



2021 NAAG NASCO Virtual Charities Conference

A conference by state charities regulators providing an opportunity to meet, hear from, and discuss issues of interest to the charitable sector

Hosted by the **National Association of Attorneys General** and the
National Association of State Charities Officials



CENTER FOR
CONSUMER PROTECTION



PUBLIC AGENDA

WEDNESDAY, OCTOBER 13, 2021

ALL TIMES ARE IN EASTERN TIME

12:30 p.m. – 12:45 p.m.

Welcome Remarks

Yael Fuchs, NASCO President and Co-Section Chief, Charities Bureau, New York Attorney General’s Office

Abigail Stempson, Director, NAGTRI Center for Consumer Protection, National Association of Attorneys General

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12:45 p.m. – 1:45 p.m.	State/FTC Update Description Regulators will provide updates on enforcement activities, legal trends, and other insights of interest to the charitable sector. Moderator Yael Fuchs , NASCO President and Co-Section Chief, Charities Bureau, New York Attorney General’s Office Panelists Mohamed Sabur , Assistant Attorney General, Minnesota Attorney General’s Office Catherine Jackson , Chief, Public Integrity Section, Washington DC Attorney General’s Office Tracy Thorleifson , FTC Courtney Aladro , Chief, Non-Profit/Charities Division Massachusetts Attorney General’s Office
1:45 p.m. – 2:00 p.m.	Break
2:00 p.m. – 3:00 p.m.	Governance and Fundraising Post-COVID Description Charities have made major changes in the way they operate, deliver services, raise resources, and handle board governance. What has been the impact of those changes on our diverse charitable sector, and what changes might be permanent? Moderator Beth Short , Director of Outreach and Education, Ohio Attorney General’s Office Panelists Erynn Beaton , Professor, John Glenn College of Public Affairs, Ohio State University Sara Hall , Chief Legal Officer and General Counsel, St. Jude Children’s Research Hospital Brian Yacker , Partner, Nonprofit Services, Baker Tilly
3:00 p.m. – 3:25 p.m.	Break-out Groups: What Should Regulators and the Sector Know to Better Understand Each Other? Description

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	<p>Regulators and sector representatives will be placed in small groups moderated by a NASCO member. Input will be solicited on what regulators/charity representatives may not understand about each other, and potential ways to bridge the gaps. Responses will be shared at the end of the afternoon.</p>
3:25 p.m. – 3:40 p.m.	Break
3:40 p.m. – 4:40 p.m.	<p>A Brave New World of Working Together: State Law Questions Surrounding Arrangements Between Charities and Non-Charities</p> <p>Description</p> <p>When charities interact with non-charities – whether collaborating on a project that furthers charitable purposes, creating a for-profit subsidiary to conduct unrelated business activity, or assisting a corporate partner in pursuing an environmental, social, and governance strategy – an array of questions arises. Along with federal tax issues, there can be significant, if lesser known, state law considerations. This panel examines the relevant state laws, including those relating to the duty of loyalty to charitable purposes and honoring donor intent; the duty of care; related party transactions; investment standards such as UPMIFA provisions; registration and reporting requirements; charitable solicitation and co-venture rules, just for starters. This panel of practitioners and regulators will explore some of the real and hypothetical questions involved in finding new ways to work together.</p> <p>Moderator Ruth Madrigal, Principal, KPMG</p> <p>Panelists Jonathan Blum, Shareholder, Polsinelli PC Eric Carriker, Assistant Attorney General, Nonprofit Organizations/Public Charities Division, Massachusetts Attorney General’s Office Sharon C. Lincoln, Partner, Casner & Edwards, LLP Josh Studor, Assistant Attorney General, Consumer Protection Division, Washington Attorney General’s Office</p>
4:40 p.m. – 4:50 p.m.	Sharing Results of Breakout Session

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4:50 p.m. – 5:20 p.m.	<p>Perspectives from Elected Officials Charged with Charities Oversight</p> <p>Description: Learn from a panel of state attorneys general and secretaries of state about current issues and priorities relating to the regulation of charities.</p> <p>Moderator Leslie Friedlander, Assistant Attorney General, Financial Litigation and Charitable Trusts, Texas Attorney General’s Office</p> <p>Panelists John M. Formella, Attorney General, New Hampshire Brian Frosh, Attorney General, Maryland Elaine F. Marshall, Secretary of State, North Carolina Brad Raffensperger, Secretary of State, Georgia</p>
5:20 p.m. – 5:30 p.m.	<p>Closing Remarks</p> <p>Yael Fuchs, NASCO President and Co-Section Chief, Charities Bureau, New York Attorney General’s Office Abigail Stempson, Director, NAGTRI Center for Consumer Protection, National Association of Attorneys General</p>