



September 2, 2021

The Honorable Kathy Hochul
Governor of New York State
NYS State Capitol Building
Albany, NY 12224

Re: S4817a/A1141a

Dear Governor Hochul,

We write to congratulate you on your new position, and to respectfully request that you sign S4817a/A1141a, which is a priority for nonprofit organizations statewide.

S4817a/A1141a would repeal an administratively burdensome and entirely unnecessary reporting requirement that the prior administration had imposed on charities. The requirement, imposed as part of the Governor's budget package in spring 2020, requires charities that already file an annual financial report with the Charities Bureau to file the *exact same documents* with the Department of State ("DOS") each year. This duplicative filing requirement is particularly nonsensical because the documents are publicly available on the Charities Bureau website. Moreover, given the decision by the Charities Bureau to cease the collection of confidential donor information on Schedule B, in accordance with the recent Supreme Court decision, S4817a/A1141a would have no impact on DOS' access to nonpublic information.

Time is of the essence in repealing this empty requirement. The DOS has already issued draft regulations and detailed instructions on compliance, which remain operative on its website and have left the majority of the sector in legal limbo as it awaits the passage of the legislation. The prompt signing of S4817a/A1141a will provide immediate and much-needed relief to the sector.

This year, when nonprofit organizations are trying to meet increased community needs due to the COVID pandemic, it is particularly important to remove unnecessary administrative burdens on the sector. That is why more than 460 organizations from around the state signed the enclosed memo in support of S4817a/A1141a.

Thank you for your attention to this important matter.

Sincerely,

Meg Barnette, CEO, Nonprofit New York
Tracy Boak, Attorney at Law, Perlman and Perlman LLP
Lola W. Brabham, President, Commission on Independent Colleges & Universities in New York

Jan Fisher, Executive Director, Nonprofit Westchester

Elizabeth Guggenheimer, Executive Director, Lawyers Alliance for New York

Georgana Hanson, VP of Public Policy & Regulatory Affairs, Planned Parenthood Empire State Acts

Doug Sauer, CEO, New York Council of Nonprofits

Amarah Sedreddine, Esq., Co-Chair, NYC Bar Association's Nonprofit Organizations Committee

Maurice Segall, Esq. Director, NY and Fairfield County Program, Pro Bono Partnership, Inc.

NONPROFIT NEW YORK

A relentless,
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2021 LEGISLATIVE MEMO

Subject: [S4817A](#) (Krueger)/[A1141A](#) (Paulin)

Position: Strongly support

Date: September 2, 2021

The 461 organizations below strongly support [S4817A](#) (Krueger)/[A1141A](#) (Paulin), because it would eliminate a burdensome, unnecessary filing requirement and protect the privacy of our donors.

The Unnecessary, Redundant Filing Obligation

Every year, most 501(c)(3) nonprofit organizations registered with the NY Attorney General's Charities Bureau must file their full federal tax filing with the Charities Bureau. As of January 1, 2021, those organizations have to file the same documents again with the Department of State. (See [Exec. Law 172-b](#)). This is a wholly unnecessary, redundant filing requirement. It is particularly burdensome at a time when nonprofits are trying to streamline operations to save money. This bill would eliminate the duplicate Department of State filing requirement.

The Danger to Donors' Privacy

While most of a 501(c)(3) organization's federal tax filing (known as the IRS 990) is already publicly available on the IRS and Charities Bureau websites, the IRS and Charities Bureau strictly maintain the confidentiality of the names and addresses of major donors reported on the 990 Schedule B. This bill would likewise require the state to keep this information confidential, as well as making clear that donors' identities should not be disclosed under the Freedom of Information Law (known as FOIL).

For further information, please contact Laura Abel, Senior Policy Counsel at Lawyers Alliance for New York, at label@lawyersalliance.org or (212) 219-1800 x283; or Chai Jindasurat, Vice President of Policy at Nonprofit New York, at cjindasurat@nonprofitnewyork.org.

SIGNATORIES

3Q Innovation, Inc.	Dancewave	LICH	Rockland Conservatory of Music
4heads, Inc.	Danspace Project, Inc.	LifeWay Network	Rockland County Pride Center
82nd Street Academics	Deborah Brown Consulting, LLC.	Literacy Inc.	Roeliff Jansen Community Library
A Chance in Life	Delphi Drug & Alcohol Council, Inc.	Local Development Corporation of East New York	Rural Housing Coalition of New York
Access Now	Demos	Lockport Presbyterian Homes	Sabel & Oplinger, CPAs
ACMH, Inc.	Destination Accessible US, Inc.	Long Island Cares, Inc. - The Harry Chapin Food Bank	Schuyler Center for Analysis and Advocacy

ACPE, Inc.	DGT Alumni Association, Inc.	Long Island Housing Services, Inc.	Sciencenter Discovery Museum
Act Now Foundation, Inc.	DGT Foundation, Inc.	Lowville Food Pantry, Inc.	Senior League of Flatbush
Advocates for Children of New York	Disabled In Action of Metropolitan NY	Lupus Research Alliance	Sesame Flyers International, Inc.
Affinity Federal Credit Union Foundation	Donate Life NYS	Lutz & Carr CPAs LLP	Settlement Housing Fund, Inc.
AHRC Nassau	Downtown Community Television Center, Inc.	Machon Beit Meir	Seventh Art Corporation of Ithaca (dba Cinemapolis)
AI for the People, Inc.	Drama Club, Inc.	Maier Markey & Justice LLP	Shared Interest, Inc.
Ali Forney Center	Dress for Success Rochester	Major Minor Global Youth Forum, Inc.	Sharp Again Naturally
Alliance for Coney Island	DuoPartnership	Make the Road New York	Shorefront Jewish Community Council
ALLIANCE OF FAMILIES FOR JUSTICE	EAC Network	Making Headway Foundation	Sights on Health, Inc.
Alliance of NYS YMCAs	Earth Matter NY	Manhattan Valley Development Corp.	Skadden, Arps, et al.
America Needs You	East New York Restoration LDC	Mark DeGarmo Dance AKA Dynamic Forms, Inc.	Sky Light Center
American Bionics Project	East Village Community Coalition	Martignetti Planned Giving Advisors, LLC	Society of St. Vincent de Paul Long Island
American Friends of Tel Aviv University, Inc.	East Village Tots	Maspeth Town Hall, Inc.	Solving Kids Cancer
American Friends of the Georgian Group, Inc.	Emerald Isle Immigration Center	Mayor's Alliance for NYC's Animals	Songcatchers Inc.
Americans for Peace Now	Encore Community Services	Maysles Documentary Center	Sons of the Revolution in the State of New York, Inc.
Amler Associates	Enrichment Center of Yorktown	Maysles Institute	Southwest Brooklyn Industrial Development Corporation (SBIDC)
Amsterdam Nursing Home Corporation (1992)	Enterprise Community Investment, Inc.	Meals For Good, Inc.	SparkYouth NYC
Andreas Esberg & Company, LLP	Eversheds Sutherland	Meals on Wheels of Syracuse	SPCC
Animal Cancer Foundation	Family Counseling Services of Cortland County, Inc.	Mercy Center, Inc.	Spiral Giving
Anthology Film Archives	Family Services, Inc.	Mercy Haven, Inc.	SPOP
Aravind Eye Foundation	Federation of Protestant Welfare Agencies (FPWA)	Met Council	ST ANNE'S FOOD CUPBOARD
Ariva, Inc.	Field Hall Foundation	Mi Tierra mi futuro	St. Ann's Warehouse, Inc.
Art Room Atelier	flatbush development corporation	Michael Magro Foundation	St. Francis Friends of the Poor, Inc.
Artists in Partnership, Inc.	Flower City Arts Center	Mixteca Organization, Inc.	START A NEW DREAM, INC.
Asbury Pointe, Inc.	For Your New York	MMJ	Staten Island Visionary Project
Asian American Arts Alliance	Fordham Road District Management Association, Inc.	Modest Community Services Association, Inc.	Stephen Petronio Dance Company, Inc.

Asian American Legal Defense and Education Fund (AALDEF)	Former Elders Share the Arts	Montauk Playhouse Community Center Foundation	Stonewall Community Development, Corp.
Association of Fundraising Professionals, WNY Chapter	Fortune Society	Morningside Retirement and Health Services	Story Collider, Inc.
Astor Services for Children & Families	Foundation for veterans helping veterans and their communities New York State, Inc.	Mosaic Health, Inc.	Streetlives, Inc.
At Home on the Sound, Inc.	Friends of Miller House	Mount Kisco Child Center	Strycker's Bay Neighborhood Council, Inc.
Auxiliary to Bellevue Hospital Center Inc.	Friends of Olmsted-Beil House, Inc.	Mount Vernon Neighborhood Health Center	Stupid Cancer, Inc.
Bailey Initiative	Friends of the Ruin	Muscota New School (PS314) Parents Association	Suburban Adult Services, Inc.
Bailey's Cafe	Ft. Greene Strategic Neighborhood Action Partnership	Music and Memory	Supportive Housing Network of New York, Inc.
Bala Krishnamurti, Inc.	Fuller Lowenberg & Co.	NAMI of Orange County	Tabula Rasa Dance Theater
Ballet Tech Foundation	FY Eye	NAMI-NYC Staten Island, Inc.	Tanglewood Community Nature Center, Inc.
Ballroom Basix	Garden of Hope	National Domestic Workers Alliance	Teens for Food Justice
BallroomBarks.org	Garnerville Arts Project, Inc.	National Guild for Community Arts Education	The Art Therapy Project
Barrier Free Living	Gateway Housing	Natural Areas Conservancy	The Chocolate Factory Theater
Beechwood Blocher Foundation	Gateway Hudson Valley	Neighborhood Coalition for Shelter	The Coalition for Behavioral Health
Beechwood Continuing Care	Gillen Brewer School	New Beginnings Outreach, Inc.	The Elysabeth Kleinhans Theatrical Foundation, Inc.
Beechwood Health Care Center, Inc.	Girl Scouts Heart of the Hudson, Inc.	New Chamber Ballet	The Family Center
Behind the Book	GIRL VOW, INC.	New Rochelle Opera, Inc.	The Foundation for City College
Berard & Associates, CPAs	Girls Set the Ground Rules NYC, Inc.	New Visions for Public Schools	The Hart island Project
BerryBizzy Human Being, Inc.	Glasswing International	New York City AIDS Memorial	The Health Support Organization USA Foundation
Better Business Bureau of Metropolitan New York, Inc.	GLSEN, Inc.	New York City Anti-Violence Project	The Hispanic Federation
Beyond My Battle	GMHC	New York City Fire Museum	The Jewish Board of Family and Children's Services
Big Reuse	Good Old Lower East Side, Inc. (GOLES)	New York Council Navy League	The Jewish Education Project
Binghamton Philharmonic	Goodwill of the Finger Lakes, Inc.	New York Council of Nonprofits, Inc.	The Kota Alliance
Birthright Africa Incorporated	GOSPEL ASSEMBLY QUEENS	New York Disaster Interfaith Services	The Local Development Corporation of Crown Heights, Inc.

Black Diamonds Academic Success, Inc.	Graham Windham	New York Lawyers for the Public Interest	The LOFT LGBTQ+ Community Center
Blessed Assurance Church of God/Blessed Assurance Charity, Inc.	Grand Street Settlement	New York Memory Center	The Matthew Wallace Foundation
Boughton Place	Green:Inspired:Art	New York State Council for Community Behavioral Healthcare	The New Hotness Media Institute
Bowery Alliance of Neighbors	Groundwork USA	New York State Network for Youth Success	The Nonprofit Alliance
Boys Club of New York	Grow Brooklyn	New York State Recreation and Park Society	The Panafrican Cultural and Training Center, Inc.
Braata Productions	Habitat for Humanity of Otsego County, Inc.	New York StateWide Senior Action Council	The Passionists of Holy Cross Province
Bromberger Law, PLLC	Habitat for Humanity of Suffolk	New York Women's Chamber of Commerce	The Peccadillo Theater Company
Bronx Legal Services	Haiti 155, Inc.	Noche Flamenca, Inc.	The Presbyterian Village at North Church, Inc.
Bronx River Art Center, Inc.	Haitian Alliance for community action, Inc.	Nonprofit Westchester	The Southlands Foundation
Brooklyn Bridge Park Conservancy	Harlem United	North Castle Historical Society	The Time In Children's Arts Initiative
Brooklyn Community Foundation	Harmonia Collaborative Care, Inc.	North Country Arts Council	TheoSquared
Brooklyn Community Pride Center	Harold and Elaine JCC on the Hudson	North Country Underground Railroad Historical Association	Tibetan Charities
Bruderhof	Hawthorne Valley Association, Inc.	North Shore Child and Family Guidance Center	TOMPKINS COUNTY PUBLIC LIBRARY FOUNDATION
Buffalo Prenatal-Perinatal Network, Inc.	Head Start of Rockland, Inc.	Northern NY Rural Behavioral Health Institute, Inc.	Trinity Alliance of the Capital Region
Bxius	Hebrew Academy for Special Children, Inc.	Northpointe Council, Inc.	Trisha Brown Company, Inc.
CAMBA, Inc.	Heights-Hill Mental Health Service South Beach Psychiatric Center Community Advisory Board, Inc.	Northwest Bronx Community & Clergy Coalition	UHAB
Camelot Family Foundation, Inc.	Help from People to People	NPAP	Union of Clerical, Administrative, & Technical Staff at NYU
Camelot of Staten Island, Inc.	Her Justice	NY Funders Alliance	Union Settlement
Cancer Support Team	High Falls Center for the Dev Disabled	NY Veteran Owned Business Association, Inc.	Unique People Services, Inc.
Care For the Homeless	Highland Park community Development Corp.	NY Women's Bar Association Foundation	United Methodist City Society
CAREERS Support Solutions	Hispanic Federation	NYATEP	United Neighborhood Houses of New York
Carey & Co.	Historic Hudson Valley	NYC Employment and Training Coalition	United States Equestrian Federation

Caring for the Hungry and Homeless of Peekskill (CHHOP)	Hofstra Law School	NYS Coalition for Childrens Behavioral Health	United Way of Rockland County
Catholic Charities of Long Island	Hope for New York	NYU	United Way of the Greater Capital Region
Catskill Center for Conservation and Development	Hopes Door	NYU Langone Health System	United Way of Westchester and Putnam
Causewave Community Partners	Hospital Clinic Home Center	Old Forge Library	Upsolve
Cazenovia Recovery Systems, Inc.	ACE Integration Head Start	Oliver Scholars	Upwardly Global
Center for Family Representation, Inc.	Housing Works	On Point for College	Urban Assembly
Central American Legal Assistance	Hudson Guild	Onondaga Community Living, Inc.	Urban Green Council
Central Nassau Guidance & Counseling Services, Inc.	Hudson River Housing, Inc.	OQI Cares, Inc	VCS, Inc.
Central New York Library Resources Council	Hudson Valley Community Services	Ossining Childrens Center	vet2vet
Centro de Recursos Educativos para Adultos	Human Services Council	Otsego 2000	Vetfuel, Inc.
Chelsea Opera	ICD-Institute for Career Development	ParentChild+	Village Life Foundation
Chess in the Schools	iEARN Inc	Parentjobnet	Volunteer New York!
Child Care Council of Westchester	IMPACCT Brooklyn	Parents League of New York	Volunteers of America - Greater New York
Child Care Resources of Rockland, Inc.	Internationals Network for Public Schools, Inc.	Partnership for After School Education (PASE)	Wagadu Jikke
Children's Aid	Jackson Heights	PathStone Corporation	Washington Heights and Inwood Development Corporation
	Beautification Group LTD		Water for South Sudan, Inc.
	Jawonio Inc		WCC
Childrens Museum of Science and Technology	Jazzmobile Inc.	Peconic Land Trust Incorporated	WellLife Network, Inc.
Childrens' Rights	Jeffrey M. Thau, CPA	Pen Parentis	WESPAC Foundation, Inc.
Chinese Methodist Center Corporation	Jewish Community Center of Staten Island	Perlman & Perlman, LLP	Westchester Chorale
Chittenango Landing Canal Boat Museum	Jewish Community Council of Greater Coney Island	Planned Parenthood Empire State Acts	Westchester Disabled on the Move, Inc.
Christa McAuliffe	Jewish Community Relations Council of New York	Planned Parenthood of Greater New York	Westchester Jewish Community Services
Intermediate School PTO, Inc.	JFSWNY	Play For P.I.N.K., Inc.	Westchester Library System
Class Size Matters/Parent Coalition for Student Privacy	Just as I am Youth Empowerment	Play Soccer Nonprofit International	
Clemens Center for the Performing Arts	JustLeadershipUSA	Polonians Organized to Minister to Our Community, Inc. (POMOC)	Westchester Martin Luther King, Jr. Institute for Nonviolence
Columba Kavanagh House, Inc.	Ken Ton Housing Development Corporation	Praise Blessing Deliverance and Thanksgiving Ministry	

Community Capital New York	Kenyon College	Pride Center of Staten Island	Westchester Sickle Cell Outreach
Community Health Initiatives, Inc.	Keuka Housing Council, Inc.	Pro Bono Partnership	WestCOP
Community Service Society of New York	Kids Club of Tarrytown & Sleepy Hollow, Inc.	Project ChildSafe	White Coats for Black Lives
Comunilife, Inc.	Kings Bay YM-YWHA, Inc.	Project Come Up	WJN
Coqual, Inc.	Knox-Gates Neighborhood Association, Inc.	Projects II Projects	Women Creating Change
Cornerstone Family Healthcare	Labyrinth, Inc.	Providence House, Inc	Womens Caucus for Art
Correctional Association of NY	Lantern Community Services, Inc.	Psychoanalytic Psychotherapy Study Center	World of Smiles, Inc
Council of Agency Executives	LatinoJustice PRLDEF	Public Allies, Inc.	Xavier Mission, Inc.
Council on Addiction Recovery Services	Law Office of Zak Shusterman	Public Health Solutions	Yaa Samar! Dance Theatre
CPA	Lawyers Alliance for New York	Queens World Film Initiative, Inc.	YMCA of Central & Northern Westchester
CREATE in Chinatown, Inc. (DBA Think!Chinatown)	Lawyers For Children	Rebuilding Together Long Island, Inc.	YMCA of Yonkers
CUNY SPH	League of Women Voters of the City of New York	Rich and Bander, LLP	Yonkers South Broadway District Management Association
Custom Collaborative	Leap Fund	RiseBoro Community Partnership Inc.	You Gotta Believe
Dance/NYC	Lenox Hill Neighborhood House	Riverstone Senior Life Services	YWCA of the Greater Capital Region YWCA White Plains & Central Westchester