

Fundraising events, auctions, sponsorships and acknowledgments



“THIS YEAR IN NONPROFIT LAW”

November 20, 2019

DON KRAMER AND BILL KEFFER

Preplanning

- **Name of event**
- **Permits**

Public places

Lottery

Alcohol sales

Food Preparation

Performance



Preplanning

- **Invitations**

Quid Pro Quo rules

Solicitation imprint

- **Lobbying Issues**



Charitable Solicitation Registration

- Consultant
- Organization

Internet solicitation

- Purpose of fundraising
- Imprint



Premises Issues

- Lease or license
 - Accessibility
- Sufficient space
- Indemnification

Releases & Insurance

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- **Releases**

Coverage

Parents' release for minors



Releases & Insurance

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- **Insurance**

Event insurance

Name landlord, others

Social host insurance

Volunteers



Staffing the Event

- Volunteers
 - Waivers and releases
- Organization staff
- Independent contractors
 - Caterers
- Safety



Avoiding UBIT

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UBIT – Unrelated Business Income Tax

“Regularly Carried On”

Mailing Lists



Tax Implications for Ticket Purchasers and Donors



- ✓ Quid Pro Quo Rules
- ✓ Sponsorship rules
- ✓ In-kind gifts

Corporations

- ✓ Corporate foundation gifts



Sales and Gambling Activities

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- UBIT issues
- Sales tax collection
- Lotteries

Deductions

Auctions

- **Basket of Cheer**
- **Limit on donor's deduction**

Vacation homes

Artists' work



Auctions



- **Valuation Issues**
- **Tax consequences to purchaser**

Quid Pro Quo Rule

- **Failure to follow through**

Reporting After the Event

- Substantiation
- Form 990 tax reporting

Schedule G

Reporting After the Event

Form 990 (2013)

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Part VIII Statement of Revenue

Check if Schedule O contains a response or note to any line in this Part VIII

			(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512-514
Contributions, Gifts, Grants and Other Similar Amounts	1a	Federated campaigns	1a			
	b	Membership dues	1b			
	c	Fundraising events	1c			
	d	Related organizations	1d			
	e	Government grants (contributions)	1e			
	f	All other contributions, gifts, grants, and similar amounts not included above	1f			
	g	Noncash contributions included in lines 1a-1f: \$				
	h	Total. Add lines 1a-1f ▶				

Other Revenue	8a	Gross income from fundraising events (not including \$ _____ of contributions reported on line 1c). See Part IV, line 18	a			
	b	Less: direct expenses	b			
	c	Net income or (loss) from fundraising events . ▶				

Our Contact Information

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