Funding & Conducting Advocacy: Flashpoints for Private Foundations

37th Annual Nonprofit Organizations Institute
UT Law CLE

January 23, 2020

Kimberly Eney, Latham & Watkins LLP Elizabeth Peters, The William and Flora Hewlett Foundation

Agenda

- Lobbying
 - IRS Rules
 - Case Study Applying the Rules
 - What can private foundations do?
 - Funding organizations that lobby (charities and expenditure responsibility grantees)
 - Additional Federal and State Lobbying Laws
- Elections
 - Basic Rules
 - Grant Making Activities and Elections
- Government Officials Gifts and Ethics Rules
- A Private Foundation Compliance Program

IRS Rules on Lobbying: Public Charities vs. Private Foundations

Public Charities



IRS Rules on Electioneering: Public Charities vs. Private Foundations





CASE STUDY: Early Childhood Education

\$2 million grant to a charity that advocates at the state level to change the state's funding formula for schools and to get more money appropriated for early childhood education



Purpose of the Grant:

- Educating parents about how the funding formula works in the state and how that impacts local school budgets
- Meeting with state legislators and their staff to discuss changes to the state budget appropriations and funding formulas for public school education
- Meeting with school teachers' associations and unions to educate them about the funding formula and its impact on their ability to provide high quality instruction





Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

Title search: Funding and Conducting Advocacy: Flashpoints for Private Foundations

Also available as part of the eCourse

<u>Answer Bar: How to Protect Your Nonprofit</u>

First appeared as part of the conference materials for the 37^{th} Annual Nonprofit Organizations Institute session

"Funding and Conducting Advocacy: Flashpoints for Private Foundations"