

April 29, 2016

The Honorable Lorena Gonzalez
Chair, Assembly Appropriations Committee
State Capitol
Sacramento, CA 95814

RE: Opposition to AB 2855 (Frazier) – as amended on April 7, 2016

Dear Assemblywoman Gonzalez,

As charity leaders, we write to express our ongoing opposition to AB 2855 by Assemblymember Jim Frazier, which would require every charity seeking funds to support their work to include on their web sites and *any document* a charity produces which includes fundraising language to include a link to the Attorney General's web site.

While the web site disclosure requirement in subsection (a) is burdensome, expensive, duplicative, confusing and likely both unconstitutional and unenforceable, the "any document" requirement in subsection (b) is all those things on steroids.

The AG's office is already communicating this information to the public – their web site is the first listing in a Google search for "California charities." Burdening nonprofits in and beyond California with required speech on "any document" which seeks donor support to simply advertise what the public can easily find is unnecessarily punitive without serving any compelling public interest. Imagine all the "documents" that non-profit organizations create to solicit funds to support their mission-based work: signs on coin collection jars, private letters to individual donors, billboards and other large-scale outdoor advertisements, flyers posted in laundromats, neighborhood association newsletters, to name just a few. And AB 2855's provisions would apply to any charity – regardless of where they are based – that solicits donations from Californians. So, every inbound piece of mail from any charity in the world would have to include this unnecessary disclosure. The additional cost of including this provision on "any document" would be extraordinary.

Here are some of the concerns voiced by California nonprofit organizations to California Association of Nonprofits (CalNonprofits) to AB 2855, as amended on April 7, 2016:

- *For a small organization like the Lodi Art Center including this information on all postcards, brochures, postcards, emails would be excessively difficult. We are run exclusively by volunteers our budget is small, the possibility of errors is probably not just possible.*
- *We take our role as stewards of our donors' and taxpayers' money very seriously and strive for utmost transparency in our communication of our community impact and use of financial resources. This bill puts a significant burden on all nonprofit organizations, but particularly small organizations that already struggle with the legal requirements for financial and outcome reporting with the state and our funders.*
- *While they are nonprofits that are not ethical, the VAST majority are doing excellent work on a shoestring (or less) budget. There are already a number of ways potential donors can find financial information. This bill will only serve to keep the good nonprofits from being properly funded to serve those in need.*
- *This bill would be a disaster for nonprofits and creates a poisonous image. Donors need to be encouraged not warned. The vast majority of nonprofits get by on so little. That their*

heroic efforts on behalf of the public good would be undermined because of the rare incidents of unscrupulous behavior of the few would be tragic. Punish those who abuse the public trust, not those who work for it.

- *I am supportive of creating greater transparency for donors but do not see this bill as achieving that goal.*
- *The burdens placed on small, nonprofits by the requirements of this bill, would create an extreme burden and hardship on our volunteer staff. Compliance with this bill takes away from our time and resources to the detriment of the student musicians we serve.*

California's nonprofit organizations are trusted and relied upon by millions of citizens who rely on them to provide critical services in their communities.

We urge you to vote NO on AB 2855.

Respectfully,



Jan Masaoka
CEO, California Association of Nonprofits

cc: Assemblyman Jim Frazier
Members of the Assembly Appropriations Committee
Jennifer Fearing, Sacramento Advocate, California Association of Nonprofits

Joined by the following 486 charity leaders and their organizations (sorted by city):

Virginia (Ginny) Krutilek
Treasurer
Alameda Homeless Network/Midway shelter
Alameda, CA

Cameron Holland
Law Office of Cameron Holland
Alameda, CA

Peter Mccarthy
Policy Associate
New York Council of Nonprofits
Albany, NY

Sherry Tennyson
Director
American Canyon Family Resource Center
American Canyon, CA

Janice Reyes
Co Founder & Co Director
Aspire Creative Arts Program
Anaheim, CA

Laurie Wolf
President and CEO
The Foraker Group - Alaska's State Nonprofit
Association
Anchorage, AZ

Joan And Don Neptune
Stillwater Cat Haven
Anderson, CA

C. Frank Pulliam
CEO
Triumphant Life
Apple Valley, CA

Elizabeth Matsumoto
Co-Executive Director
Humboldt Bay Housing Development
Corporation
Arcata, CA

David Garcelon
President
Institute for Wildlife Studies
Arcata, CA

Vikki Spruill
President & CEO
Council on Foundations
Arlington, VA

Robert Reich
Executive Director
Arts Council of Placer County
Auburn, CA

Nell Edgington
President
Social Velocity
Austin, TX

Gail Fornasiere
Director of Marketing and Public Relations
Catalina Island Museum
Avalon, CA

Sayaka Ota
Accountant
San Gabriel Valley Habitat for Humanity
Azusa, CA

Julie Johnson
Executive Director
Bakersfield SPCA
Bakersfield, CA

David Kennemer
Associate Executive Director
New Advances for People with Disabilities
Bakersfield, CA

Della Hodson
President
United Way of Kern County
Bakersfield, CA

Abel Guzman
Executive Director
Youth 2 Leaders Education Foundation
Bakersfield, CA

Heather Iliff
President and CEO
Maryland Association of Nonprofit
Organizations
Baltimore, MD

Kelly Pepper
President & CEO
Louisiana Association of Nonprofit
Organizations
Baton Rouge, LA

Elizabeth D'Huart
Executive Director
Benicia Historical Museum
Benicia, CA

Alan Roselius
Chair of the Board
Berkeley Organizing Congregations for Action
Berkeley, CA

Kim Benson
Executive Director
Berkeley Student Cooperative
Berkeley, CA

Susan Rutherford
Executive Director
DEAF Media, Inc.
Berkeley, CA

Susan Henderson
Executive Director
Disability Rights Education & Defense Fund
Berkeley, CA

Gina Moreland
Executive Director
Habitot Children's Museum
Berkeley, CA

Jamie Greenblatt
Managing Director
Inferno Theatre
Berkeley, CA

Duane Silverstein
Executive Director
Seacology
Berkeley, CA

Bari Scott
Executive Director
SoundVision Productions
Berkeley, CA

Poppy Davis
Program Manager
Sustainable Agriculture Education (SAGE)
Berkeley, CA

Barbara West
Treasurer
West Edge Opera
Berkeley, CA

Keith Gleason
Administrative Assistant
Young People's Symphony Orchestra
Berkeley, CA

Sharen Carey
Executive Director
Big Sur Health Center
Big Sur, CA

Dana Schaar Jahner
Executive Director
North Dakota Association of Nonprofit
Organizations
Bismarck, ND

Janice Fulkerson
Executive Director
Idaho Nonprofit Center
Boise, ID

Michael Weekes
President/CEO
Providers' Council (Massachusetts)
Boston, MA

Chris De Zorzi
Finance Chair
The Volunteers of The Burbank Animal Shelter
Burbank, CA

Steve Messer
President
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Calabasas, CA

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PDAP of Ventura County, Inc.
Camarillo, CA

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Carlsbad Community Gardens Collaborative
Carlsbad, CA

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South Carolina Association of Nonprofit
Organizations
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Planes of Fame Air Museum
Chino, CA

Carole Watilo
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Uncommon Good
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Cathy Bonser
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Diane Del Signore
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Community Alliance with Family Farmers
Davis, CA

William Pride
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Davis Community Meals
Davis, CA

Kyle Monhollen
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Hope House for the Multiple-Handicapped, Inc.
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Steven Cooper
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Community Action North Bay
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The Rev. Robert T. Fuentes
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Infectious Disease Association of California
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LA STAGE Alliance
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Rock School Scholarship Fund
Los Angeles, CA

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RootDown LA, A project of Community
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Los Angeles, CA

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Spirit Awakening Foundation
Los Angeles, CA

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Sunset Hall
Los Angeles, CA

Lisa Campbell
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Susan G Komen Los Angeles County
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Yvonne Montoya
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Los Angeles, CA

Courtney Fern
California State Director
The Humane Society of the United States
Los Angeles, CA

Channa Grace
President and CEO
Women Organizing Resources, Knowledge and
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WYLD
Los Angeles, CA

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Madison, WI

Georgienne Bradley
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Malibu, CA

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Mckinleyville, CA

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Modesto, CA

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Modesto Band of Stanislaus County (MoBand)
Modesto, CA

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Monrovia, CA

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Local Scholarship Program Director
AAUW Monterey Peninsula Branch
Monterey, CA

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Executive Director
Independent Transportation Network Monterey
County
Monterey, CA

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Monterey, CA

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Monterey, CA

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SPCA for Monterey County
Monterey, CA

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Executive Director
Elkhorn Slough Foundation
Moss Landing, CA

David Richter
Treasurer
Mountain Ranch Youth Alliance
Mountain Ranch, CA

Karen Kroslowitz
Computer History Museum
Mountain View, CA

Bruce Edmundson
Treasurer
Redwood Bluegrass Associates
Mountain View, CA

Linda Gibson
President & CEO
Collabria Care
Napa, CA

Joelle Gallagher
Executive Director
Cope Family Center
Napa, CA

Evie Ayers
Executive Director
Music in the Vineyards inc.
Napa, CA

Kathleen Dreessen
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Napa Valley Community Housing
Napa, CA

Jeanine Layland
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Napa Valley Genealogical Society
Napa, CA

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Teacher Resource Center of the North Bay
Napa, CA

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Oakland, CA

Jd Bergeron
President and Founder
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CEO
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Oakland, CA

Gail Myers
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Oakland, CA

*Non-profit organizations opposed to
AB 2855 as of April 29, 2016*

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Global Citizen Year
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Joseph Byrd
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Oakland, CA

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Oakland, CA

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Nurse Practitioner
The Gamble Institute
Oakland, CA

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Warrior Films
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Rona Fernandez
Klein & Roth Consulting
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Salena Copeland
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Legal Aid Association of California
Oakland, CA

Janet Frazier
Executive Director
The Network of Care
Oakley, CA

Janet Frazier
Board Member
Our Healing Hearts
Oakley, CA

Karen Burke
CFO
JC Positive, inc
Oceano, CA

Glen Newhart
President
Tri-City Hospital Foundation
Oceanside, CA

Marnie Taylor
President and CEO
Oklahoma Center for Nonprofits
Oklahoma City, OK

Anne Hindery
CEO
Nonprofit Association of the Midlands
Omaha, NE

Mary Brown
President & CEO
Sickle Cell Disease Foundation of CA
Ontario, CA

Carolyn Phinney
President
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Kelly Lehrian
Executive Director
Animal Friends Rescue Project
Pacific Grove, CA

Sheila Bilich
Treasurer and Committe Chairman
Foundation for Performing Arts Center Pacific
Grove, Inc
Pacific Grove, CA

Cindy Abbott
President
Pacifica's Environmental Family
Pacifica, CA

Arthur Takayama
President, Board of Directors
Sanchez Art Center
Pacifica, CA

Ginny Foat
Executive Director
Mizell Senior Center
Palm Springs, CA

Bruce Campbell
President
CFIDS & Fibromyalgia Self-Help Program
Palo Alto, CA

Jim Santucci
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Theodore Timpson
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Young Spirit Foundation
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Don Weisbrod
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Michael Shanklin
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Kidspace Children's Museum
Pasadena, CA

Emily Hopkins
Executive Director
Side Street Projects
Pasadena, CA

Cynthia Foster
Chief Operating Officer
Union Station Homeless Services
Pasadena, CA

Gioia Pastre
Vice President of Development
Villa Esperanza Services
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Adrienne Bell Cors
Co-Founder
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Sheryl Turner
Executive Director
Pasadena YouthBuild
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William Remak
Chairman of the Board/CEO
California Hepatitis C Task Force, Inc.
Petaluma, CA

Diane Richards-Olson
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Hope Counseling Services
Petaluma, CA

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