights Advocacy Fund
Ecology Project International
Engineering Conferences International
Feed the Children
Feeding America
Food & Water Watch
Ford Foundation
Forum of Regional Associations of
Grantmakers
Free Press
Girl Scouts of the USA
Girls Inc.
Global Integrity
Goodwill Industries, International
Grantmakers for Effective Organizations
Greater Nonprofits
GuideStar
Habitat for Humanity International
Harbor Compliance
HawkWatch International
Hindu American Foundation
Histiocytosis Foundation
Horizons National
Human Science Institute
Independent Sector
International Essential Tremor Foundation
International Hearing Dog, Inc.
International Performing Arts for Youth
International Primate Protection League
Issue One
Jessie Ball DuPont Fund
Jewish Council for Public Affairs
Jewish Federations of North America

National Organizations

Abila
Accreditation Council for Psychoanalytic
Education, Inc.
AdoptAClassroom.org
Alliance for Strong Families and Communities
Alfred P. Sloan Foundation
American Alliance of Museums
American Association of Anatomists
American Association of Physics Teachers
American Association of Teachers of German
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
American Podiatric Medical Association, Inc.
American Red Cross
Americans for the Arts
Americans Promoting Study Abroad
Americans United for Separation of Church
and State
Amyloidosis Foundation
Annie E. Casey Foundation
Asian Pacific American Legal Resource Center
Association for Jewish Outreach Professionals
Association of American Colleges and
Universities
Association of Art Museum Directors
Association of Direct Response Fundraising
Counsel
Association of Fundraising Professionals
Association of Immunization Managers
Association of Nature Center Administrators
Astraea Lesbian Foundation for Justice
Baptist Joint Committee for Religious Liberty
Baptist Women in Ministry
Barr Foundation
BoardSource

Leadership USA
League of American Orchestras
League of Women Voters
Leukemia Research Foundation
Local Learning: The National Network for Folk Arts in Education
Lumina Foundation
Lymphoma Foundation of America
Migraine Research Foundation
Mentors International
Morino Ventures, LLC
National Association of Charitable Gift Planners
National Association of Health Data Organizations
National Association of State Boating Law Administrators (NASBLA)
National Association of Watch and Collectors
NAMI, National Alliance on Mental Illness
National Center for Appropriate Technology
National Center for Fire and Life Safety
National Committee for Responsive Philanthropy
National Council of Behavioral Health
National Council of Churches
National Council of Nonprofits
National Dance Education Organization
National Hartford Centers of Gerontological Nursing Excellence
National Human Services Assembly
National Indian Child Welfare Association
National LGBTQ Task Force
National Organization for Albinism and Hypopigmentation
National Runaway Safeline
National Safe Place Network
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 Commonwealth Fund
The Dibble Institute
The Educational Foundation of America
The Honor Society of Phi Kappa Phi
The Michael J. Fox Foundation
The Ocean Foundation
The Pulmonary Fibrosis Foundation
The Voter Participation Center
TIDES
Unemployment Services Trust
Union for Reform Judaism
United Way Worldwide
University Professional & Continuing Education Association
US Lacrosse
Vasculitis Foundation
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