

Agenda

Item #2



STATE OF MAINE  
COMMISSION ON GOVERNMENTAL ETHICS  
AND ELECTION PRACTICES  
135 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0135

To: Commissioners  
From: Jonathan Wayne, Executive Director  
Date: July 24, 2014  
Re: Request to Investigate National Gay & Lesbian Task Force

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On May 28, 2014, the Maine Commission on Governmental Ethics and Election Practices (the Commission) received the attached request for investigation from the National Organization for Marriage (NOM). NOM's Executive Director requests that the Maine Ethics Commission investigate whether the National Gay & Lesbian Task Force (NGLTF) was required to register and file campaign finance reports as a ballot question committee with the Commission in 2009, due to NGLTF's financial activities opposing the 2009 referendum for a people's veto of the same-sex marriage law enacted in May 2009. The request was received by email from NOM's legal counsel hours after your May 28 decision to find NOM in violation of 21-A M.R.S. § 1056-B.

Between June 17 and September 18, 2009, NGLTF made three cash contributions totaling \$95,000 to two PACs that were opposed to the referendum: Equality Maine and No on 1 Protect Maine Equality ("No on 1"). Those two PACs disclosed NGLTF as a donor, so the public had access to NGLTF's donations at the regular PAC filing deadlines in 2009. NOM is alleging that NGLTF, itself, was required to register and file reports as a ballot question committee because (NOM alleges) NGLTF raised more than \$5,000 in funds for the purpose of opposing the referendum.

Through its legal counsel, NGLTF provided a response on July 17, 2014, urging the Commission to deny the request for investigation. NGLTF responds that the money it donated to the two PACs consisted of general treasury funds that it had raised in the fall and winter of 2008, before anyone could predict that there would be a ballot question in 2009. NGLTF states that it received minimal funds during the five months leading up to

its final cash contribution to No on 1, so it is not possible that its fundraising reached the \$5,000 trigger for ballot question committee status.

## **Applicable Law**

### *Commission's Standards for Requests for Investigation*

Under 21-A M.R.S.A. § 1003(2), a person may apply to the Commission to investigate whether an organization has violated campaign finance law. Under this provision, the Commission "shall review the application and shall make the investigation if the reasons stated for the request show sufficient grounds for believing that a violation may have occurred." The law contains no statute of limitations.

### *Maine's Ballot Question Committee Statute*

Some organizations that do not qualify as PACs are required to register and file reports as ballot question committees under 21-A M.R.S.A. § 1056-B. Ballot question committees are typically multipurpose organizations that are not organized for the purpose of influencing a Maine election. During the 2009 election season, the following version of § 1056-B was in effect:<sup>1</sup>

#### **§ 1056-B. Ballot question committees**

Any person not defined as a political action committee who receives contributions or makes expenditures, other than by contribution to a political action committee, aggregating in excess of \$5,000 for the purpose of initiating, promoting, defeating or influencing in any way a ballot question must file reports with the commission in accordance with this section. Within 7 days of receiving contributions or making expenditures that exceed \$5,000, the person shall register with the commission as a ballot question committee. For the purposes of this section, expenditures include paid staff time spent for the purpose of influencing in any way a ballot question. The commission must prescribe forms for the registration, and the forms must include specification of a treasurer for the committee, any other principal officers and all individuals who are the primary fundraisers and decision makers for the committee. In the case of a municipal

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<sup>1</sup> The version of § 1056-B set out below reflects statutory changes in P.L. 2009, Chapter 190 that took effect September 12, 2009.

election, the registration and reports must be filed with the clerk of that municipality.

**1. Filing requirements.** A report required by this section must be filed with the commission according to the reporting schedule in section 1059. After completing all financial activity, the committee shall terminate its campaign finance reporting in the same manner provided in section 1061. The committee shall file each report required by this section through an electronic filing system developed by the commission unless granted a waiver under section 1059, subsection 5.

**2. Content.** A report must contain an itemized account of each expenditure made to and contribution received from a single source aggregating in excess of \$100 in any election; the date of each contribution; the date and purpose of each expenditure; the name and address of each contributor, payee or creditor; and the occupation and principal place of business, if any, for any person who has made contributions exceeding \$100 in the aggregate. The filer is required to report only those contributions made to the filer for the purpose of initiating, promoting, defeating or influencing in any way a ballot question and only those expenditures made for those purposes. The definitions of "contribution" and "expenditure" in section 1052, subsections 3 and 4, respectively, apply to persons required to file ballot question reports.

**2.A. Contributions.** For the purposes of this section, "contribution" includes, but is not limited to:

- A. Funds that the contributor specified were given in connection with a ballot question;
- B. Funds provided in response to a solicitation that would lead the contributor to believe that the funds would be used specifically for the purpose of initiating, promoting, defeating or influencing in any way a ballot question;
- C. Funds that can reasonably be determined to have been provided by the contributor for the purpose of initiating, promoting, defeating or influencing in any way a ballot question when viewed in the context of the contribution and the recipient's activities regarding a ballot question; and
- D. Funds or transfers from the general treasury of an organization filing a ballot question report.

**3. Forms.** A report required by this section must be on a form prescribed and prepared by the commission. A person filing this report may use additional pages if necessary, but the pages must be the same size as the pages of the form.

**4. Records.** A person filing a report required by this section shall keep records as required by this subsection for four years following the election to which the records pertain.

- A. The filer shall keep a detailed account of all contributions made to the filer for the purpose of initiating, promoting, defeating or influencing in any way a ballot question and all expenditures made for those purposes.
- B. The filer shall retain a vendor invoice or receipt stating the particular goods or services purchased for every expenditure in excess of \$50.

*Four-Year Record Retention Period*

Subsection 4 of § 1056-B specifies certain records that ballot question committees must keep for four years. These include records of contributions made to the committee for purposes of promoting or defeating a ballot question, and expenditures made by the committee for that purpose. This record-keeping requirement ensures that, for a reasonable period of time, ballot question committees will retain the records most needed for an investigation by the Commission.

**Reported PAC Activity**

In 2009, two Maine PACs that were opposed the Maine marriage referendum reported receiving cash contributions from NGLTF:

<b>Table 1</b>		
<b>Cash Contributions from NGLTF Reported by Maine PACs in 2009</b>		
<b>Date</b>	<b>Recipient PAC</b>	<b>Amount</b>
6/17/2009	EqualityMaine PAC	\$20,000.00
8/24/2009	No on 1 Protect Maine Equality	\$25,000.00

9/18/2009	No on 1 Protect Maine Equality	\$50,000.00
	<b>Total</b>	<b>\$95,000.00</b>

NGLTF also directed paid staff to provide assistance to the campaign against the referendum, which the No on 1 PAC reported as an in-kind contribution.

**Allegations by NOM**

In its May 28, 2014 request, NOM requests that the Commission investigate two related organizations, the National Gay & Lesbian Task Force Foundation and the National Gay & Lesbian Task Force Action Fund, for violating Maine’s campaign finance registration and reporting statutes during the 2009 ballot initiative campaign.<sup>2</sup>

Specifically, NOM alleges that the NGLTF raised more than \$5,000 for the purpose of opposing the 2009 Maine marriage referendum and that it did not register as a ballot question committee within 7 days of receiving contributions in excess of \$5,000. (NOM Request, at 1) NOM alleges that NGLTF made approximately \$140,000 in cash and in-kind contributions and did not report the sources of the cash contributions it received.

In support of its complaint, NOM has attached as Exhibit A three pages from the NGLTF website that it claims demonstrate that NGLTF was referring to the Maine ballot question and soliciting funds to influence that election. One page is from the “Our Work” section of the website and describes how some NGLTF staff (a media coordinator and political organizers) are assisting the referendum’s opponents. Two other pages display press releases of the organization. The pages display a Donate button in the upper-right hand corner that appears to be part of the structure of the NGLTF website. NOM contends that these communications and other communications led potential donors to NGLTF to believe that their donations would be used specifically to oppose the Maine referendum

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<sup>2</sup> The response by NGLTF was from its Action Fund, not the Foundation. NGLTF’s local attorney, Michael K. Mahoney, plans to attend the Commission’s July 31 meeting and may be able to clarify the relationship between the two organizations, and whether the Foundation had any financial activity at all in connection with the Maine referendum.

or that it could reasonably be determined the donors gave for that purpose. (NOM Request, at 1-2)

NOM also provides NGLTF's 2009 IRS Form 990 and suggests that NGLTF received large donations when it was publicizing its heavy involvement in the Maine ballot question. NOM requests an investigation into whether NGLTF's solicitations, or the context and circumstances of NGLTF's opposition to the referendum, resulted in the donations that qualified as "contributions" under 21-A M.R.S.A. § 1056-B(2-A)(B) or (C). (NOM Request, at 2)

### **Response by NGLTF**

In its July 17, 2014 response, NGLTF argues that the ballot question committee law (21-A M.R.S.A. § 1056-B) allows a nonprofit organization to oppose a ballot question by making contributions to existing PACs, provided that the nonprofit organization uses *only* its existing fund and does not solicit contributions to pay for its ballot-measure activities. When an organization attempts to influence a ballot question with general treasury funds that were contributed for its broad, general purposes, the organization is not required to disclose its donors, because those donors did not provide the funds with an intent to influence voters in a ballot question election. (NGLTF Response, at 2)

NGLTF explains that it "receives nearly all of its annual income during the fall and winter." (NGLTF Response, at 3) When NGLTF made its contributions to EqualityMaine PAC and No on 1 totaling \$95,000, it strictly used money in its general treasury raised during the previous fall and winter in 2008/2009 – prior to the effort to place the measure on the ballot. NGLTF states that it could not have made any mention of the Maine ballot initiative when it solicited these funds because the initiative did not yet exist.<sup>3</sup> According to NGLTF, by the time opponents of same-sex marriage initiated a

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<sup>3</sup> The same-sex marriage law that was the subject of the referendum was not enacted until May 6, 2009.

people's veto referendum in May 2009, the NGLTF's annual fundraising cycle had already ended. (NGLTF Response, at 1)

On May 1, 2009 the NGLTF's bank account had a balance of \$234,238. (NGLTF Response, at 2) NGLTF states that this amount covered the three contributions in June, August, and September 2009 to the PACs.

Because the NGLTF receives nearly all of its annual income during the fall and winter, it received very little money during the spring and summer of 2009. (NGLTF Response, at 3) NGLTF has calculated the total amount of money it received during the period of May 1, 2009 (around the time the same-sex marriage law was signed and the referendum was initiated) through September 18, 2009 (when NGLTF's made its last contribution to No on 1). During this time, NGLTF states that it raised a total of \$2,597.94, which NGLTF characterizes as a "trickle of funds." (NGLTF Response, at 9) Of that total, \$231 was raised from seven individual donors and the remaining amount consisted of proceeds from group ticket sales at a series of promotions at the Six Flags amusement parks (none of which mentioned the Maine ballot question). NGLTF argues that "Simple mathematics demonstrates that NGLTF paid for its Maine activity from its existing treasury." (NGLTF Response, at 3)

NGLTF says that it did solicit some of its supporters through email communications to make contributions directly to NO on 1 to defeat the 2009 marriage referendum. (NGLTF Response, at 3) These contributions, NGLTF explains, were received and reported by No on 1. NGLTF has provided emails that it sent to its supporters (attached as Exhibits 1 and 2 to NGLTF's response).

NGLTF argues that NOM has singled out three pages from the hundreds on the NGLTF website and that NOM cannot credibly claim that funds provided through the organization's donation page "can reasonably be determined to have been provided by the contributor for the purpose of ... influencing in any way a ballot question when viewed in the context of the contribution and the recipient's activities regarding a ballot

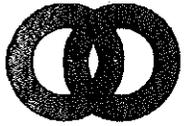
question.” *Id.* at § 1056-B(2-A)(C). (NGLTF Response, at 8) When viewed in the context of the NGLTF’s overall activities nationwide and in the absence of any reference to Maine or Question 1 on the donation page, no reasonable person could think that by clicking a “Donate” button, the organization would use their money to defeat Question 1. In any case, NGLTF argues, its fundraising between May and September 18, 2009 was too small to qualify the organization as a ballot question committee. (NGLTF Response, at 9)

### **Analysis and Recommendation by Commission Staff**

For reasons set out below, the Commission staff recommends *against* conducting the investigation of NGLTF requested by NOM.

NOM asserts that it is “likely” that NGLTF received contributions “throughout 2009” through email, newsletter, and web solicitations. Based on information provided by NGLTF, this appears to be a faulty assumption because NGLTF receives the vast majority of its revenue in the fall and winter months. NGLTF states that its June 17, August 24, and September 18, 2009 donations to the PACs totaling \$95,000 were paid for with general treasury money that it had raised during the previous fall and winter – before it was known that there would be a people’s veto referendum. It provides the specific cash balance (\$234,238) at the beginning of May 1, 2009 that it claims was used to pay for the donations. None of the evidence produced by NOM contradicts this explanation. It seems plausible, and the Commission staff sees no reason to initiate an investigation based on speculation by NOM about fundraising during mid-2009 which NGLTF specifically denies ever occurred. In any event, the total amount of funds that NGLTF reports having received during the roughly five months ending September 18, 2009 (\$2,597.94) did not exceed the threshold to qualify as a ballot question committee even if those funds had been received for the purposes of influencing the Maine campaign.

For these reasons, the Commission staff recommends conducting no investigation of NGLTF. Thank you for your consideration of this memo.



# NATIONAL ORGANIZATION FOR MARRIAGE

May 28, 2014

Maine Commission on Governmental Ethics  
and Election Practices  
135 State House Station  
Augusta, Maine 04333-0135

Re: Request for Investigation of National Gay & Lesbian Task Force Foundation and  
Action Fund

Members of the Commission,

Pursuant to Maine Revised Statutes Title 21-A, § 1003(2) and Commission Rule Chapter 1, Paragraph 4(2)(C), I hereby submit this request for an investigation by the Commission to determine whether the National Gay & Lesbian Task Force Foundation and Action Fund, have violated Maine's campaign registration and reporting laws, as those laws have recently been interpreted and applied by the Commission in the matter of National Organization for Marriage, Inc. The following facts are made upon personal knowledge and on the basis of the exhibits attached.

Specifically, in 2009, the National Gay & Lesbian Task Force Foundation ("NGLTF"), a New York 501(c)(3) nonprofit corporation with headquarters at 1325 Massachusetts Avenue, NW, Washington, DC 20005, and the National Gay & Lesbian Task Force Action Fund, a New York 501(c)(4) nonprofit corporation with the same address, solicited and received "contributions," as defined in 21-A M.R.S.A. § 1056-B(2-A) and interpreted by the Commission, in excess of \$5,000 for the purpose of influencing a campaign as defined by 21-A M.R.S.A. § 1052(1).<sup>1</sup> Contrary to the requirements of 21-A M.R.S.A. § 1056(B), NGLTF did not register with the Commission as a Ballot Question Committee within 7 days of receiving these contributions and did not file reports with the Commission. NGLTF subsequently made cash and in-kind contributions from its general treasury to Maine political action committees amounting to roughly \$140,000 during 2009-10. The source of these contributions was, therefore, never disclosed to the people of Maine and Maine voters were deprived of information concerning who was spending money to influence their vote in the ballot question election of 2009.

NGLTF likely received contributions in excess of \$5,000 through email, newsletter, and web solicitations made throughout 2009. Attached to this request are several web pages and press releases that contain solicitations for contributions to be used to influence a Maine ballot question. The publications refer to the marriage question on the ballot in Maine in 2009 and refer to NGLTF's involvement in opposing the question. Therefore, these communications constitute solicitations that would lead a donor to believe that any funds given would be used specifically for the purpose of defeating or influencing a Maine ballot question. 21-A M.R.S.A. § 1056-B(2-A)(B), as interpreted by the Commission. In the alternative, any donations received in response to requests are contributions under Maine law because they can reasonably be determined to have been provided for the purpose of defeating or influencing a Maine ballot question when

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<sup>1</sup> This complaint implicates both the Foundation and the Action Fund. "NGLTF" is used to refer to both sister corporations collectively.

viewed in the context of the contribution and NGLTF's active opposition to the ballot question. 21-A M.R.S.A. § 1056-B(2-A)(C), as interpreted by the Commission. In fact, NGLTF publicly asserted that the Maine ballot question in 2009 was its most important activity and that it had dedicated "most of the task force's organizing team to run the field portion of the No on 1 ballot measure campaign in Maine in an attempt to defend the freedom to marry in Maine in 2009." An investigation of NGLTF's communications, solicitations, and other activities is warranted to determine whether the amount of contributions received in response to these emails aggregated in excess of \$5,000. If they did, NGLTF should have registered and reported as a ballot question committee.

Furthermore, NGLTF's 2009 Form 990 tax return reveals that it received several large donations into its general treasury during 2009-2010 during the time when it was publicly announcing the importance of the Maine ballot question and its "heavy" involvement in that effort. An investigation is warranted to determine whether any communications between NGLTF and these donors would have lead the donors to believe that part or all of their funds would be used specifically for the purpose of defeating or influencing a Maine ballot question. In other words, whether the language of the solicitation included references to the Maine ballot question, for example, or to the fact that NGLTF was giving large contributions to Maine political action committees. 21-A M.R.S.A. § 1056-B(2-A)(B). In the alternative, the timing of the donations may have created a context and circumstances whereby the donations could be reasonably determined to have been contributions under Maine law. 21-A M.R.S.A. § 1056-B(2-A)(C).

For these reasons, NGLTF should have registered and reported as a ballot question committee in Maine in 2009.

**Disclaimer:** An investigation of NGLTF is warranted only because of the manner in which the Commission recently has chosen to apply the definition of "ballot question committee" and "contribution" under Maine law. The statutes themselves do not lend themselves to an interpretation that would include NGLTF's 2009 conduct as regulable. Nevertheless, another organization, the National Organization for Marriage, engaged in precisely the same conduct in 2009 as NGLTF and has just recently been found in violation of the ballot question committee law. As a result of this novel and far-reaching application of the statute, it has only now become apparent that NGLTF's (and many other organizations') conduct in 2009 was also in violation of Maine law. Again, the plain language of the statute, taken within the limitations of the First Amendment to the U.S. Constitution, does not regulate the activity, so it could not have been anticipated before now that violations of Maine law had occurred.

Respectfully submitted,

Dated: May 28, 2014

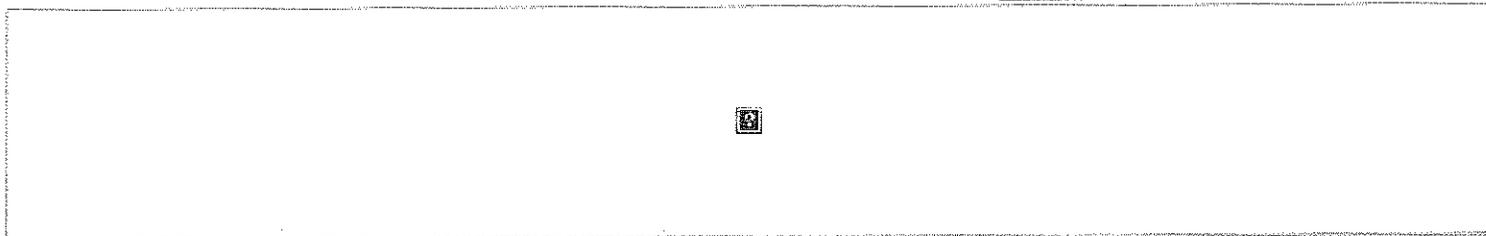
  
\_\_\_\_\_  
Brian S. Brown

Exhibit List:

- A. NGLTF Web Publications 2009
- B. NGLTF Form 990 2009

Exhibit A:  
NGLTF Web Publications 2009

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**THE ISSUES GET INVOLVED OUR WORK REPORTS & RESEARCH SUPPORT US EVENTS PRESS ABOUT US**

## Our work to secure & defend marriage equality in Maine

### Securing & defending marriage equality in Maine

The National Gay and Lesbian Task Force has been playing a critical role to protect marriage equality in Maine. The marriage equality law, which passed in May, was slated to take effect Sept. 11, but opponents of the law successfully gathered enough signatures to place a referendum on the November ballot. Check below to see what we've been up to.



Passions are high and the people of Maine are out fighting this:



The Task Force has invested heavily in Maine to both secure and protect the freedom to marry.

#### What we're up to

The Task Force Action Fund is working very closely with No on 1/Protect Maine Equality to protect marriage equality in that state. This support includes:

- Dedicating four full-time organizers to work on the ground in Maine in field for the final month of the campaign; one organizer is serving as the campaign's field director.
- Dedicating an additional organizer to work on-the-ground with Maine leaders to spearhead local fundraising. Since mid-August, their local finance committee has raised \$400,000 for No on 1.
- Dedicating our Interactive Media Coordinator to work for one week on the ground with No on 1 to grow their online organizing and social networking capacity.
- Giving \$75,000 in cash contributions to the campaign.

- Recruited a team of 45 leaders from around the country to take Volunteer Vacations to work in the No on 1 campaign; for four weeks, waves of volunteer leaders worked full-time, unpaid, on-the-ground in Maine to campaign with voters in the final days leading to election day.

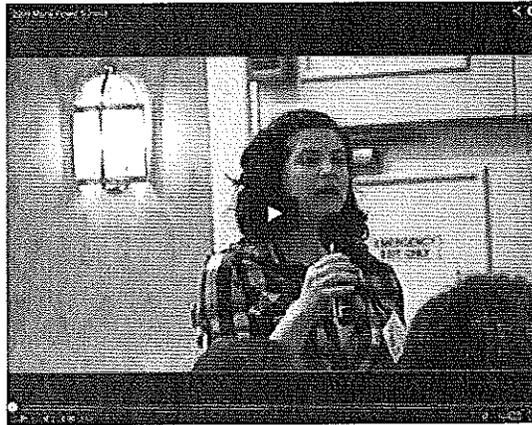


- Convened the National Religious Leadership Roundtable's fall action in Maine; national pro-LGBT faith leaders participated in two days of faith-based actions to campaign against the People's Veto.

### What we've been doing

Prior to July 2009, the Task Force Foundation:

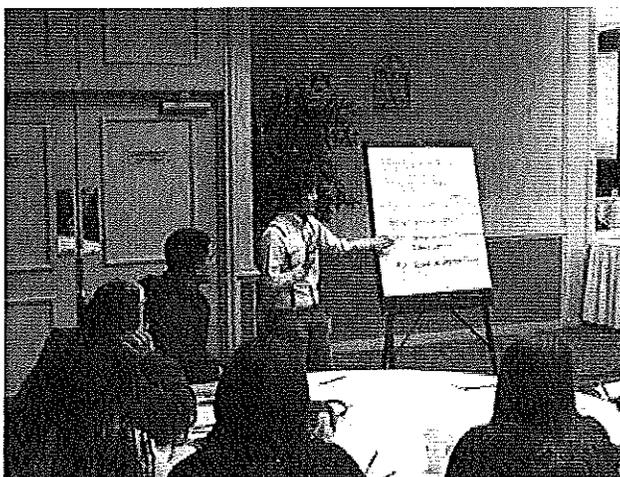
- Organized the Maine LGBT Power Summit (April 2009), which brought together 140 leaders across the country for training in campaign fundamentals. Maine participants immediately put the skills to use during the three final weeks of organizing to pass a marriage bill. Watch this video snippet from the April Power Summit:



- Gave more than \$70,000 between 2003 and 2008 to launch and grow EqualityMaine's first-ever voter identification project, which enabled EqualityMaine to hire its first statewide organizer and begin identifying voters in support of the freedom to marry.
- Trained Maine leaders in core organizing fundamentals at past Power Summits between 2004 and 2005.

*The Task Force Action Fund has:*

- Sent two organizers to work on the ground in Maine in February 2009 to launch EqualityMaine's grassroots lobbying campaign. Following the April Power Summit, Task Force organizers remained in Maine to provide additional field support in the final days leading up to the final vote on the marriage bill.
- Provided \$40,000 to EqualityMaine in seed money in 2009 to hire nine field organizers.
- Dedicated a Task Force organizer to work full time for the No on 1 campaign in 2005, which successfully defeated a referendum that would have repealed its statewide anti-discrimination law.
- Gave \$90,000 to the No on 1 campaign in 2005.



*Task Force Senior Field Organizer Moof Mayeda leads a workshop at the 2009 Maine Power Summit.*

### Learn more

Learn more about efforts to protect marriage equality in Maine by visiting [No on 1/ Protect Maine Web site](#).

Check out some media coverage of the Task Force's work in Maine [here](#) and [here](#).

### Media Inquires

Please direct media inquiries about the Task Force's work in Maine to Inga Sarda-Sorensen at 646.358.1463, [isorensen@theTaskForce.org](mailto:isorensen@theTaskForce.org), or to Pedro Julio Serrano, 646.358.1479, [pjserrano@theTaskForce.org](mailto:pjserrano@theTaskForce.org).

### Stay on top of the efforts in Maine

Follow the [Task Force on Twitter](#); follow [No on 1/ Protect Maine Equality on Twitter](#).

### National Corporate Partners



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# Move the Movement

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### Press

#### Maine becomes the fifth state to grant the freedom to marry to same-sex couples

Date: May 06, 2009

#### MEDIA CONTACT:

Inga Sarda-Sorensen  
Director of Communications  
(Office) 646.358.1463  
(Cell) 202.641.5592

[isorensen@theTaskForce.org](mailto:isorensen@theTaskForce.org) (<mailto:isorensen@thetaskforce.org>)

**WASHINGTON, May 6** — The National Gay and Lesbian Task Force Action Fund issued the following statement after Maine Gov. John Baldacci signed legislation today making Maine the fifth state to grant the freedom to marry to same-sex couples.

#### Statement by Rea Carey, Executive Director National Gay and Lesbian Task Force Action Fund

"We are thrilled with Gov. John Baldacci's thoughtful and well-reasoned decision to sign this critical legislation. This is a great day for Maine, and a great day for this country. With recent marriage victories in Connecticut, Iowa and Vermont, this action affirms the national momentum building for marriage equality. From coast to coast, people are recognizing that the fundamental protections provided through civil marriage are a critical part of fairness and full equality. Through debate, dialogue and careful consideration, states are concluding that denying this basic right doesn't protect anyone; it simply places more families in harm's way and makes them more vulnerable to hardship.

"We thank Gov. John Baldacci and the Maine Legislature for doing the right thing by supporting this legislation, and we congratulate our state partner, EqualityMaine, for this hard-fought victory. Because of EqualityMaine's leadership, same-sex couples have won the freedom to marry in Maine. The Task Force is proud of its 5-year partnership with EqualityMaine to achieve today's victory. We will be with them every step of the way to ensure marriage equality is protected."

#### More about the Task Force's investment in Maine

The National Gay and Lesbian Task Force Foundation and the National Gay and Lesbian Task Force Action Fund have invested significantly in the work of EqualityMaine to build greater political power for the lesbian, gay, bisexual and transgender community:

The Task Force Foundation has:

- Given \$82,000 to launch and grow EqualityMaine's first-ever voter identification project. The grant enabled EqualityMaine to hire its first statewide organizer to recruit and train hundreds of volunteers to talk with voters face to face about marriage equality and identify voters supportive of the issue. As a result, EqualityMaine has built a list of more than 50,000 identified supporters of the freedom to marry, one of the largest such state lists in the country.
- Organized the Maine LGBT Power Summit in late April, which brought together 140 leaders from across the country, including more than 70 Mainers, for training in campaign fundamentals. At the summit, participants walked door to door and spoke with more than 1,100 voters about marriage equality.
- Trained more than 30 additional Maine leaders at Task Force Power Summits in 2004-2005 to support EqualityMaine's voter identification project.

The Task Force Action Fund has:

- Sent organizers to work on the ground in Maine in February 2009 to launch EqualityMaine's marriage equality field program. Following the April Power Summit, several Task Force organizers remained in Maine to provide additional field support in the final days leading up to the Senate vote.
- Provided \$20,000 to EqualityMaine in seed money in January 2009 to hire nine field organizers.
- Dedicated a Task Force organizer to work full time for one month in the No on 1 campaign in 2005, which successfully defeated a referendum that would have repealed its statewide nondiscrimination law.
- Contributed \$93,000 to the No on 1 campaign.



[Download a high-resolution photo](#) ([/sites/all/files/images/rea\\_cc@\\_hires.jpg](#))

5/26/2014

## Maine becomes the fifth state to grant the freedom to marry to same-sex couples | TaskForce

complete equality. We do this through direct and grassroots lobbying to defeat anti-LGBT ballot initiatives and legislation and pass pro-LGBT legislation and other measures. We also analyze and report on the positions of candidates for public office on issues of importance to the LGBT community. The Task Force Action Fund is a 501(c)(4) non-profit corporation incorporated in New York. Contributions to the National Gay and Lesbian Task Force Action Fund are not tax deductible.

Search

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National Gay and Lesbian  
Task Force

# Small Monthly Donation = Big Impact

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## Press

## Article of Faith: Faith leaders support marriage equality in Maine

Date: October 29, 2009

## MEDIA CONTACT:

Pedro Julio Serrano, Communications Manager

(Office) 646.358.1479

(Cell) 787.602.5954

[pserrano@theTaskForce.org](mailto:pserrano@theTaskForce.org) (<mailto:pserrano@theTaskForce.org>)

**WASHINGTON, Oct. 29** — Faith leaders of the National Religious Leadership Roundtable, convened by the National Gay and Lesbian Task Force, are issuing a strong and unified call of support for the freedom to marry in Maine. Roundtable members joined with faith leaders in Maine earlier this month to call for equality. What follows is an Article of Faith about that experience.

**Article of Faith**  
by the Rev. Rebecca Voelkel  
National Religious Leadership Roundtable

The scene was not the usual campaign one: the Episcopal Cathedral in downtown Portland, Maine, draped with the liturgical stoles of those lesbian, gay, bisexual and transgender (LGBT) people who had lost their ordination due to homophobia and heterosexism, peopled with both clergy and lay leaders from a variety of different religious traditions and backgrounds. They had come for two reasons: they wanted to hear the Rt. Rev. V. Gene Robinson, the Episcopal Bishop of New Hampshire and they want to defeat Question 1, a referendum on the marriage equality law that passed the Maine Legislature and was signed by the governor this past spring.

They got what they wanted. While Bishop Robinson was not clad in his religious garb, he preached a Christian gospel of extravagant hospitality, expansive justice and overflowing love. He spoke about interfaith work and he articulated a secular-religious partnership. He inspired several standing ovations as he made crystal clear that working for justice in civil society is one manifestation of a life of faith.

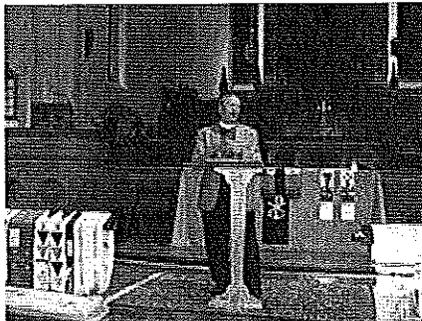
Three days after this gathering, over one thousand people of faith marched from their houses of worship to two different rallies in Portland and in Bangor that called for the defeat of Question 1.

While only a small example that might seem unimportant when compared to the larger No on 1 effort, these three events represent a critical lesson that our pro-LGBT movement continues to learn and re-learn. Because those who would oppose the moral, ethical and legal equality of lesbian, gay, bisexual and transgender people do so using religious language, religious communities and religious methods, the pro-LGBT community must continue to recognize its religious members and its religious allies. And the pro-LGBT community must continue to support, lift up and make space for pro-LGBT religious work that draws on the strengths of religious communities.

The campaign in Maine seems to have understood this lesson, and people of faith seem to have stepped up to the plate. The No on 1 kickoff featured a press conference with religious leaders articulating a message of justice-seeking, love-supporting religion and organized support. And both of the above events were sponsored by the Religious Coalition for the Freedom to Marry in Maine (and numerous co-sponsors, including the National Religious Leadership Roundtable).

The campaign in Maine, if won, will be the first time a vote by the people has extended marriage equality to same-sex couples. This will be cause for jubilant celebration. And, in particular, it will be cause for celebration that the work that we do as pro-LGBT advocates and activists — whether in the secular or religious realm — is deeply spiritual, deeply transformative work.

**About the Author:** The Rev. Rebecca Voelkel is the Institute for Welcoming Resources and faith work director for the National Gay and Lesbian Task Force.



Download a high-resolution photo of Bishop Robinson in Maine [here](http://www.taskforce.org/sites/all/files/images/relasse_images/bishop_robinson_in_maine_fires.jpg) ([http://www.taskforce.org/sites/all/files/images/relasse\\_images/bishop\\_robinson\\_in\\_maine\\_fires.jpg](http://www.taskforce.org/sites/all/files/images/relasse_images/bishop_robinson_in_maine_fires.jpg)).

-30-

The National Religious Leadership Roundtable (NRLR), convened by the National Gay and Lesbian Task Force, is an interfaith network of leaders from pro-lesbian, gay, bisexual and transgender (LGBT) faith, spiritual and religious organizations. We work in partnership with other groups to promote understanding of and respect for LGBT people within society at large and in communities of faith. We

5/26/2014

## Article of Faith: Faith leaders support marriage equality in Maine | TaskForce

promote understanding and respect within LGBT communities for a variety of faith paths and for religious liberty, and to achieve commonly held goals that promote equality, spirituality and justice.

The mission of the National Gay and Lesbian Task Force is to build the grassroots power of the lesbian, gay, bisexual and transgender (LGBT) community. We do this by training activists, equipping state and local organizations with the skills needed to organize broad-based campaigns to defeat anti-LGBT referenda and advance pro-LGBT legislation, and building the organizational capacity of our movement. Our Policy Institute, the movement's premier think tank, provides research and policy analysis to support the struggle for complete equality and to counter right-wing lies. As part of a broader social justice movement, we work to create a nation that respects the diversity of human expression and identity and creates opportunity for all. Headquartered in Washington, D.C., we also have offices in New York City, Los Angeles, Miami, Minneapolis and Cambridge.

Exhibit B:

NGLTF Form 990 2009

Form **990**

**Return of Organization Exempt From Income Tax**  
Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except black lung benefit trust or private foundation)

OMB No. 1545-0047

**2009**

Department of the Treasury  
Internal Revenue Service

▶ The organization may have to use a copy of this return to satisfy state reporting requirements.

Open to Public Inspection

**A** For the 2009 calendar year, or tax year beginning **JUL 1, 2009** and ending **JUN 30, 2010**

**B** Check if applicable:  
 Address change  
 Name change  
 Initial return  
 Terminated return  
 Amended return  
 Application pending

Please use IRS label or print or type.  
 See Specific Instructions.

**C** Name of organization  
**NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION**  
 Doing Business As  
 Number and street (or P.O. box if mail is not delivered to street address) Room/suite  
**1325 MASSACHUSETTS AVE., NW 600**  
 City or town, state or country, and ZIP + 4  
**WASHINGTON, DC 20005**

**D** Employer identification number  
**52-1624852**

**E** Telephone number  
**202-393-5177**

**G** Gross receipts \$ **7,681,188.**

**H(a)** Is this a group return for affiliates?  Yes  No  
**H(b)** Are all affiliates included?  Yes  No  
 If "No," attach a list. (see instructions)

**H(c)** Group exemption number ▶

**F** Name and address of principal officer: **KIMBERLY CAREY**  
**SAME AS C ABOVE**

**I** Tax-exempt status:  501(c) ( **3** ) ◀ (insert no.)  4947(a)(1) or  527

**J** Website: ▶ **WWW.THETASKFORCE.ORG**

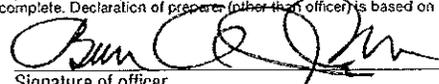
**K** Form of organization:  Corporation  Trust  Association  Other ▶ **L** Year of formation: **1988** **M** State of legal domicile: **DC**

**Part I Summary**

Activities & Governance	1	Briefly describe the organization's mission or most significant activities: <b>SEE PART III, LINE 1.</b>		
	2	Check this box <input type="checkbox"/> if the organization discontinued its operations or disposed of more than 25% of its net assets.		
	3	Number of voting members of the governing body (Part VI, line 1a)	3	28
	4	Number of independent voting members of the governing body (Part VI, line 1b)	4	28
	5	Total number of employees (Part V, line 2a)	5	51
	6	Total number of volunteers (estimate if necessary)	6	1384
	7a	Total gross unrelated business revenue from Part VIII, column (C), line 12	7a	0.
	b	Net unrelated business taxable income from Form 990-T, line 34	7b	0.
Revenue	8	Contributions and grants (Part VIII, line 1h)	Prior Year 8,424,852.	Current Year 7,067,453.
	9	Program service revenue (Part VIII, line 2g)	323,593.	271,178.
	10	Investment income (Part VIII, column (A), lines 3, 4, and 7d)		-430.
	11	Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	-438,238.	-641,439.
	12	Total revenue - add lines 8 through 11 (must equal Part VIII, column (A), line 12)	8,310,207.	6,696,762.
	Expenses	13	Grants and similar amounts paid (Part IX, column (A), lines 1-3)	618,500.
14		Benefits paid to or for members (Part IX, column (A), line 4)		
15		Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)	3,591,699.	3,520,607.
16a		Professional fundraising fees (Part IX, column (A), line 11e)	199,179.	273,860.
		b Total fundraising expenses (Part IX, column (D), line 25) ▶	1,466,821.	
17		Other expenses (Part IX, column (A), lines 11a-11d, 11f-24f)	2,679,706.	2,991,227.
18		Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)	7,089,084.	7,616,839.
	19	Revenue less expenses. Subtract line 18 from line 12	1,221,123.	-920,077.
Net Assets or Fund Balances	20	Total assets (Part X, line 16)	Beginning of Current Year 7,686,384.	End of Year 6,721,825.
	21	Total liabilities (Part X, line 26)	908,938.	864,456.
	22	Net assets or fund balances. Subtract line 21 from line 20	6,777,446.	5,857,369.

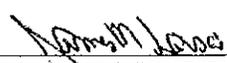
**Part II Signature Block**

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

**Sign Here**  
 Signature of officer:   
 Date: **29 April 2011**

**BRIAN A. JOHNSON, CFO**  
 Type or print name and title

**Paid Preparer's Use Only**

Preparer's signature:   
 Date: **4/29/11**  
 Check if self-employed

Firm's name (or yours if self-employed), address, and ZIP + 4: **GELMAN, ROSENBERG & FREEDMAN**  
**4550 MONTGOMERY AVE., SUITE 650 NORTH**  
**BETHESDA, MD 20814-2930**

EIN ▶  
 Phone no. ▶ **(301) 951-9090**

May the IRS discuss this return with the preparer shown above? (see instructions)  Yes  No

NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION

Form 990 (2009)

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Part III Statement of Program Service Accomplishments

1 Briefly describe the organization's mission: SEE SCHEDULE O FOR CONTINUATION THE MISSION OF THE NATIONAL GAY AND LESBIAN TASK FORCE IS TO BUILD THE GRASSROOTS POWER OF THE LESBIAN, GAY, BISEXUAL AND TRANSGENDER (LGBT) COMMUNITY. WE DO THIS BY TRAINING ACTIVISTS, EQUIPPING STATE AND LOCAL ORGANIZATIONS WITH THE SKILLS NEEDED TO ORGANIZE BROAD-BASED CAMPAIGNS

2 Did the organization undertake any significant program services during the year which were not listed on the prior Form 990 or 990-EZ? [ ] Yes [X] No If "Yes," describe these new services on Schedule O.

3 Did the organization cease conducting, or make significant changes in how it conducts, any program services? [ ] Yes [X] No If "Yes," describe these changes on Schedule O.

4 Describe the exempt purpose achievements for each of the organization's three largest program services by expenses. Section 501(c)(3) and 501(c)(4) organizations and section 4947(a)(1) trusts are required to report the amount of grants and allocations to others, the total expenses, and revenue, if any, for each program service reported.

SEE SCHEDULE O FOR CONTINUATION(S)

4a (Code: ) (Expenses \$ 6,060,336. including grants of \$ 831,145. ) (Revenue \$ 271,178. ) IN FY 2010, HIGHLIGHTS OF ACCOMPLISHMENTS PURSUANT TO OUR MISSION INCLUDED (A) SUCCESSFULLY ORGANIZING PARTICIPATION IN THE ACADEMY FOR LEADERSHIP AND ACTION AT THE NATIONAL CONFERENCE ON LGBT EQUALITY; CREATING CHANGE TO REACH OVER 750 PARTICIPANTS. THE SESSIONS PREPARED LEADERS AND POTENTIAL LEADERS, PRIMARILY AT THE LOCAL AND STATE-LEVEL, TO FILL STAFF, BOARD, ACTIVIST, AND VOLUNTEER ROLES CRITICAL TO THE MOVEMENT'S SUCCESS. IN 2010, THE CONFERENCE OFFERED 29 ADVANCED ACADEMY TRAINING SESSIONS AT MULTIPLE LEARNING LEVELS; (B) HOSTED ONE POWER SUMMIT TRAINING IN EAST LOS ANGELES (JUNE 2010) - A THREE-DAY, INTENSIVE GRASSROOTS ORGANIZING TRAINING PROGRAM FOR A TOTAL OF 127 PARTICIPANTS - IN COLLABORATION WITH EQUALITY CALIFORNIA AND THE L.A. GAY AND LESBIAN CENTER; (C) COLLABORATED WITH BASIC RIGHTS OREGON TO

4b (Code: ) (Expenses \$ including grants of \$ ) (Revenue \$ )

4c (Code: ) (Expenses \$ including grants of \$ ) (Revenue \$ )

4d Other program services. (Describe in Schedule O.) (Expenses \$ including grants of \$ ) (Revenue \$ )

4e Total program service expenses \$ 6,060,336.

**NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION**

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**Part IV Checklist of Required Schedules**

		Yes	No
1	Is the organization described in section 501(c)(3) or 4947(a)(1) (other than a private foundation)? <i>If "Yes," complete Schedule A</i> .....	X	
2	Is the organization required to complete Schedule B, Schedule of Contributors? .....	X	
3	Did the organization engage in direct or indirect political campaign activities on behalf of or in opposition to candidates for public office? <i>If "Yes," complete Schedule C, Part I</i> .....		X
4	Section 501(c)(3) organizations. Did the organization engage in lobbying activities? <i>If "Yes," complete Schedule C, Part II</i> .....	X	
5	Section 501(c)(4), 501(c)(5), and 501(c)(6) organizations. Is the organization subject to the section 6033(e) notice and reporting requirement and proxy tax? <i>If "Yes," complete Schedule C, Part III</i> .....	N/A	
6	Did the organization maintain any donor advised funds or any similar funds or accounts where donors have the right to provide advice on the distribution or investment of amounts in such funds or accounts? <i>If "Yes," complete Schedule D, Part I</i> .....		X
7	Did the organization receive or hold a conservation easement, including easements to preserve open space, the environment, historic land areas, or historic structures? <i>If "Yes," complete Schedule D, Part II</i> .....		X
8	Did the organization maintain collections of works of art, historical treasures, or other similar assets? <i>If "Yes," complete Schedule D, Part III</i> .....		X
9	Did the organization report an amount in Part X, line 21; serve as a custodian for amounts not listed in Part X; or provide credit counseling, debt management, credit repair, or debt negotiation services? <i>If "Yes," complete Schedule D, Part IV</i> .....		X
10	Did the organization, directly or through a related organization, hold assets in term, permanent, or quasi-endowments? <i>If "Yes," complete Schedule D, Part V</i> .....		X
11	Is the organization's answer to any of the following questions "Yes"? <i>If so, complete Schedule D, Parts VI, VII, VIII, IX, or X as applicable</i> .....	X	
	• Did the organization report an amount for land, buildings, and equipment in Part X, line 10? <i>If "Yes," complete Schedule D, Part VI.</i>		
	• Did the organization report an amount for investments - other securities in Part X, line 12 that is 5% or more of its total assets reported in Part X, line 16? <i>If "Yes," complete Schedule D, Part VII.</i>		
	• Did the organization report an amount for investments - program related in Part X, line 13 that is 5% or more of its total assets reported in Part X, line 16? <i>If "Yes," complete Schedule D, Part VIII.</i>		
	• Did the organization report an amount for other assets in Part X, line 15 that is 5% or more of its total assets reported in Part X, line 16? <i>If "Yes," complete Schedule D, Part IX.</i>		
	• Did the organization report an amount for other liabilities in Part X, line 25? <i>If "Yes," complete Schedule D, Part X.</i>		
	• Did the organization's separate or consolidated financial statements for the tax year include a footnote that addresses the organization's liability for uncertain tax positions under FIN 48? <i>If "Yes," complete Schedule D, Part X.</i>		
12	Did the organization obtain separate, independent audited financial statements for the tax year? <i>If "Yes," complete Schedule D, Parts XI, XII, and XIII.</i> .....	X	
12A	Was the organization included in consolidated, independent audited financial statements for the tax year? <i>If "Yes," completing Schedule D, Parts XI, XII, and XIII is optional</i> .....	Yes	No
			X
13	Is the organization a school described in section 170(b)(1)(A)(ii)? <i>If "Yes," complete Schedule E</i> .....		X
14a	Did the organization maintain an office, employees, or agents outside of the United States? .....		X
b	Did the organization have aggregate revenues or expenses of more than \$10,000 from grantmaking, fundraising, business, and program service activities outside the United States? <i>If "Yes," complete Schedule F, Part I</i> .....		X
15	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of grants or assistance to any organization or entity located outside the United States? <i>If "Yes," complete Schedule F, Part II</i> .....		X
16	Did the organization report on Part IX, column (A), line 3, more than \$5,000 of aggregate grants or assistance to individuals located outside the United States? <i>If "Yes," complete Schedule F, Part III</i> .....		X
17	Did the organization report a total of more than \$15,000 of expenses for professional fundraising services on Part IX, column (A), lines 6 and 11e? <i>If "Yes," complete Schedule G, Part I</i> .....	X	
18	Did the organization report more than \$15,000 total of fundraising event gross income and contributions on Part VIII, lines 1c and 8a? <i>If "Yes," complete Schedule G, Part II</i> .....	X	
19	Did the organization report more than \$15,000 of gross income from gaming activities on Part VIII, line 9a? <i>If "Yes," complete Schedule G, Part III</i> .....		X
20	Did the organization operate one or more hospitals? <i>If "Yes," complete Schedule H</i> .....		X

Form 990 (2009)

NATIONAL GAY & LESBIAN TASK FORCE

Form 990 (2009)

FOUNDATION

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Part IV Checklist of Required Schedules (continued)

	Yes	No
21 Did the organization report more than \$5,000 of grants and other assistance to governments and organizations in the United States on Part IX, column (A), line 1? If "Yes," complete Schedule I, Parts I and II	X	
22 Did the organization report more than \$5,000 of grants and other assistance to individuals in the United States on Part IX, column (A), line 2? If "Yes," complete Schedule I, Parts I and III		X
23 Did the organization answer "Yes" to Part VII, Section A, line 3, 4, or 5 about compensation of the organization's current and former officers, directors, trustees, key employees, and highest compensated employees? If "Yes," complete Schedule J	X	
24a Did the organization have a tax-exempt bond issue with an outstanding principal amount of more than \$100,000 as of the last day of the year, that was issued after December 31, 2002? If "Yes," answer lines 24b through 24d and complete Schedule K. If "No", go to line 25		X
b Did the organization invest any proceeds of tax-exempt bonds beyond a temporary period exception?		
c Did the organization maintain an escrow account other than a refunding escrow at any time during the year to defease any tax-exempt bonds?		
d Did the organization act as an "on behalf of" issuer for bonds outstanding at any time during the year?		
25a Section 501(c)(3) and 501(c)(4) organizations. Did the organization engage in an excess benefit transaction with a disqualified person during the year? If "Yes," complete Schedule L, Part I		X
b Is the organization aware that it engaged in an excess benefit transaction with a disqualified person in a prior year, and that the transaction has not been reported on any of the organization's prior Forms 990 or 990-EZ? If "Yes," complete Schedule L, Part I		X
26 Was a loan to or by a current or former officer, director, trustee, key employee, highly compensated employee, or disqualified person outstanding as of the end of the organization's tax year? If "Yes," complete Schedule L, Part II		X
27 Did the organization provide a grant or other assistance to an officer, director, trustee, key employee, substantial contributor, or a grant selection committee member, or to a person related to such an individual? If "Yes," complete Schedule L, Part III		X
28 Was the organization a party to a business transaction with one of the following parties, (see Schedule L, Part IV instructions for applicable filing thresholds, conditions, and exceptions):		
a A current or former officer, director, trustee, or key employee? If "Yes," complete Schedule L, Part IV		X
b A family member of a current or former officer, director, trustee, or key employee? If "Yes," complete Schedule L, Part IV		X
c An entity of which a current or former officer, director, trustee, or key employee of the organization (or a family member) was an officer, director, trustee, or direct or indirect owner? If "Yes," complete Schedule L, Part IV		X
29 Did the organization receive more than \$25,000 in non-cash contributions? If "Yes," complete Schedule M		X
30 Did the organization receive contributions of art, historical treasures, or other similar assets, or qualified conservation contributions? If "Yes," complete Schedule M		X
31 Did the organization liquidate, terminate, or dissolve and cease operations? If "Yes," complete Schedule N, Part I		X
32 Did the organization sell, exchange, dispose of, or transfer more than 25% of its net assets? If "Yes," complete Schedule N, Part II		X
33 Did the organization own 100% of an entity disregarded as separate from the organization under Regulations sections 301.7701-2 and 301.7701-3? If "Yes," complete Schedule R, Part I		X
34 Was the organization related to any tax-exempt or taxable entity? If "Yes," complete Schedule R, Parts II, III, IV, and V, line 1	X	
35 Is any related organization a controlled entity within the meaning of section 512(b)(13)? If "Yes," complete Schedule R, Part V, line 2	X	
36 Section 501(c)(3) organizations. Did the organization make any transfers to an exempt non-charitable related organization? If "Yes," complete Schedule R, Part V, line 2	X	
37 Did the organization conduct more than 5% of its activities through an entity that is not a related organization and that is treated as a partnership for federal income tax purposes? If "Yes," complete Schedule R, Part VI		X
38 Did the organization complete Schedule O and provide explanations in Schedule O for Part VI, lines 11 and 19?	X	

Note. All Form 990 filers are required to complete Schedule O.

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NATIONAL GAY & LESBIAN TASK FORCE  
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**Part V** Statements Regarding Other IRS Filings and Tax Compliance

		Yes	No
1a	Enter the number reported in Box 3 of Form 1096, Annual Summary and Transmittal of U.S. Information Returns. Enter -0- if not applicable		
	1a	70	
b	Enter the number of Forms W-2G included in line 1a. Enter -0- if not applicable		
	1b	0	
c	Did the organization comply with backup withholding rules for reportable payments to vendors and reportable gaming (gambling) winnings to prize winners?	X	
	1c		
2a	Enter the number of employees reported on Form W-3, Transmittal of Wage and Tax Statements, filed for the calendar year ending with or within the year covered by this return		
	2a	51	
b	If at least one is reported on line 2a, did the organization file all required federal employment tax returns? <i>Note.</i> If the sum of lines 1a and 2a is greater than 250, you may be required to e-file this return. (see instructions)	X	
	2b		
3a	Did the organization have unrelated business gross income of \$1,000 or more during the year covered by this return?		X
	3a		
b	If "Yes," has it filed a Form 990-T for this year? If "No," provide an explanation in Schedule O		
	3b		
4a	At any time during the calendar year, did the organization have an interest in, or a signature or other authority over, a financial account in a foreign country (such as a bank account, securities account, or other financial account)?		X
	4a		
b	If "Yes," enter the name of the foreign country: See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts.		
	4b		
5a	Was the organization a party to a prohibited tax shelter transaction at any time during the tax year?		X
	5a		
b	Did any taxable party notify the organization that it was or is a party to a prohibited tax shelter transaction?		X
	5b		
c	If "Yes," to line 5a or 5b, did the organization file Form 8886-T, Disclosure by Tax-Exempt Entity Regarding Prohibited Tax Shelter Transaction?		
	5c		
6a	Does the organization have annual gross receipts that are normally greater than \$100,000, and did the organization solicit any contributions that were not tax deductible?		X
	6a		
b	If "Yes," did the organization include with every solicitation an express statement that such contributions or gifts were not tax deductible?		
	6b		
7	<b>Organizations that may receive deductible contributions under section 170(c).</b>		
a	Did the organization receive a payment in excess of \$75 made partly as a contribution and partly for goods and services provided to the payor?		X
	7a		
b	If "Yes," did the organization notify the donor of the value of the goods or services provided?		
	7b		
c	Did the organization sell, exchange, or otherwise dispose of tangible personal property for which it was required to file Form 8282?		X
	7c		
d	If "Yes," indicate the number of Forms 8282 filed during the year		
	7d		
e	Did the organization, during the year, receive any funds, directly or indirectly, to pay premiums on a personal benefit contract?		X
	7e		
f	Did the organization, during the year, pay premiums, directly or indirectly, on a personal benefit contract?		X
	7f		
g	For all contributions of qualified intellectual property, did the organization file Form 8899 as required?		
	7g		
h	For contributions of cars, boats, airplanes, and other vehicles, did the organization file a Form 1098-C as required?		
	7h		
8	<b>Sponsoring organizations maintaining donor advised funds and section 509(a)(3) supporting organizations.</b> Did the supporting organization, or a donor advised fund maintained by a sponsoring organization, have excess business holdings at any time during the year? N/A		
	8		
9	<b>Sponsoring organizations maintaining donor advised funds.</b>		
a	Did the organization make any taxable distributions under section 4966? N/A		
	9a		
b	Did the organization make a distribution to a donor, donor advisor, or related person? N/A		
	9b		
10	<b>Section 501(c)(7) organizations.</b> Enter:		
a	Initiation fees and capital contributions included on Part VIII, line 12 N/A	10a	
b	Gross receipts, included on Form 990, Part VIII, line 12, for public use of club facilities	10b	
11	<b>Section 501(c)(12) organizations.</b> Enter:		
a	Gross income from members or shareholders N/A	11a	
b	Gross income from other sources (Do not net amounts due or paid to other sources against amounts due or received from them.)	11b	
12a	<b>Section 4947(a)(1) non-exempt charitable trusts.</b> Is the organization filing Form 990 in lieu of Form 1041?	12a	
b	If "Yes," enter the amount of tax-exempt interest received or accrued during the year	12b	

Form 990 (2009)

NATIONAL GAY & LESBIAN TASK FORCE

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**Part VI Governance, Management, and Disclosure** For each "Yes" response to lines 2 through 7b below, and for a "No" response to line 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.

**Section A. Governing Body and Management**

	Yes	No
1a Enter the number of voting members of the governing body		
1a		28
b Enter the number of voting members that are independent		
1b		28
2 Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?		X
3 Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?		X
4 Did the organization make any significant changes to its organizational documents since the prior Form 990 was filed?		X
5 Did the organization become aware during the year of a material diversion of the organization's assets?		X
6 Does the organization have members or stockholders?		X
7a Does the organization have members, stockholders, or other persons who may elect one or more members of the governing body?		X
b Are any decisions of the governing body subject to approval by members, stockholders, or other persons?		X
8 Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following:		
a The governing body?	X	
b Each committee with authority to act on behalf of the governing body?	X	
9 Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O		X

**Section B. Policies** (This Section B requests information about policies not required by the Internal Revenue Code.)

	Yes	No
10a Does the organization have local chapters, branches, or affiliates?		X
b If "Yes," does the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with those of the organization?		
10b		
11 Has the organization provided a copy of this Form 990 to all members of its governing body before filing the form?		X
11A Describe in Schedule O the process, if any, used by the organization to review this Form 990.		
12a Does the organization have a written conflict of interest policy? If "No," go to line 13	X	
b Are officers, directors or trustees, and key employees required to disclose annually interests that could give rise to conflicts?	X	
12b	X	
c Does the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe in Schedule O how this is done	X	
12c	X	
13 Does the organization have a written whistleblower policy?	X	
14 Does the organization have a written document retention and destruction policy?	X	
15 Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?		
a The organization's CEO, Executive Director, or top management official	X	
15a	X	
b Other officers or key employees of the organization		X
15b		X
If "Yes" to line 15a or 15b, describe the process in Schedule O. (See instructions.)		
16a Did the organization invest in, contribute assets to, or participate in a joint venture or similar arrangement with a taxable entity during the year?		X
16a		X
b If "Yes," has the organization adopted a written policy or procedure requiring the organization to evaluate its participation in joint venture arrangements under applicable federal tax law, and taken steps to safeguard the organization's exempt status with respect to such arrangements?		
16b		

**Section C. Disclosure**

- 17 List the states with which a copy of this Form 990 is required to be filed **SEE SCHEDULE O**
- 18 Section 6104 requires an organization to make its Forms 1023 (or 1024 if applicable), 990, and 990-T (501(c)(3)s only) available for public inspection. Indicate how you make these available. Check all that apply.  
 Own website  Another's website  Upon request
- 19 Describe in Schedule O whether (and if so, how), the organization makes its governing documents, conflict of interest policy, and financial statements available to the public.
- 20 State the name, physical address, and telephone number of the person who possesses the books and records of the organization: **BRIAN JOHNSON - 202-393-5177**  
**1325 MASSACHUSETTS AVE., NW, NO. 600, WASHINGTON, DC 20005**

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**Part VII Compensation of Officers, Directors, Trustees, Key Employees, Highest Compensated Employees, and Independent Contractors**

**Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees**

1a Complete this table for all persons required to be listed. Report compensation for the calendar year ending with or within the organization's tax year. Use Schedule J-2 if additional space is needed.

- List all of the organization's current officers, directors, trustees (whether individuals or organizations), regardless of amount of compensation. Enter -0- in columns (D), (E), and (F) if no compensation was paid.
- List all of the organization's current key employees. See instructions for definition of "key employee."
- List the organization's five current highest compensated employees (other than an officer, director, trustee, or key employee) who received reportable compensation (Box 5 of Form W-2 and/or Box 7 of Form 1099-MISC) of more than \$100,000 from the organization and any related organizations.
- List all of the organization's former officers, key employees, and highest compensated employees who received more than \$100,000 of reportable compensation from the organization and any related organizations.
- List all of the organization's former directors or trustees that received, in the capacity as a former director or trustee of the organization, more than \$10,000 of reportable compensation from the organization and any related organizations.

List persons in the following order: individual trustees or directors; institutional trustees; officers; key employees; highest compensated employees; and former such persons.

Check this box if the organization did not compensate any current officer, director, or trustee.

(A) Name and Title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
MARSHA BOTZER CO-CHAIR	4.50	X		X				0.	0.	0.
LEE RUBIN CO-CHAIR	4.50	X		X				0.	0.	0.
MOONHAWK RIVER STONE VICE CO-CHAIR	3.00	X		X				0.	0.	0.
HANS JOHNSON VICE CO-CHAIR	3.00	X		X				0.	0.	0.
WILLIAM FORREST TREASURER	3.00	X		X				0.	0.	0.
JOHN ALLEN BOARD MEMBER	1.50	X						0.	0.	0.
ANTHONY ARAGON BOARD MEMBER	1.50	X						0.	0.	0.
ALAN BERNSTEIN BOARD MEMBER	1.50	X						0.	0.	0.
MARGARET BURD BOARD MEMBER	1.50	X						0.	0.	0.
PAM DAVID BOARD MEMBER	1.50	X						0.	0.	0.
DAVID DE SILVA CORNELL BOARD MEMBER	1.50	X						0.	0.	0.
LIEBE GADINSKY BOARD MEMBER	1.50	X						0.	0.	0.
SUZANNE GOLDSTEIN BOARD MEMBER	1.50	X						0.	0.	0.
MARIO GUERRERO BOARD MEMBER	1.50	X						0.	0.	0.
KIERRA JOHNSON BOARD MEMBER	1.50	X						0.	0.	0.
JEFF KERZMAN BOARD MEMBER	1.50	X						0.	0.	0.
T.J. MICHELS BOARD MEMBER	1.50	X						0.	0.	0.

NATIONAL GAY & LESBIAN TASK FORCE  
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**Part VII** Section A. Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees (continued)

(A) Name and title	(B) Average hours per week	(C) Position (check all that apply)						(D) Reportable compensation from the organization (W-2/1099-MISC)	(E) Reportable compensation from related organizations (W-2/1099-MISC)	(F) Estimated amount of other compensation from the organization and related organizations
		Individual trustee or director	Institutional trustee	Officer	Key employee	Highest compensated employee	Former			
NICOLE MURRAY-RAMIREZ BOARD MEMBER	1.50	X						0.	0.	0.
ANDREW OGILVIE BOARD MEMBER	1.50	X						0.	0.	0.
DAVID PRICE BOARD MEMBER	1.50	X						0.	0.	0.
JEFF ADLER BOARD MEMBER	1.50	X						0.	0.	0.
ROBERT SALEM BOARD MEMBER	1.50	X						0.	0.	0.
MICHELLE STECKER BOARD MEMBER	1.50	X						0.	0.	0.
KEN THOMPSON BOARD MEMBER	1.50	X						0.	0.	0.
ERIC VON KUERSTEINER BOARD MEMBER	1.50	X						0.	0.	0.
PETER WHARTON BOARD MEMBER	1.50	X						0.	0.	0.
HOPE WINE BOARD MEMBER	1.50	X						0.	0.	0.
<b>1b Total</b>								783,126.	0.	65,572.

2 Total number of individuals (including but not limited to those listed above) who received more than \$100,000 in reportable compensation from the organization **6**

	Yes	No
3 Did the organization list any former officer, director or trustee, key employee, or highest compensated employee on line 1a? If "Yes," complete Schedule J for such individual		X
4 For any individual listed on line 1a, is the sum of reportable compensation and other compensation from the organization and related organizations greater than \$150,000? If "Yes," complete Schedule J for such individual	X	
5 Did any person listed on line 1a receive or accrue compensation from any unrelated organization for services rendered to the organization? If "Yes," complete Schedule J for such person		X

Section B. Independent Contractors

1 Complete this table for your five highest compensated independent contractors that received more than \$100,000 of compensation from the organization.

(A) Name and business address	(B) Description of services	(C) Compensation
AB DATA 600 AB DATA DR, MILWAUKEE, WI 53217	DIRECT MARKETING	225,821.
WATERSHED COMPANY PO BOX 98301, BOSTON, MA 02298	CONSULTING FOR ONLINE FUNDRAISING	108,959.

2 Total number of independent contractors (including but not limited to those listed above) who received more than \$100,000 in compensation from the organization **2**

SEE SCHEDULE J-2 FOR PART VII, SECTION A CONTINUATION

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Part VIII Statement of Revenue

		(A) Total revenue	(B) Related or exempt function revenue	(C) Unrelated business revenue	(D) Revenue excluded from tax under sections 512, 513, or 514	
Contributions, gifts, grants and other similar amounts	1 a Federated campaigns	1a				
	b Membership dues	1b				
	c Fundraising events	1c	1122015.			
	d Related organizations	1d				
	e Government grants (contributions)	1e				
	f All other contributions, gifts, grants, and similar amounts not included above	1f	5945438.			
	g Noncash contributions included in lines 1a-1f: \$					
	h Total. Add lines 1a-1f		7067453.			
Program Service Revenue	2 a CONFERENCE/TRAINING	Business Code 900099	271,178.	271,178.		
	b					
	c					
	d					
	e					
	f All other program service revenue					
	g Total. Add lines 2a-2f		271,178.			
Other Revenue	3 Investment income (including dividends, interest, and other similar amounts)					
	4 Income from investment of tax-exempt bond proceeds					
	5 Royalties					
	6 a Gross Rents	(i) Real	20,000.			
		(ii) Personal				
		b Less: rental expenses				
		c Rental income or (loss)	20,000.			
	d Net rental income or (loss)		20,000.		20,000.	
	7 a Gross amount from sales of assets other than inventory	(i) Securities	148516.			
		(ii) Other				
		b Less: cost or other basis and sales expenses	148946.			
		c Gain or (loss)	-430.			
	d Net gain or (loss)		-430.		-430.	
	8 a Gross income from fundraising events (not including \$ 1,122,015. of contributions reported on line 1c). See Part IV, line 18	a	49,495.			
	b Less: direct expenses	b	835480.			
c Net income or (loss) from fundraising events		-785,985.		-785,985.		
9 a Gross income from gaming activities. See Part IV, line 19	a					
b Less: direct expenses	b					
c Net income or (loss) from gaming activities						
10 a Gross sales of inventory, less returns and allowances	a					
b Less: cost of goods sold	b					
c Net income or (loss) from sales of inventory						
Miscellaneous Revenue		Business Code				
11 a EXPENSE REIMBURSEMENT	900099	114,057.		114,057.		
b MISCELLANEOUS	900099	7,164.		7,164.		
c HONORARIUMS	900099	3,325.		3,325.		
d All other revenue						
e Total. Add lines 11a-11d		124,546.				
12 Total revenue. See instructions.		6696762.	271,178.	0.	-641869.	

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**Part IX Statement of Functional Expenses**

Section 501(c)(3) and 501(c)(4) organizations must complete all columns.

All other organizations must complete column (A) but are not required to complete columns (B), (C), and (D).

Do not include amounts reported on lines 6b, 7b, 8b, 9b, and 10b of Part VIII.	(A) Total expenses	(B) Program service expenses	(C) Management and general expenses	(D) Fundraising expenses
1 Grants and other assistance to governments and organizations in the U.S. See Part IV, line 21	831,145.	831,145.		
2 Grants and other assistance to individuals in the U.S. See Part IV, line 22				
3 Grants and other assistance to governments, organizations, and individuals outside the U.S. See Part IV, lines 15 and 16				
4 Benefits paid to or for members				
5 Compensation of current officers, directors, trustees, and key employees	352,222.	279,831.	12,432.	59,959.
6 Compensation not included above, to disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B)				
7 Other salaries and wages	2,670,527.	2,265,978.	24,373.	380,176.
8 Pension plan contributions (include section 401(k) and section 403(b) employer contributions)	17,941.	15,113.	217.	2,611.
9 Other employee benefits	221,811.	187,319.	2,350.	32,142.
10 Payroll taxes	258,106.	217,421.	3,115.	37,570.
11 Fees for services (non-employees):				
a Management				
b Legal	34,764.	21,703.	603.	12,458.
c Accounting	41,013.	25,605.	711.	14,697.
d Lobbying				
e Professional fundraising services. See Part IV, line 17	273,860.			273,860.
f Investment management fees				
g Other	488,406.	304,914.	8,466.	175,026.
12 Advertising and promotion				
13 Office expenses	617,017.	441,773.	20,087.	155,157.
14 Information technology	87,017.	45,261.	1,157.	40,599.
15 Royalties				
16 Occupancy	450,491.	354,070.	82.	96,339.
17 Travel	519,044.	460,325.	3,703.	55,016.
18 Payments of travel or entertainment expenses for any federal, state, or local public officials				
19 Conferences, conventions, and meetings	322,064.	303,416.	1,440.	17,208.
20 Interest	1,373.	920.	92.	361.
21 Payments to affiliates				
22 Depreciation, depletion, and amortization	108,076.	72,382.	7,276.	28,418.
23 Insurance	33,668.	22,548.	2,267.	8,853.
24 Other expenses. Itemize expenses not covered above. (Expenses grouped together and labeled miscellaneous may not exceed 5% of total expenses shown on line 25 below.)				
a <b>DUES AND SUBSCRIPTIONS</b>	93,824.	31,829.	865.	61,130.
b <b>INTERNS/FELLOWS</b>	67,321.	67,321.		
c <b>SPONSORSHIP &amp; AWARDS</b>	64,689.	61,799.	210.	2,680.
d <b>MISCELLANEOUS</b>	58,789.	47,096.	78.	11,615.
e <b>FACILITY COSTS</b>	3,671.	2,567.	158.	946.
f All other expenses				
25 Total functional expenses. Add lines 1 through 24f	7,616,839.	6,060,336.	89,682.	1,466,821.
26 Joint costs. Check here <input type="checkbox"/> if following SOP 98-2. Complete this line only if the organization reported in column (B) joint costs from a combined educational campaign and fundraising solicitation ...				

**NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION**

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**Part X Balance Sheet**

		(A) Beginning of year		(B) End of year	
Assets	1 Cash - non-interest-bearing .....	2,000.	1	899,264.	
	2 Savings and temporary cash investments .....	933,553.	2		
	3 Pledges and grants receivable, net .....	6,136,537.	3	5,087,856.	
	4 Accounts receivable, net .....	9,263.	4	11,602.	
	5 Receivables from current and former officers, directors, trustees, key employees, and highest compensated employees. Complete Part II of Schedule L .....			5	
	6 Receivables from other disqualified persons (as defined under section 4958(f)(1)) and persons described in section 4958(c)(3)(B). Complete Part II of Schedule L .....			6	
	7 Notes and loans receivable, net .....			7	
	8 Inventories for sale or use .....			8	
	9 Prepaid expenses and deferred charges .....			9	21,427.
	10a Land, buildings, and equipment: cost or other basis. Complete Part VI of Schedule D .....	10a	1,169,314.		
	b Less: accumulated depreciation .....	10b	872,520.		
			170,885.	10c	296,794.
	11 Investments - publicly traded securities .....		148,946.	11	
	12 Investments - other securities. See Part IV, line 11 .....			12	
	13 Investments - program-related. See Part IV, line 11 .....			13	
	14 Intangible assets .....			14	
15 Other assets. See Part IV, line 11 .....		285,200.	15	404,882.	
16 <b>Total assets.</b> Add lines 1 through 15 (must equal line 34) .....		7,686,384.	16	6,721,825.	
Liabilities	17 Accounts payable and accrued expenses .....	819,787.	17	648,118.	
	18 Grants payable .....		18		
	19 Deferred revenue .....		19		
	20 Tax-exempt bond liabilities .....		20		
	21 Escrow or custodial account liability. Complete Part IV of Schedule D .....			21	
	22 Payables to current and former officers, directors, trustees, key employees, highest compensated employees, and disqualified persons. Complete Part II of Schedule L .....			22	
	23 Secured mortgages and notes payable to unrelated third parties .....			23	
	24 Unsecured notes and loans payable to unrelated third parties .....			24	
	25 Other liabilities. Complete Part X of Schedule D .....		89,151.	25	216,338.
	26 <b>Total liabilities.</b> Add lines 17 through 25 .....		908,938.	26	864,456.
Net Assets or Fund Balances	Organizations that follow SFAS 117, check here <input checked="" type="checkbox"/> and complete lines 27 through 29, and lines 33 and 34.				
	27 Unrestricted net assets .....	-328,943.	27	206,269.	
	28 Temporarily restricted net assets .....	7,106,389.	28	5,651,100.	
	29 Permanently restricted net assets .....		29		
	Organizations that do not follow SFAS 117, check here <input type="checkbox"/> and complete lines 30 through 34.				
	30 Capital stock or trust principal, or current funds .....			30	
	31 Paid-in or capital surplus, or land, building, or equipment fund .....			31	
	32 Retained earnings, endowment, accumulated income, or other funds .....			32	
33 <b>Total net assets or fund balances</b> .....		6,777,446.	33	5,857,369.	
34 <b>Total liabilities and net assets/fund balances</b> .....		7,686,384.	34	6,721,825.	

Form 990 (2009)

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Form 990 (2009)

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**Part XI** Financial Statements and Reporting

		Yes	No
1	Accounting method used to prepare the Form 990: <input type="checkbox"/> Cash <input checked="" type="checkbox"/> Accrual <input type="checkbox"/> Other _____ If the organization changed its method of accounting from a prior year or checked "Other," explain in Schedule O.		
2a	Were the organization's financial statements compiled or reviewed by an independent accountant? .....		X
b	Were the organization's financial statements audited by an independent accountant? .....	X	
c	If "Yes" to line 2a or 2b, does the organization have a committee that assumes responsibility for oversight of the audit, review, or compilation of its financial statements and selection of an independent accountant? .....	X	
If the organization changed either its oversight process or selection process during the tax year, explain in Schedule O.			
d	If "Yes" to line 2a or 2b, check a box below to indicate whether the financial statements for the year were issued on a consolidated basis, separate basis, or both: <input checked="" type="checkbox"/> Separate basis <input type="checkbox"/> Consolidated basis <input type="checkbox"/> Both consolidated and separate basis		
3a	As a result of a federal award, was the organization required to undergo an audit or audits as set forth in the Single Audit Act and OMB Circular A-133? .....		X
b	If "Yes," did the organization undergo the required audit or audits? If the organization did not undergo the required audit or audits, explain why in Schedule O and describe any steps taken to undergo such audits. ....		

Form 990 (2009)



NATIONAL GAY & LESBIAN TASK FORCE

Schedule A (Form 990 or 990-EZ) 2009 FOUNDATION

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**Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)**

(Complete only if you checked the box on line 5, 7, or 8 of Part I.)

**Section A. Public Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received. (Do not include any "unusual grants.")	8,717,256.	10,455,837.	7,629,144.	8,424,852.	7,067,453.	42,294,542.
2 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
3 The value of services or facilities furnished by a governmental unit to the organization without charge						
4 Total. Add lines 1 through 3	8,717,256.	10,455,837.	7,629,144.	8,424,852.	7,067,453.	42,294,542.
5 The portion of total contributions by each person (other than a governmental unit or publicly supported organization) included on line 1 that exceeds 2% of the amount shown on line 11, column (f)						5,925,958.
6 Public support. Subtract line 5 from line 4.						36,368,584.

**Section B. Total Support**

Calendar year (or fiscal year beginning in) ▶	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
7 Amounts from line 4	8,717,256.	10,455,837.	7,629,144.	8,424,852.	7,067,453.	42,294,542.
8 Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources	200,810.	109,376.	176,228.	163,013.	20,000.	669,427.
9 Net income from unrelated business activities, whether or not the business is regularly carried on						
10 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)	12,627.	20,059.	139,382.	153,556.	124,546.	450,170.
11 Total support. Add lines 7 through 10						43,414,139.
12 Gross receipts from related activities, etc. (see instructions)					12	2,108,077.
13 First five years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here						<input type="checkbox"/>

**Section C. Computation of Public Support Percentage**

14 Public support percentage for 2009 (line 6, column (f) divided by line 11, column (f))	14	83.77 %
15 Public support percentage from 2008 Schedule A, Part II, line 14	15	86.47 %
16a 33 1/3% support test - 2009. If the organization did not check the box on line 13, and line 14 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization	<input checked="" type="checkbox"/>	
b 33 1/3% support test - 2008. If the organization did not check a box on line 13 or 16a, and line 15 is 33 1/3% or more, check this box and stop here. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
17a 10% -facts-and-circumstances test - 2009. If the organization did not check a box on line 13, 16a, or 16b, and line 14 is 10% or more, and if the organization meets the "facts-and-circumstances" test, check this box and stop here. Explain in Part IV how the organization meets the "facts-and-circumstances" test. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
b 10% -facts-and-circumstances test - 2008. If the organization did not check a box on line 13, 16a, 16b, or 17a, and line 15 is 10% or more, and if the organization meets the "facts-and-circumstances" test, check this box and stop here. Explain in Part IV how the organization meets the "facts-and-circumstances" test. The organization qualifies as a publicly supported organization	<input type="checkbox"/>	
18 Private foundation. If the organization did not check a box on line 13, 16a, 16b, 17a, or 17b, check this box and see instructions	<input type="checkbox"/>	

Schedule A (Form 990 or 990-EZ) 2009

**Part III Support Schedule for Organizations Described in Section 509(a)(2)** (Complete only if you checked the box on line 9 of Part I.)

**Section A. Public Support**

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
1 Gifts, grants, contributions, and membership fees received. (Do not include any "unusual grants.")						
2 Gross receipts from admissions, merchandise sold or services performed, or facilities furnished in any activity that is related to the organization's tax-exempt purpose						
3 Gross receipts from activities that are not an unrelated trade or business under section 513						
4 Tax revenues levied for the organization's benefit and either paid to or expended on its behalf						
5 The value of services or facilities furnished by a governmental unit to the organization without charge						
6 Total. Add lines 1 through 5						
7a Amounts included on lines 1, 2, and 3 received from disqualified persons						
b Amounts included on lines 2 and 3 received from other than disqualified persons that exceed the greater of \$5,000 or 1% of the amount on line 13 for the year						
c Add lines 7a and 7b						
8 Public support (Subject line 7c from line 6)						

**Section B. Total Support**

Calendar year (or fiscal year beginning in)	(a) 2005	(b) 2006	(c) 2007	(d) 2008	(e) 2009	(f) Total
9 Amounts from line 6						
10a Gross income from interest, dividends, payments received on securities loans, rents, royalties and income from similar sources						
b Unrelated business taxable income (less section 511 taxes) from businesses acquired after June 30, 1975						
c Add lines 10a and 10b						
11 Net income from unrelated business activities not included in line 10b, whether or not the business is regularly carried on						
12 Other income. Do not include gain or loss from the sale of capital assets (Explain in Part IV.)						
13 Total support (Add lines 9, 10c, 11, and 12.)						

14 First five years. If the Form 990 is for the organization's first, second, third, fourth, or fifth tax year as a section 501(c)(3) organization, check this box and stop here

**Section C. Computation of Public Support Percentage**

15 Public support percentage for 2009 (line 8, column (f) divided by line 13, column (f))	15	%
16 Public support percentage from 2008 Schedule A, Part III, line 15	16	%

**Section D. Computation of Investment Income Percentage**

17 Investment income percentage for 2009 (line 10c, column (f) divided by line 13, column (f))	17	%
18 Investment income percentage from 2008 Schedule A, Part III, line 17	18	%

19a 33 1/3% support tests - 2009. If the organization did not check the box on line 14, and line 15 is more than 33 1/3%, and line 17 is not more than 33 1/3%, check this box and stop here. The organization qualifies as a publicly supported organization

b 33 1/3% support tests - 2008. If the organization did not check a box on line 14 or line 19a, and line 16 is more than 33 1/3%, and line 18 is not more than 33 1/3%, check this box and stop here. The organization qualifies as a publicly supported organization

20 Private foundation. If the organization did not check a box on line 14, 19a, or 19b, check this box and see instructions

**Schedule B**

(Form 990, 990-EZ, or 990-PF)

Department of the Treasury  
Internal Revenue Service

**Schedule of Contributors**

▶ Attach to Form 990, 990-EZ, or 990-PF.

OMB No. 1545-0047

**2009**

Name of the organization

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Employer identification number

52-1624852

Organization type (check one):

Filers of:

Section:

Form 990 or 990-EZ

501(c)( 3 ) (enter number) organization

4947(a)(1) nonexempt charitable trust not treated as a private foundation

527 political organization

Form 990-PF

501(c)(3) exempt private foundation

4947(a)(1) nonexempt charitable trust treated as a private foundation

501(c)(3) taxable private foundation

Check if your organization is covered by the General Rule or a Special Rule.

Note. Only a section 501(c)(7), (8), or (10) organization can check boxes for both the General Rule and a Special Rule. See instructions.

**General Rule**

For an organization filing Form 990, 990-EZ, or 990-PF that received, during the year, \$5,000 or more (in money or property) from any one contributor. Complete Parts I and II.

**Special Rules**

For a section 501(c)(3) organization filing Form 990 or 990-EZ that met the 33 1/3% support test of the regulations under sections 509(a)(1) and 170(b)(1)(A)(vi), and received from any one contributor, during the year, a contribution of the greater of (1) \$5,000 or (2) 2% of the amount on (i) Form 990, Part VIII, line 1h or (ii) Form 990-EZ, line 1. Complete Parts I and II.

For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, aggregate contributions of more than \$1,000 for use *exclusively* for religious, charitable, scientific, literary, or educational purposes, or the prevention of cruelty to children or animals. Complete Parts I, II, and III.

For a section 501(c)(7), (8), or (10) organization filing Form 990 or 990-EZ that received from any one contributor, during the year, contributions for use *exclusively* for religious, charitable, etc., purposes, but these contributions did not aggregate to more than \$1,000. If this box is checked, enter here the total contributions that were received during the year for an *exclusively* religious, charitable, etc., purpose. Do not complete any of the parts unless the General Rule applies to this organization because it received nonexclusively religious, charitable, etc., contributions of \$5,000 or more during the year. ▶ \$ \_\_\_\_\_

**Caution.** An organization that is not covered by the General Rule and/or the Special Rules does not file Schedule B (Form 990, 990-EZ, or 990-PF), but it must answer "No" on Part IV, line 2 of its Form 990, or check the box on line H of its Form 990-EZ, or on line 2 of its Form 990-PF, to certify that it does not meet the filing requirements of Schedule B (Form 990, 990-EZ, or 990-PF).

LHA For Privacy Act and Paperwork Reduction Act Notice, see the instructions for Form 990, 990-EZ, or 990-PF.

Schedule B (Form 990, 990-EZ, or 990-PF) (2009)

Name of organization  
**NATIONAL GAY & LESBIAN TASK FORCE  
 FOUNDATION**

Employer identification number  
**52-1624852**

**Part I Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
1		\$ 375,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
2		\$ 200,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
3		\$ 909,417.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
4		\$ 800,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
5		\$ 827,616.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
6		\$ 1,250,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

Name of organization  
**NATIONAL GAY & LESBIAN TASK FORCE  
 FOUNDATION**

Employer identification number

52-1624852

**Part I Contributors** (see instructions)

(a) No.	(b) Name, address, and ZIP + 4	(c) Aggregate contributions	(d) Type of contribution
7		\$ 193,688.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
8		\$ 300,000.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
9		\$ 194,253.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
10		\$ 267,500.	Person <input checked="" type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)
		\$	Person <input type="checkbox"/> Payroll <input type="checkbox"/> Noncash <input type="checkbox"/> (Complete Part II if there is a noncash contribution.)

Name of organization

Employer identification number

**NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION**

**52-1624852**

**Part II Noncash Property** (see instructions)

(a) No. from Part I	(b) Description of noncash property given	(c) FMV (or estimate) (see instructions)	(d) Date received
		\$ _____	
		\$ _____	
		\$ _____	
		\$ _____	
		\$ _____	
		\$ _____	
		\$ _____	

Name of organization

Employer identification number

NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION

52-1624852

Part III

Exclusively religious, charitable, etc., individual contributions to section 501(c)(7), (8), or (10) organizations aggregating more than \$1,000 for the year. Complete columns (a) through (e) and the following line entry. For organizations completing Part III, enter the total of exclusively religious, charitable, etc., contributions of \$1,000 or less for the year. (Enter this information once. See instructions.) \$

Table with 4 columns: (a) No. from Part I, (b) Purpose of gift, (c) Use of gift, (d) Description of how gift is held.

(e) Transfer of gift

Transferee's name, address, and ZIP + 4

Relationship of transferor to transferee

Table with 4 columns: (a) No. from Part I, (b) Purpose of gift, (c) Use of gift, (d) Description of how gift is held.

(e) Transfer of gift

Transferee's name, address, and ZIP + 4

Relationship of transferor to transferee

Table with 4 columns: (a) No. from Part I, (b) Purpose of gift, (c) Use of gift, (d) Description of how gift is held.

(e) Transfer of gift

Transferee's name, address, and ZIP + 4

Relationship of transferor to transferee

Table with 4 columns: (a) No. from Part I, (b) Purpose of gift, (c) Use of gift, (d) Description of how gift is held.

(e) Transfer of gift

Transferee's name, address, and ZIP + 4

Relationship of transferor to transferee

**SCHEDULE C**  
(Form 990 or 990-EZ)

**Political Campaign and Lobbying Activities**  
For Organizations Exempt From Income Tax Under section 501(c) and section 527

OMB No. 1545-0047

**2009**

Open to Public  
Inspection

Department of the Treasury  
Internal Revenue Service

▶ **Complete if the organization is described below.**  
▶ **Attach to Form 990 or Form 990-EZ.** ▶ **See separate instructions.**

If the organization answered "Yes," to Form 990, Part IV, line 3, or Form 990-EZ, Part VI, line 46 (Political Campaign Activities), then

- Section 501(c)(3) organizations: Complete Parts I-A and B. Do not complete Part I-C.
- Section 501(c) (other than section 501(c)(3)) organizations: Complete Parts I-A and C below. Do not complete Part I-B.
- Section 527 organizations: Complete Part I-A only.

If the organization answered "Yes," to Form 990, Part IV, line 4, or Form 990-EZ, Part VI, line 47 (Lobbying Activities), then

- Section 501(c)(3) organizations that have filed Form 5768 (election under section 501(h)): Complete Part II-A. Do not complete Part II-B.
- Section 501(c)(3) organizations that have NOT filed Form 5768 (election under section 501(h)): Complete Part II-B. Do not complete Part II-A.

If the organization answered "Yes," to Form 990, Part IV, line 5 (Proxy Tax), then

- Section 501(c)(4), (5), or (6) organizations: Complete Part III.

Name of organization <b>NATIONAL GAY &amp; LESBIAN TASK FORCE FOUNDATION</b>	Employer identification number <b>52-1624852</b>
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**Part I-A Complete if the organization is exempt under section 501(c) or is a section 527 organization.**

- 1 Provide a description of the organization's direct and indirect political campaign activities in Part IV.
- 2 Political expenditures ..... ▶ \$ \_\_\_\_\_
- 3 Volunteer hours .....

**Part I-B Complete if the organization is exempt under section 501(c)(3).**

- 1 Enter the amount of any excise tax incurred by the organization under section 4955 ..... ▶ \$ \_\_\_\_\_
- 2 Enter the amount of any excise tax incurred by organization managers under section 4955 ..... ▶ \$ \_\_\_\_\_
- 3 If the organization incurred a section 4955 tax, did it file Form 4720 for this year? .....  Yes  No
- 4a Was a correction made? .....  Yes  No
- b If "Yes," describe in Part IV.

**Part I-C Complete if the organization is exempt under section 501(c), except section 501(c)(3).**

- 1 Enter the amount directly expended by the filing organization for section 527 exempt function activities ..... ▶ \$ \_\_\_\_\_
- 2 Enter the amount of the filing organization's funds contributed to other organizations for section 527 exempt function activities ..... ▶ \$ \_\_\_\_\_
- 3 Total exempt function expenditures. Add lines 1 and 2. Enter here and on Form 1120-POL, line 17b ..... ▶ \$ \_\_\_\_\_
- 4 Did the filing organization file Form 1120-POL for this year? .....  Yes  No
- 5 Enter the names, addresses and employer identification number (EIN) of all section 527 political organizations to which payments were made. For each organization listed, enter the amount paid from the filing organization's funds. Also enter the amount of political contributions received that were promptly and directly delivered to a separate political organization, such as a separate segregated fund or a political action committee (PAC). If additional space is needed, provide information in Part IV.

(a) Name	(b) Address	(c) EIN	(d) Amount paid from filing organization's funds. If none, enter -0-	(e) Amount of political contributions received and promptly and directly delivered to a separate political organization. If none, enter -0-

For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ. Schedule C (Form 990 or 990-EZ) 2009  
LHA

NATIONAL GAY & LESBIAN TASK FORCE

Schedule C (Form 990 or 990-EZ) 2009 FOUNDATION

52-1624852 Page 2

**Part II-A** Complete if the organization is exempt under section 501(c)(3) and filed Form 5768 (election under section 501(h)).

- A Check  if the filing organization belongs to an affiliated group.  
 B Check  if the filing organization checked box A and "limited control" provisions apply.

Limits on Lobbying Expenditures (The term "expenditures" means amounts paid or incurred.)		(a) Filing organization's totals	(b) Affiliated group totals												
1a	Total lobbying expenditures to influence public opinion (grass roots lobbying)	103,366.													
b	Total lobbying expenditures to influence a legislative body (direct lobbying)	281,324.													
c	Total lobbying expenditures (add lines 1a and 1b)	384,690.													
d	Other exempt purpose expenditures	6,375,022.													
e	Total exempt purpose expenditures (add lines 1c and 1d)	6,759,712.													
f	Lobbying nontaxable amount. Enter the amount from the following table in both columns.	487,986.													
<table border="1"> <thead> <tr> <th>If the amount on line 1e, column (a) or (b) is:</th> <th>The lobbying nontaxable amount is:</th> </tr> </thead> <tbody> <tr> <td>Not over \$500,000</td> <td>20% of the amount on line 1e.</td> </tr> <tr> <td>Over \$500,000 but not over \$1,000,000</td> <td>\$100,000 plus 15% of the excess over \$500,000.</td> </tr> <tr> <td>Over \$1,000,000 but not over \$1,500,000</td> <td>\$175,000 plus 10% of the excess over \$1,000,000.</td> </tr> <tr> <td>Over \$1,500,000 but not over \$17,000,000</td> <td>\$225,000 plus 5% of the excess over \$1,500,000.</td> </tr> <tr> <td>Over \$17,000,000</td> <td>\$1,000,000.</td> </tr> </tbody> </table>		If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:	Not over \$500,000	20% of the amount on line 1e.	Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000.	Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000.	Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000.	Over \$17,000,000	\$1,000,000.		
If the amount on line 1e, column (a) or (b) is:	The lobbying nontaxable amount is:														
Not over \$500,000	20% of the amount on line 1e.														
Over \$500,000 but not over \$1,000,000	\$100,000 plus 15% of the excess over \$500,000.														
Over \$1,000,000 but not over \$1,500,000	\$175,000 plus 10% of the excess over \$1,000,000.														
Over \$1,500,000 but not over \$17,000,000	\$225,000 plus 5% of the excess over \$1,500,000.														
Over \$17,000,000	\$1,000,000.														
g	Grassroots nontaxable amount (enter 25% of line 1f)	121,997.													
h	Subtract line 1g from line 1a. If zero or less, enter -0-	0.													
i	Subtract line 1f from line 1c. If zero or less, enter -0-	0.													
j	If there is an amount other than zero on either line 1h or line 1i, did the organization file Form 4720 reporting section 4911 tax for this year?		<input type="checkbox"/> Yes <input type="checkbox"/> No												

**4-Year Averaging Period Under Section 501(h)**  
 (Some organizations that made a section 501(h) election do not have to complete all of the five columns below. See the instructions for lines 2a through 2f on page 4.)

Lobbying Expenditures During 4-Year Averaging Period						
Calendar year (or fiscal year beginning in)	(a) 2006	(b) 2007	(c) 2008	(d) 2009	(e) Total	
2a	Lobbying nontaxable amount	472,884.	495,954.	515,647.	487,986.	1,972,471.
b	Lobbying ceiling amount (150% of line 2a, column(e))					2,958,707.
c	Total lobbying expenditures	248,004.		35,521.	384,690.	668,215.
d	Grassroots nontaxable amount	118,221.	123,989.	128,912.	121,997.	493,119.
e	Grassroots ceiling amount (150% of line 2d, column (e))					739,679.
f	Grassroots lobbying expenditures	150,837.			103,366.	254,203.

Schedule C (Form 990 or 990-EZ) 2009

NATIONAL GAY & LESBIAN TASK FORCE

Schedule C (Form 990 or 990-EZ) 2009

FOUNDATION

52-1624852 Page 3

**Part II-B** Complete if the organization is exempt under section 501(c)(3) and has NOT filed Form 5768 (election under section 501(h)).

	(a)		(b)
	Yes	No	Amount
1 During the year, did the filing organization attempt to influence foreign, national, state or local legislation, including any attempt to influence public opinion on a legislative matter or referendum, through the use of:			
a Volunteers?			
b Paid staff or management (include compensation in expenses reported on lines 1c through 1i)?			
c Media advertisements?			
d Mailings to members, legislators, or the public?			
e Publications, or published or broadcast statements?			
f Grants to other organizations for lobbying purposes?			
g Direct contact with legislators, their staffs, government officials, or a legislative body?			
h Rallies, demonstrations, seminars, conventions, speeches, lectures, or any similar means?			
i Other activities? If "Yes," describe in Part IV			
j Total. Add lines 1c through 1i			
2a Did the activities in line 1 cause the organization to be not described in section 501(c)(3)?			
b If "Yes," enter the amount of any tax incurred under section 4912			
c If "Yes," enter the amount of any tax incurred by organization managers under section 4912			
d If the filing organization incurred a section 4912 tax, did it file Form 4720 for this year?			

**Part III-A** Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6).

	Yes	No
1 Were substantially all (90% or more) dues received nondeductible by members?	1	
2 Did the organization make only in-house lobbying expenditures of \$2,000 or less?	2	
3 Did the organization agree to carryover lobbying and political expenditures from the prior year?	3	

**Part III-B** Complete if the organization is exempt under section 501(c)(4), section 501(c)(5), or section 501(c)(6) if BOTH Part III-A, lines 1 and 2 are answered "No" OR if Part III-A, line 3 is answered "Yes."

1 Dues, assessments and similar amounts from members	1	
2 Section 162(e) nondeductible lobbying and political expenditures (do not include amounts of political expenses for which the section 527(f) tax was paid).		
a Current year	2a	
b Carryover from last year	2b	
c Total	2c	
3 Aggregate amount reported in section 6033(e)(1)(A) notices of nondeductible section 162(e) dues	3	
4 If notices were sent and the amount on line 2c exceeds the amount on line 3, what portion of the excess does the organization agree to carryover to the reasonable estimate of nondeductible lobbying and political expenditure next year?	4	
5 Taxable amount of lobbying and political expenditures (see instructions)	5	

**Part IV** Supplemental Information

Complete this part to provide the descriptions required for Part I-A, line 1; Part I-B, line 4; Part I-C, line 5; and Part II-B, line 1i. Also, complete this part for any additional information.

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**Schedule D**  
(Form 990)

Department of the Treasury  
Internal Revenue Service

**Supplemental Financial Statements**

▶ Complete if the organization answered "Yes," to Form 990, Part IV, line 6, 7, 8, 9, 10, 11, or 12.

▶ Attach to Form 990. ▶ See separate instructions.

OMB No. 1545-0047

**2009**

Open to Public Inspection

Name of the organization **NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION**

Employer identification number  
**52-1624852**

**Part I Organizations Maintaining Donor Advised Funds or Other Similar Funds or Accounts.** Complete if the organization answered "Yes" to Form 990, Part IV, line 6.

	(a) Donor advised funds	(b) Funds and other accounts
1 Total number at end of year .....		
2 Aggregate contributions to (during year) .....		
3 Aggregate grants from (during year) .....		
4 Aggregate value at end of year .....		
5 Did the organization inform all donors and donor advisors in writing that the assets held in donor advised funds are the organization's property, subject to the organization's exclusive legal control? <input type="checkbox"/> Yes <input type="checkbox"/> No		
6 Did the organization inform all grantees, donors, and donor advisors in writing that grant funds can be used only for charitable purposes and not for the benefit of the donor or donor advisor, or for any other purpose conferring impermissible private benefit? <input type="checkbox"/> Yes <input type="checkbox"/> No		

**Part II Conservation Easements.** Complete if the organization answered "Yes" to Form 990, Part IV, line 7.

- 1 Purpose(s) of conservation easements held by the organization (check all that apply).
- Preservation of land for public use (e.g., recreation or pleasure)       Preservation of an historically important land area
- Protection of natural habitat       Preservation of a certified historic structure
- Preservation of open space
- 2 Complete lines 2a through 2d if the organization held a qualified conservation contribution in the form of a conservation easement on the last day of the tax year.
- |  | Held at the End of the Tax Year |
|--|---------------------------------|
| a Total number of conservation easements .....   | 2a                              |
| b Total acreage restricted by conservation easements .....                                 | 2b                              |
| c Number of conservation easements on a certified historic structure included in (a) ..... | 2c                              |
| d Number of conservation easements included in (c) acquired after 8/17/06 .....            | 2d                              |
- 3 Number of conservation easements modified, transferred, released, extinguished, or terminated by the organization during the tax year ▶ .....
- 4 Number of states where property subject to conservation easement is located ▶ .....
- 5 Does the organization have a written policy regarding the periodic monitoring, inspection, handling of violations, and enforcement of the conservation easements it holds?  Yes  No
- 6 Staff and volunteer hours devoted to monitoring, inspecting, and enforcing conservation easements during the year ▶ .....
- 7 Amount of expenses incurred in monitoring, inspecting, and enforcing conservation easements during the year ▶ \$ .....
- 8 Does each conservation easement reported on line 2(d) above satisfy the requirements of section 170(h)(4)(B)(i) and section 170(h)(4)(B)(ii)?  Yes  No
- 9 In Part XIV, describe how the organization reports conservation easements in its revenue and expense statement, and balance sheet, and include, if applicable, the text of the footnote to the organization's financial statements that describes the organization's accounting for conservation easements.

**Part III Organizations Maintaining Collections of Art, Historical Treasures, or Other Similar Assets.**

Complete if the organization answered "Yes" to Form 990, Part IV, line 8.

- 1a If the organization elected, as permitted under SFAS 116, not to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide, in Part XIV, the text of the footnote to its financial statements that describes these items.
- b If the organization elected, as permitted under SFAS 116, to report in its revenue statement and balance sheet works of art, historical treasures, or other similar assets held for public exhibition, education, or research in furtherance of public service, provide the following amounts relating to these items:
- (i) Revenues included in Form 990, Part VIII, line 1 ..... ▶ \$ .....
- (ii) Assets included in Form 990, Part X ..... ▶ \$ .....
- 2 If the organization received or held works of art, historical treasures, or other similar assets for financial gain, provide the following amounts required to be reported under SFAS 116 relating to these items:
- a Revenues included in Form 990, Part VIII, line 1 ..... ▶ \$ .....
- b Assets included in Form 990, Part X ..... ▶ \$ .....





NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Schedule D (Form 990) 2009

52-1624852 Page 4

Part XI Reconciliation of Change in Net Assets from Form 990 to Audited Financial Statements		
1	Total revenue (Form 990, Part VIII, column (A), line 12)	6,696,762.
2	Total expenses (Form 990, Part IX, column (A), line 25)	7,616,839.
3	Excess or (deficit) for the year. Subtract line 2 from line 1	-920,077.
4	Net unrealized gains (losses) on investments	
5	Donated services and use of facilities	
6	Investment expenses	
7	Prior period adjustments	
8	Other (Describe in Part XIV.)	
9	Total adjustments (net). Add lines 4 through 8	0.
10	Excess or (deficit) for the year per audited financial statements. Combine lines 3 and 9	-920,077.

Part XII Reconciliation of Revenue per Audited Financial Statements With Revenue per Return		
1	Total revenue, gains, and other support per audited financial statements	6,752,613.
2	Amounts included on line 1 but not on Form 990, Part VIII, line 12:	
a	Net unrealized gains on investments	
b	Donated services and use of facilities	
c	Recoveries of prior year grants	
d	Other (Describe in Part XIV.)	55,851.
e	Add lines 2a through 2d	55,851.
3	Subtract line 2e from line 1	6,696,762.
4	Amounts included on Form 990, Part VIII, line 12, but not on line 1:	
a	Investment expenses not included on Form 990, Part VIII, line 7b	
b	Other (Describe in Part XIV.)	
c	Add lines 4a and 4b	0.
5	Total revenue. Add lines 3 and 4c. (This must equal Form 990, Part I, line 12.)	6,696,762.

Part XIII Reconciliation of Expenses per Audited Financial Statements With Expenses per Return		
1	Total expenses and losses per audited financial statements	7,672,690.
2	Amounts included on line 1 but not on Form 990, Part IX, line 25:	
a	Donated services and use of facilities	
b	Prior year adjustments	
c	Other losses	
d	Other (Describe in Part XIV.)	55,851.
e	Add lines 2a through 2d	55,851.
3	Subtract line 2e from line 1	7,616,839.
4	Amounts included on Form 990, Part IX, line 25, but not on line 1:	
a	Investment expenses not included on Form 990, Part VIII, line 7b	
b	Other (Describe in Part XIV.)	
c	Add lines 4a and 4b	0.
5	Total expenses. Add lines 3 and 4c. (This must equal Form 990, Part I, line 18.)	7,616,839.

Part XIV Supplemental Information

Complete this part to provide the descriptions required for Part II, lines 3, 5, and 9; Part III, lines 1a and 4; Part IV, lines 1b and 2b; Part V, line 4; Part X, line 2; Part XI, line 8; Part XII, lines 2d and 4b; and Part XIII, lines 2d and 4b. Also complete this part to provide any additional information.

IN JUNE 2006, THE FINANCIAL ACCOUNTING STANDARDS BOARD (FASB) RELEASED FASB ASC 740-10, INCOME TAXES, THAT PROVIDES GUIDANCE FOR REPORTING UNCERTAINTY IN INCOME TAXES. FOR THE YEAR ENDED JUNE 30, 2010, THE FOUNDATION HAS DOCUMENTED ITS CONSIDERATION OF FASB ASC 740-10 AND DETERMINED THAT NO MATERIAL UNCERTAIN TAX POSITIONS QUALIFY FOR EITHER RECOGNITION OR DISCLOSURE IN THE FINANCIAL STATEMENTS.

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Schedule D (Form 990) 2009

52-1624852 Page 5

**Part XIV** Supplemental Information (continued)

PART XII, LINE 2D - OTHER ADJUSTMENTS:

SPECIAL EVENT EXPENSES SHOWN AS EXPENSES ON FINANCIAL

STATEMENTS AND NETTED AGAINST REVENUE ON FORM 990:\$55,421

REALIZED LOSS OF INVESTMENT SHOWN AS EXPENSES ON FINANCIAL

STATEMENTS AND NETTED AGAINST REVENUE ON FORM 990:\$430

PART XIII, LINE 2D - OTHER ADJUSTMENTS:

SPECIAL EVENT EXPENSES SHOWN AS EXPENSES ON FINANCIAL

STATEMENTS AND NETTED AGAINST REVENUE ON FORM 990:\$55,421

REALIZED LOSS OF INVESTMENT SHOWN AS EXPENSES ON FINANCIAL

STATEMENTS AND NETTED AGAINST REVENUE ON FORM 990:\$430



NATIONAL GAY & LESBIAN TASK FORCE

Schedule G (Form 990 or 990-EZ) 2009

FOUNDATION

52-1624852 Page 2

**Part II Fundraising Events.** Complete if the organization answered "Yes" to Form 990, Part IV, line 18, or reported more than \$15,000 on Form 990-EZ, line 6a. List events with gross receipts greater than \$5,000.

		(a) Event #1	(b) Event #2	(c) Other events	(d) Total events
		WPF AND MIAMI DINNER (event type)	OTHER EVENTS (event type)	NONE (total number)	(add col. (a) through col. (c))
Revenue	1	1,057,046.	114,464.		1,171,510.
	2	1,011,646.	110,369.		1,122,015.
	3	45,400.	4,095.		49,495.
Direct Expenses	4				
	5				
	6				
	7				
	8				
	9	780,059.	55,421.		835,480.
	10	Direct expense summary. Add lines 4 through 9 in column (d)			( 835,480 )
	11	Net income summary. Combine line 3, column (d), and line 10			-785,985.

**Part III Gaming.** Complete if the organization answered "Yes" to Form 990, Part IV, line 19, or reported more than \$15,000 on Form 990-EZ, line 6a.

		(a) Bingo	(b) Pull tabs/instant bingo/progressive bingo	(c) Other gaming	(d) Total gaming (add col. (a) through col. (c))
		1			
Direct Expenses	2				
	3				
	4				
	5				
	6	<input type="checkbox"/> Yes _____ % <input type="checkbox"/> No	<input type="checkbox"/> Yes _____ % <input type="checkbox"/> No	<input type="checkbox"/> Yes _____ % <input type="checkbox"/> No	
7	Direct expense summary. Add lines 2 through 5 in column (d)			( _____ )	
8	Net gaming income summary. Combine line 1, column (d), and line 7			( _____ )	

	Yes	No
9 Enter the state(s) in which the organization operates gaming activities: _____ a Is the organization licensed to operate gaming activities in each of these states? _____ b If "No," explain: _____	9a	
10a Were any of the organization's gaming licenses revoked, suspended or terminated during the tax year? _____ b If "Yes," explain: _____	10a	
11 Does the organization operate gaming activities with nonmembers? _____	11	
12 Is the organization a grantor, beneficiary or trustee of a trust or a member of a partnership or other entity formed to administer charitable gaming? _____	12	

**NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION**

Schedule G (Form 990 or 990-EZ) 2009

52-1624852 Page 3

		Yes	No
<b>13</b> Indicate the percentage of gaming activity operated in: a The organization's facility ..... <span style="float:right">13a %</span> b An outside facility ..... <span style="float:right">13b %</span>			
<b>14</b> Enter the name and address of the person who prepares the organization's gaming/special events books and records:  Name ▶ _____  Address ▶ _____			
<b>15a</b> Does the organization have a contract with a third party from whom the organization receives gaming revenue? ..... <span style="float:right">15a</span>			
b If "Yes," enter the amount of gaming revenue received by the organization ▶ \$ _____ and the amount of gaming revenue retained by the third party ▶ \$ _____ c If "Yes," enter name and address of the third party:  Name ▶ _____  Address ▶ _____			
<b>16</b> Gaming manager information:  Name ▶ _____  Gaming manager compensation ▶ \$ _____  Description of services provided ▶ _____ _____ _____  <input type="checkbox"/> Director/officer <input type="checkbox"/> Employee <input type="checkbox"/> Independent contractor			
<b>17</b> Mandatory distributions: a Is the organization required under state law to make charitable distributions from the gaming proceeds to retain the state gaming license? ..... <span style="float:right">17a</span>			
b Enter the amount of distributions required under state law to be distributed to other exempt organizations or spent in the organization's own exempt activities during the tax year ▶ \$ _____			

Schedule G (Form 990 or 990-EZ) 2009

**SCHEDULE I**  
**(Form 990)**

Department of the Treasury  
Internal Revenue Service

OMB No. 1545-0047  
**2009**  
Open to Public  
Inspection

Grants and Other Assistance to Organizations,  
Governments, and Individuals in the United States  
Complete if the organization answered "Yes" on Form 990, Part IV, line 21 or 22.  
▶ Attach to Form 990.

Name of the organization **NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION** Employer identification number **52-1624852**

**Part I** General information on Grants and Assistance

1 Does the organization maintain records to substantiate the amount of the grants or assistance, the grantees' eligibility for the grants or assistance, and the selection criteria used to award the grants or assistance?  Yes  No

2 Describe in Part IV the organization's procedures for monitoring the use of grant funds in the United States.

**Part II** Grants and Other Assistance to Governments and Organizations in the United States. Complete if the organization answered "Yes" to Form 990, Part IV, line 21, for any recipient that received more than \$5,000. Check this box if no one recipient received more than \$5,000. Use Part IV and Schedule I-1 (Form 990) if additional space is needed. ▶

1 (a) Name and address of organization or government	(b) EIN	(c) IRC section if applicable	(d) Amount of cash grant	(e) Amount of non-cash assistance	(f) Method of valuation (book, FMV, appraisal, other)	(g) Description of non-cash assistance	(h) Purpose of grant or assistance
DADE COMMUNITY FOUNDATION 200 SOUTH BISCAIYNE BLVD, SUITE 505 MIAMI, FL 33131	65-0350357	501(C)(3)	162,145	0			SHARE OF NET PROCEEDS FROM MIAMI AREA EVENTS
RECONCILING MINISTRIES NETWORK 3801 NORTH KEELER AVE CHICAGO, IL 60641	52-1696721	501(C)(3)	125,000	0			REGRANT OF HAAS COLLABORATIVE
LUTHERANS CONCERNED/NORTH AMERICA PO BOX 4707 ST. PAUL, MN 55104	36-3209636	501(C)(3)	90,000	0			REGRANT OF HAAS COLLABORATIVE
UNITED CHURCH OF CHRIST COALITION FOR LGBT CONCERS - 2592 WEST 14TH ST - CLEVELAND, OH 44113	41-1494786	501(C)(3)	50,000	0			REGRANT OF HAAS COLLABORATIVE
MORE LIGHT PRESBYTERIAN 369 MONTEZUMA AVE, PMB #447 SANTA FE, NM 87501	95-4403197	501(C)(3)	50,000	0			REGRANT OF HAAS COLLABORATIVE
INTEGRITY 620 PARK AVE, #311 ROCHESTER, NY 14607	36-2980020	501(C)(3)	50,000	0			REGRANT OF HAAS COLLABORATIVE

2 Enter total number of section 501(c)(3) and government organizations **9**  
3 Enter total number of other organizations **1**

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990. Schedule I (Form 990) 2009

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

**Part III** Grants and Other Assistance to Individuals in the United States. Complete if the organization answered "Yes" to Form 990, Part IV, line 22. Use Part IV and Schedule I-1 (Form 990) if additional space is needed.

(a) Type of grant or assistance	(b) Number of recipients	(c) Amount of cash grant	(d) Amount of non-cash assistance	(e) Method of valuation (book, FMV, appraisal, other)	(f) Description of non-cash assistance

**Part IV** Supplemental Information. Complete this part to provide the information required in Part I, line 2, and any other additional information.

SCHEDULE I, PART I, LINE 2: OUR GRANTEES (EXCEPT THE DADE COMMUNITY FOUNDATION) ARE ORGANIZATIONS THAT WE DIRECTLY WORK WITH THROUGHOUT THE YEAR. PAID STAFF OF THE TASK FORCE WORK WITH THE GRANTEES TO EXECUTE THE PROGRAMS/PROJECTS THAT WE PROVIDE SUPPORT FOR. WE ACTUALLY SEE THE GRANTEES DOING THE WORK. IN THE CASE OF THE DADE COMMUNITY FOUNDATION, IT IS A LARGE U.S. COMMUNITY FOUNDATION WITH SOPHISTICATED PROCESSES AND CONTROLS FOR ITS GRANTS. WE MAKE A CONTRIBUTION TO THE FOUNDATION, WHICH IT RE-GRANTS.

Name of the organization **NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION** Employer identification number **52-1624852**

Part I Continuation of Grants and Other Assistance to Governments and Organizations in the United States (Schedule I (Form 990), Part II)							
(a) Name and address of organization or government	(b) EIN	(c) IRC section if applicable	(d) Amount of cash grant	(e) Amount of non-cash assistance	(f) Method of valuation (book, FMV, appraisal, other)	(g) Description of non-cash assistance	(h) Purpose of grant or assistance
NATIONAL GAY & LESBIAN TASK FORCE ACTION FUND - 1325 MASSACHUSETTS AVE NW - WASHINGTON, DC 20005	13-272832	501(C)(4)	250,000.	0.			TO CARRY OUT THE FOUNDATION'S PERMISSIBLE LOBBYING ACTIVITIES
HEBREW UNION COLLEGE 3077 UNIVERSITY AVE LOS ANGELES, CA 90007	31-0537067	501(C)(3)	7,500.	0.			REGRANT OF HAAS COLLABORATIVE
LOS ANGELES GAY & LESBIAN CENTER 1625 N SCHRADER BLVD LOS ANGELES, CA 90028	95-3567895	501(C)(3)	20,000.	0.			REGRANT OF HAAS COLLABORATIVE
SOUTH BEACH AIDS PROJECT 1234 WASHINGTON AVE, #200 MIAMI BEACH, FL 33139	65-0369350	501(C)(3)	5,000.	0.			GRANT FOR OUTREACH DURING WINTER PARTY

**SCHEDULE J  
(Form 990)**

**Compensation Information**

OMB No. 1545-0047

**2009**

Department of the Treasury  
Internal Revenue Service

For certain Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees

▶ Complete if the organization answered "Yes" to Form 990, Part IV, line 23.

▶ Attach to Form 990. ▶ See separate instructions.

Open to Public Inspection

Name of the organization **NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION**

Employer identification number  
**52-1624852**

**Part I Questions Regarding Compensation**

	Yes	No
<p><b>1a</b> Check the appropriate box(es) if the organization provided any of the following to or for a person listed in Form 990, Part VII, Section A, line 1a. Complete Part III to provide any relevant information regarding these items.</p> <p> <input type="checkbox"/> First-class or charter travel  <input type="checkbox"/> Travel for companions  <input type="checkbox"/> Tax indemnification and gross-up payments  <input type="checkbox"/> Discretionary spending account                 </p> <p> <input type="checkbox"/> Housing allowance or residence for personal use  <input type="checkbox"/> Payments for business use of personal residence  <input type="checkbox"/> Health or social club dues or initiation fees  <input type="checkbox"/> Personal services (e.g., maid, chauffeur, chef)                 </p>		
<p><b>b</b> If any of the boxes on line 1a are checked, did the organization follow a written policy regarding payment or reimbursement or provision of all of the expenses described above? If "No," complete Part III to explain .....</p>	<b>1b</b>	
<p><b>2</b> Did the organization require substantiation prior to reimbursing or allowing expenses incurred by all officers, directors, trustees, and the CEO/Executive Director, regarding the items checked in line 1a? .....</p>	<b>2</b>	
<p><b>3</b> Indicate which, if any, of the following the organization uses to establish the compensation of the organization's CEO/Executive Director. Check all that apply.</p> <p> <input type="checkbox"/> Compensation committee  <input type="checkbox"/> Independent compensation consultant  <input type="checkbox"/> Form 990 of other organizations                 </p> <p> <input checked="" type="checkbox"/> Written employment contract  <input type="checkbox"/> Compensation survey or study  <input checked="" type="checkbox"/> Approval by the board or compensation committee                 </p>		
<p><b>4</b> During the year, did any person listed in Form 990, Part VII, Section A, line 1a, with respect to the filing organization or a related organization:</p>		
<p><b>a</b> Receive a severance payment or change-of-control payment? .....</p>	<b>4a</b>	<b>X</b>
<p><b>b</b> Participate in, or receive payment from, a supplemental nonqualified retirement plan? .....</p>	<b>4b</b>	<b>X</b>
<p><b>c</b> Participate in, or receive payment from, an equity-based compensation arrangement? .....</p> <p>If "Yes" to any of lines 4a-c, list the persons and provide the applicable amounts for each item in Part III.</p>	<b>4c</b>	<b>X</b>
<p>Only section 501(c)(3) and 501(c)(4) organizations must complete lines 5-9.</p>		
<p><b>5</b> For persons listed in Form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the revenues of:</p>		
<p><b>a</b> The organization? .....</p>	<b>5a</b>	<b>X</b>
<p><b>b</b> Any related organization? .....</p> <p>If "Yes" to line 5a or 5b, describe in Part III.</p>	<b>5b</b>	<b>X</b>
<p><b>6</b> For persons listed in Form 990, Part VII, Section A, line 1a, did the organization pay or accrue any compensation contingent on the net earnings of:</p>		
<p><b>a</b> The organization? .....</p>	<b>6a</b>	<b>X</b>
<p><b>b</b> Any related organization? .....</p> <p>If "Yes" to line 6a or 6b, describe in Part III.</p>	<b>6b</b>	<b>X</b>
<p><b>7</b> For persons listed in Form 990, Part VII, Section A, line 1a, did the organization provide any non-fixed payments not described in lines 5 and 6? If "Yes," describe in Part III .....</p>	<b>7</b>	<b>X</b>
<p><b>8</b> Were any amounts reported in Form 990, Part VII, paid or accrued pursuant to a contract that was subject to the initial contract exception described in Regs. section 53.4958-4(a)(3)? If "Yes," describe in Part III .....</p>	<b>8</b>	<b>X</b>
<p><b>9</b> If "Yes" to line 8, did the organization also follow the rebuttable presumption procedure described in Regulations section 53.4958-6(c)? .....</p>	<b>9</b>	

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990.

Schedule J (Form 990) 2009

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Schedule J (Form 990) 2009

52-1624852

Page 2

**Part II Officers, Directors, Trustees, Key Employees, and Highest Compensated Employees.** Use Schedule J-1 if additional space is needed.

For each individual whose compensation must be reported in Schedule J, report compensation from the organization on row (i) and from related organizations, described in the instructions, on row (ii). Do not list any individuals that are not listed on Form 990, Part VII.

Note. The sum of columns (B)(i)-(iii) must equal the applicable column (D) or column (E) amounts on Form 990, Part VII, line 1a.

(A) Name	(B) Breakdown of W-2 and/or 1099-MISC compensation			(C) Retirement and other deferred compensation	(D) Nontaxable benefits	(E) Total of columns (B)(i)-(D)	(F) Compensation reported in prior Form 990 or Form 990-EZ
	(i) Base compensation	(ii) Bonus & incentive compensation	(iii) Other reportable compensation				
KIMBERLY CAREY	(i)	202,864.	0.	0.	3,543.	220,740.	0.
	(ii)	0.	0.	0.	0.	0.	0.
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						
	(i)						
	(ii)						



SCHEDULE O  
(Form 990)

Department of the Treasury  
Internal Revenue Service

Supplemental Information to Form 990

Complete to provide information for responses to specific questions on  
Form 990 or to provide any additional information.  
▶ Attach to Form 990.

OMB No. 1545-0047

2009  
Open to Public  
Inspection

Name of the organization

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Employer identification number  
52-1624852

FORM 990, PART III, LINE 1, DESCRIPTION OF ORGANIZATION MISSION:

TO DEFEAT ANTI-LGBT REFERENDA AND ADVANCE PRO-LGBT LEGISLATION, AND  
BUILDING THE ORGANIZATIONAL CAPACITY OF OUR MOVEMENT. OUR POLICY  
INSTITUTE, THE MOVEMENT'S PREMIER THINK TANK, PROVIDES RESEARCH AND  
POLICY ANALYSIS TO SUPPORT THE STRUGGLE FOR COMPLETE EQUALITY AND TO  
COUNTER RIGHT-WING LIES. AS PART OF A BROADER SOCIAL JUSTICE MOVEMENT,  
WE WORK TO CREATE A NATION THAT RESPECTS THE DIVERSITY OF HUMAN  
EXPRESSION AND IDENTITY AND CREATES OPPORTUNITY FOR ALL.

FORM 990, PART III, LINE 4A, PROGRAM SERVICE ACCOMPLISHMENTS:

LAUNCH THEIR FIRST-EVER CANVASSING PROGRAM DESIGNED TO PERSUADE OREGON  
VOTERS TO SUPPORT THE FREEDOM TO MARRY; (D) INCREASED THE NUMBER OF  
WELCOMING AND AFFIRMING CONGREGATIONS BY 10% (TO 4,000), THROUGH THE  
TASK FORCE'S INSTITUTE FOR WELCOMING RESOURCES PROGRAM; (E) CONTINUED  
OUR CONVENING ROLE OF THE NATIONAL LGBT AGING ROUNDTABLE, NATIONAL  
POLICY ROUNDTABLE AND THE NATIONAL RELIGIOUS LEADERS ROUNDTABLE, ALL  
COMPRISED OF LEADING ORGANIZATIONS AND ACTIVISTS WORKING IN THE FIELD.

DURING FY'10 IN THE NEW BEGINNING INITIATIVE, WE ADVOCATED FOR AN  
EXECUTIVE ORDER THAT GRANTED LIMITED RIGHTS TO THE SAME-SEX PARTNERS OF  
FEDERAL EMPLOYEES. AMONG THE RIGHTS GRANTED ARE: INCLUDING PARTNERS IN  
LONG-TERM CARE PROGRAM, PERMITTING EMPLOYEES TO USE SICK LEAVE TO CARE  
FOR PARTNERS, AND EXTENDING CERTAIN BENEFITS TO FOREIGN SERVICE  
FAMILIES. CHANGES WERE MADE IN THE POLICIES OF THE CENSUS BUREAU TO  
ALLOW RESEARCHERS TO BETTER ENUMERATE AND UNDERSTAND THE  
CHARACTERISTICS OF SAME-SEX COUPLES BY NOT CHANGING THE MARITAL STATUS

SCHEDULE O  
(Form 990)

Department of the Treasury  
Internal Revenue Service

Supplemental Information to Form 990

Complete to provide information for responses to specific questions on  
Form 990 or to provide any additional information.  
▶ Attach to Form 990.

OMB No. 1545-0047

2009

Open to Public  
Inspection

Name of the organization

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Employer identification number  
52-1624852

OF MARRIED SAME-SEX COUPLES TO UN-MARRIED PERSONS. THE ADMINISTRATION  
ON AGING ANNOUNCED THE FIRST-EVER GRANT OPPORTUNITY TO FUND A NATIONAL  
RESOURCE CENTER ON LGBT AGING. THIS CENTER WILL PROVIDE RESOURCES TO  
MAINSTREAMING AGING CENTERS AS WELL AS AGING RESOURCES FOR THE LGBT  
COMMUNITY. THE ADMINISTRATION ON AGING AGREED TO RESTORE THE LISTING OF  
LGBT PEOPLE AS THOSE WHO CAN RECEIVE SERVICES ON THE AGENCY WEB SITE.  
HHS ACTED TO FULLY REMOVE THE BAN LED TO NEW REGULATIONS OFFICIALLY  
REMOVING HIV FROM THE "DANGEROUS AND COMMUNICABLE" LIST AND FINALLY  
ENDING THE BAN ON TRAVEL TO THE UNITED STATES FOR PEOPLE WITH HIV/AIDS.  
THE OPM UPDATED ITS EQUAL EMPLOYMENT OPPORTUNITY STATEMENT TO  
EXPLICITLY INCLUDE GENDER IDENTITY IN FEDERAL EMPLOYMENT. THE  
DEPARTMENT OF STATE AMENDED POLICY TO PROVIDE CERTAIN BENEFITS TO THE  
SAME-SEX PARTNERS OF FOREIGN SERVICE EMPLOYEES, INCLUDING ACCESS TO  
MEDICAL FACILITIES, MEDICAL OR EMERGENCY EVACUATION, AND ACCESS TO  
LANGUAGE TRAINING. THE DEPARTMENT OF STATE REVERSED COURSE AND NOW  
PERMITS SAME-SEX COUPLES WITH MARRIAGE LICENSES TO APPLY FOR A NEW  
PASSPORT USING THE INDIVIDUAL'S TAKEN SURNAME (APPLIES IN SITUATIONS  
WHERE SOMEONE TAKES THE LAST NAME OF THE OTHER PERSON IN THE MARRIAGE.  
THE STATE DEPARTMENT UPDATED GUIDELINES FOR CHANGING GENDER MARKERS ON  
PASSPORTS WITHOUT REQUIRING PROOF OF SURGERY; AND HHS MADE CHANGES IN  
THE ALLOCATION AND USE OF ABSTINENCE ONLY PROGRAM FUNDING.

DURING THIS YEAR WORK WAS COMPLETED ON THE NATIONAL TRANSGENDER  
ANTI-DISCRIMINATION SURVEY, CREATING THE MOST COMPREHENSIVE DATA SET ON  
TRANSGENDER ANTI-DISCRIMINATION. DURING 2010, THE DATA WAS USED BY  
ADVOCATES AND THE INSTITUTE OF MEDICINE IN PREPARATION OF THEIR REPORT

LHA For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 990.  
932211  
02-03-10

Schedule O (Form 990) 2009

SCHEDULE O  
(Form 990)

Department of the Treasury  
Internal Revenue Service

Supplemental Information to Form 990

Complete to provide information for responses to specific questions on  
Form 990 or to provide any additional information.  
▶ Attach to Form 990.

OMB No. 1545-0047

2009

Open to Public  
Inspection

Name of the organization	NATIONAL GAY & LESBIAN TASK FORCE FOUNDATION	Employer identification number	52-1624852
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ON LGBT HEALTH DISPARITIES. THE NEW REPORT, OUR MATURING MOVEMENT WAS  
RELEASED AS A STATE-BY-STATE ANALYSIS OF THE INTERSECTIONS OF LGBT  
ANTI-DISCRIMINATION AND AGING ANTI-DISCRIMINATION AND PRESENTED AT FOUR  
NATIONAL CONFERENCES. OUTING AGE 2010 WAS DISTRIBUTED AT FOUR  
CONFERENCES AND THE FIRST CONGRESSIONAL BRIEFING ON LGBT AGING WAS HELD  
ON CAPITOL HILL IN WASHINGTON, DC. A NEW PEOPLE OF COLOR LGBT ADVOCACY  
GROUP WAS CONVENED BY THE TASK FORCE PUBLIC POLICY AND GOVERNMENT  
AFFAIRS DEPARTMENT.

FORM 990, PART VI, SECTION B, LINE 11: THE RETURN WAS PREPARED BY THE  
OUTSIDE ACCOUNTING FIRM. THE BOARD DELEGATED THE REVIEW OF THE 990 TO THE  
AUDIT COMMITTEE AND THE BOARD OFFICERS. THE PRE-SUBMISSION DRAFT WAS  
CIRCULATED TO THE AUDIT COMMITTEE AND OFFICERS. THE COMMITTEE APPROVED THE  
RETURN AFTER IT WAS SATISFIED THAT ALL QUESTIONS AND COMMENTS HAD BEEN  
RESOLVED.

FORM 990, PART VI, SECTION B, LINE 12C: BOARD MEMBERS AND STAFF FILE AN  
ANNUAL CONFLICT OF INTEREST DISCLOSURE STATEMENT. THE BOARD CO-CHAIRS (FOR  
BOARD MEMBERS) AND THE DIRECTOR OF ADMINISTRATION (FOR STAFF) REVIEW  
DISCLOSED AND/OR ARISING CONFLICTS. THE BOARD RESOLVES CONFLICTS OF ITS  
MEMBERS WITH THE AFFECTED MEMBER(S) RECUSED. THE EXECUTIVE DIRECTOR  
RESOLVES CONFLICTS ASSOCIATED WITH THE STAFF.

FORM 990, PART VI, SECTION B, LINE 15A: THE BOARD DETERMINED SALARY FOR THE  
EXECUTIVE DIRECTOR USING COMPARABLE DATA FROM SIMILAR ORGANIZATIONS AND THE  
DECISION WAS DOCUMENTED.

SCHEDULE O  
(Form 990)

Department of the Treasury  
Internal Revenue Service

Supplemental Information to Form 990

Complete to provide information for responses to specific questions on  
Form 990 or to provide any additional information.  
▶ Attach to Form 990.

OMB No. 1545-0047

2009

Open to Public  
Inspection

Name of the organization

NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION

Employer identification number  
52-1624852

FORM 990, PART VI, LINE 17, LIST OF STATES RECEIVING COPY OF FORM 990:

AL, AK, AZ, AR, CA, CT, FL, GA, IL, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, NH, NJ, NM, NY, NC, ND  
OH, OK, OR, PA, RI, SC, SD, TN, UT, VT, VA, WA, WV, WI, DC

FORM 990, PART VI, SECTION C, LINE 19: THE GOVERNING DOCUMENTS, CONFLICT  
OF INTEREST POLICY, AND FINANCIAL STATEMENTS ARE AVAILABLE UPON REQUEST.





**NATIONAL GAY & LESBIAN TASK FORCE  
FOUNDATION**

**Part V Transactions With Related Organizations** (Complete if the organization answered "Yes" to Form 990, Part IV, line 34, 35, or 36.)

Note. Complete line 1 if any entity is listed in Parts II, III, or IV of this schedule.

1 During the tax year, did the organization engage in any of the following transactions with one or more related organizations listed in Parts II-IV?

	Yes	No
a Receipt of (i) interest (ii) annuities (iii) royalties or (iv) rent from a controlled entity		<input checked="" type="checkbox"/>
b Gift, grant, or capital contribution to other organization(s)		<input checked="" type="checkbox"/>
c Gift, grant, or capital contribution from other organization(s)		<input checked="" type="checkbox"/>
d Loans or loan guarantees to or for other organization(s)		<input checked="" type="checkbox"/>
e Loans or loan guarantees by other organization(s)		<input checked="" type="checkbox"/>
f Sale of assets to other organization(s)		<input checked="" type="checkbox"/>
g Purchase of assets from other organization(s)		<input checked="" type="checkbox"/>
h Exchange of assets		<input checked="" type="checkbox"/>
i Lease of facilities, equipment, or other assets to other organization(s)		<input checked="" type="checkbox"/>
j Lease of facilities, equipment, or other assets from other organization(s)		<input checked="" type="checkbox"/>
k Performance of services or membership or fundraising solicitations for other organization(s)		<input checked="" type="checkbox"/>
l Performance of services or membership or fundraising solicitations by other organization(s)		<input checked="" type="checkbox"/>
m Sharing of facilities, equipment, mailing lists, or other assets		<input checked="" type="checkbox"/>
n Sharing of paid employees		<input checked="" type="checkbox"/>
o Reimbursement paid to other organization for expenses		<input checked="" type="checkbox"/>
p Reimbursement paid by other organization for expenses		<input checked="" type="checkbox"/>
q Other transfer of cash or property to other organization(s)		<input checked="" type="checkbox"/>
r Other transfer of cash or property from other organization(s)		<input checked="" type="checkbox"/>

2 If the answer to any of the above is "Yes," see the instructions for information on who must complete this line, including covered relationships and transaction thresholds.

(a) Name of other organization(s)	(b) Transaction type (a-r)	(c) Amount involved
(1) NATIONAL GAY AND LESBIAN TASK FORCE ACTION FUND	M	114,057.
(2) NATIONAL GAY AND LESBIAN TASK FORCE ACTION FUND	N	234,982.
(3) NATIONAL GAY AND LESBIAN TASK FORCE ACTION FUND	P	123,500.

(4)

(5)

(6)





STATE OF MAINE  
COMMISSION ON GOVERNMENTAL ETHICS  
AND ELECTION PRACTICES  
135 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0135

June 26, 2014

Mr. Brian Johnson  
Chief Financial Officer  
National Gay & Lesbian Task Force  
1325 Massachusetts Ave. NW, Suite 600  
Washington, D.C. 20005

**OPPORTUNITY TO RESPOND TO REQUEST FOR INVESTIGATION**

Dear Mr. Johnson:

On May 28, 2014, the Maine Commission on Governmental Ethics and Election Practices (the Commission) received the enclosed request for investigation from the National Organization for Marriage (NOM). In the letter, NOM's Executive Director requests that the Maine Ethics Commission investigate whether the National Gay & Lesbian Task Force (NGLTF) was required to register and file campaign finance reports as a ballot question committee with the Commission because of its 2009 activities opposing the 2009 marriage referendum in Maine.<sup>1</sup>

The Commission will consider the request at a meeting on July 31, 2014 at 9:00 a.m. The meeting will be held at the Commission office at 45 Memorial Circle in Augusta. I anticipate that the Commissioners will decide whether to conduct an investigation.

**Commission's Standards for Requests for Investigation**

Under 21-A M.R.S.A. § 1003(2), a person may apply to the Commission to investigate whether an organization has violated campaign finance law. Under this provision, the Commission "shall review the application and shall make the investigation if the reasons stated for the request show sufficient grounds for believing that a violation may have occurred."

**Opportunity to Respond**

Please respond to NOM's request by Tuesday, July 15, 2014 concerning whether the Commission should conduct an investigation. In particular, the Commission staff

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<sup>1</sup> I have attached a 2009 version of the ballot question committee reporting statute, 21-A M.R.S.A. §1056-B.

suggests addressing the following compliance issues and questions raised by NOM's request:

1) Cash contributions from NGLTF to Maine PACs in 2009

In 2009, two Maine PACs reported receiving contributions from NGLTF:

<b>Date</b>	<b>Recipient PAC</b>	<b>Amount</b>
6/17/2009	EqualityMaine PAC	\$20,000.00
9/18/2009	No on 1 Protect Maine Equality	\$50,000.00
8/24/2009	No on 1 Protect Maine Equality	\$25,000.00
	<b>Total</b>	<b>\$95,000.00</b>

Was the source of these contributions general treasury funds that NGLTF had on hand at the time, or were these funds raised by NGLTF for the purpose of supporting the No on 1 referendum campaign? What documentation has NGLTF retained that would reflect the source of these funds? Did NGLTF make any other cash contributions to the No on 1 campaign not listed in this table?

Did NGLTF make any commitment to the No on 1 campaign to raise a specific amount for the campaign or to donate a certain amount of cash? Did NGLTF raise any money specifically to oppose the Maine referendum? Were the amounts in Table 1 separated in a bank account or recorded internally as contributions received for the Maine referendum?

2) Web Page and Press Releases

NOM attached one webpage describing NGLTF's political organizing work on the 2009 Maine referendum, and two press releases from 2009. These documents were apparently printed on May 26, 2014 and are currently available on the NGLTF's website by entering "Maine" in the search box. NOM refers to these documents both as "emails" and "solicitations."

In 2009, did NGLTF transmit any of these three communications by electronic mail? If so, did the emails contain a hyperlink to a "donate" page on the NGLTF website?

Were these communications intended to raise money for NGLTF, or for some other purpose? Are they solicitations?

Mr. Brian Johnson  
Page 3  
June 26, 2014

In 2009, were these three communications posted on the NGLTF website with a "donate" button at the top of the screen? If so, would NGLTF have any way, currently, to track how much money was raised in 2009 by someone who was reading the communications and clicked on the "donate" button?

Please feel free to address whether these communications meet the definition of "contribution" in section 1056-B(2-A)(B) or (C).

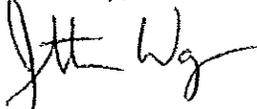
- 3) Other contributions received by NGLTF for the purpose of supporting the No on 1 referendum campaign

Please respond to Mr. Brown's allegation that the NGLTF received contributions in excess of \$5,000 as defined 21-A M.R.S.A. §§ 1056-B(2-A).

You and/or legal counsel are welcome to attend the Commission's July 31 meeting to comment on NOM's request for an investigation.

Thank you in advance for your response to this request. If you have any questions, please feel free to telephone me at (207) 287-4179.

Sincerely,



Jonathan Wayne  
Executive Director

/enclosures

cc: Copied without attachments  
Joseph Vanderhulst, Esq., counsel for National Organization for Marriage  
Kate R. Knox, Esq.  
Assistant Attorney General Phyllis Gardiner

FEDERLE | MAHONEY  
LAW & GOVERNMENT AFFAIRS

July 17, 2014

Mr. Jonathan Wayne  
Executive Director  
Maine Commission on Governmental Ethics and  
Election Practices  
135 State House Station  
Augusta, ME 04333-0135

Dear Mr. Wayne:

As counsel to the National Gay and Lesbian Task Force Action Fund, we write in response to your letter of June 26, 2014, regarding a request for investigation filed by the National Organization for Marriage (“NOM”). The National Gay and Lesbian Task Force Action Fund (the “Action Fund”) is a New York not-for-profit corporation exempt from taxation under section 501(c)(4) of the Internal Revenue Code (“IRC”). In its request, NOM erroneously assumes the Action Fund conducted its activities opposing Question 1 in a manner similar to NOM’s funding of its ballot-question activities.

Unlike NOM, when the Action Fund made a total of three cash contributions to two different Maine PACs – EqualityMaine PAC and No on 1 Protect Maine Equality (“No on 1”) – it used only money raised into its treasury prior to the effort to place the measure on the ballot. It could not have made any mention of the Maine ballot initiative when it solicited these funds simply because the initiative did not yet exist. When the initiative’s supporters launched that effort in May 2009, the Action Fund’s annual fundraising cycle had ended. In the five-month period between Governor Baldacci signing the marriage equality legislation and the Action Fund’s final cash contribution to the Maine PACs, the Action Fund received less than \$2,600 in total donations. When the Action Fund did solicit potential contributors to defeat Question 1, it did so by directing donors to contribute directly to No on 1, not to the Action Fund.

As discussed below, NOM’s complaint is without merit, as it fails to provide sufficient grounds for believing that a violation of Maine law may have occurred. In the response below, Section I provides a general overview of the effort by the Action Fund to defeat Question 1, while Sections II through IV address the specific questions you posed to the organization.

**I. The Action Fund Was Not a Ballot Question Committee Because It Did Not Receive Contributions or Make Expenditures, Other than by Contribution to a Political Action Committee**

The Action Fund complied with Maine campaign finance law in making contributions to defeat Question 1. During the 2009 election cycle, Maine required registration as a ballot question committee for those persons who did not qualify as a political action committee and:

who receive[ ] contributions or make[ ] expenditures, other than by contribution to a political action committee, aggregating in excess of \$5,000 for the purpose of initiating, promoting, defeating or influencing in any way a ballot question ....

21-A M.R.S. § 1056-B (in effect as of September 12, 2009) (emphasis added).

For purposes of this definition, a “contribution” included funds a donor earmarked for use to support or defeat a ballot question; funds provided in response to a solicitation that would lead the contributor to believe the money would be used to support or defeat a ballot question; and funds that can reasonably be determined to have been given for the purpose of supporting or defeating a ballot question “when viewed in the context of the contribution and the recipient’s activities regarding a ballot question.” *Id* at § 1056-B(2-A).

The statute allows a nonprofit organization to oppose a ballot question by making contributions to existing political committees, provided that the nonprofit organization uses only its existing money and does not solicit contributions to fund its ballot-measure activities. When an organization attempts to influence a ballot question with general treasury funds that were contributed for its broad, general purposes, the organization is not required to disclose its donors, because those donors did not provide the funds with an intent to influence voters in a ballot question election.

The Action Fund worked to defeat Question 1 in two ways: 1) by using its existing treasury funds to contribute to EqualityMaine PAC and to No on 1; and, 2) by asking individuals to send their own contributions directly to No on 1.

**A. The Action Fund Used Existing Funds For Its Contributions to EqualityMaine PAC and to No On 1**

The Action Fund’s revenue cycle demonstrates that the organization used existing treasury funds to pay for the contributions to EqualityMaine PAC and to No on 1 that are the subject of the Commission’s inquiry. On May 1, 2009, the Action Fund’s bank account had a balance of \$234,238. This amount was more than sufficient to cover the direct contributions of \$95,000 it gave to EqualityMaine PAC and No on 1.

In addition to having sufficient funds before the threat of a ballot measure arose, the Action Fund's own fundraising during the ballot measure campaign fell far short of the amount it contributed to oppose Question 1. The Action Fund receives nearly all of its annual income during the fall and winter. From May 1, 2009 through September 18, 2009 (the date of its final direct contribution to No on 1), the Action Fund raised just \$2,597.94. Of that amount, \$231.00 was received from contributions from seven individual donors, who contributed an average of \$33 each. The remainder was the proceeds from group ticket sales at a series of promotions hosted at Six Flags amusement parks (none of which mentioned the Maine ballot question). Simple mathematics demonstrates that the Action Fund paid for its Maine activity from its existing treasury funds.

#### **B. The Action Fund Solicited Donors to Contribute Directly to the No On 1 Committee**

In its request, NOM alleges that the Action Fund "solicited and received 'contributions.'" NOM is correct in that the Action Fund solicited supporters to make contributions to defeat the ballot measure, but the Action Fund's solicitations specifically instructed donors to contribute directly to No on 1, to be disclosed pursuant to Maine law. Recipients of the solicitations could not mistake that the Action Fund was encouraging them to contribute directly to No on 1, as the Action Fund provided hyperlinks to the No on 1 website and provided links to an online fundraising agent for No on 1 (ActBlue). For anyone who was confused or wanted more information, the Action Fund provided the email address and phone number of a No on 1 staff member. Nowhere in those solicitations did the Action Fund indicate that donors should contribute to the Action Fund itself.

Emails the Action Fund sent to subsets of its supporter lists on behalf of No on 1 are attached as Exhibits 1 and 2. The emails invite recipients to fundraising events organized to defeat Question 1. They were headlined, in bold typeface:

#### **An important message sent on behalf of No on 1 - Protect Maine Equality Campaign**

The name of the committee was hyperlinked clearly, to direct recipients to [www.protectmaineequality.org](http://www.protectmaineequality.org), the official No on 1 website, so recipients would know exactly who was holding the event. Further, the invitations stated: "There are no contribution limits on the amount that can be donated to the No on One - Protect Marriage Campaign." The invitations directed recipients to make a donation using an ActBlue contribution page set up to facilitate direct contributions to No on 1. It is the understanding of the Action Fund that No on 1 reported the contributions received in response to this solicitation as required by Maine law. The invitation was not a solicitation for contributions to the Action Fund, nor would the context suggest otherwise.

With that overview provided as explanation of the structure by which the Action Fund endeavored to defeat Question 1, we provide the following answers to the specific questions posed in your letter of June 26, 2014.

**II. Cash contributions from the Action Fund to Maine PACs in 2009**

The questions in this section refer to a table of contributions to two Maine PACs in 2009, the EqualityMaine PAC and No on 1. For ease of reference, that table is reproduced here:

<b>Table 1</b>		
<b>Cash Contributions from NGLTF<sup>1</sup> Reported by Maine PACs in 2009</b>		
<b>Date</b>	<b>Recipient PAC</b>	<b>Amount</b>
6/17/2009	EqualityMaine PAC	\$20,000.00
9/18/2009	No on 1 Protect Maine Equality	\$50,000.00
8/24/2009	No on 1 Protect Maine Equality	\$25,000.00
	<b>Total</b>	<b>\$95,000.00</b>

**A. Was the source of these contributions general treasury funds that NGLTF had on hand at the time, or were these funds raised by NGLTF for the purpose of supporting the No on 1 referendum campaign?**

All money used by the Action Fund for the contributions listed above came from general treasury funds that were raised before the ballot measure supporters launched their effort. As explained above in Section I, the Action Fund's fundraising cycle is such that the organization obtains the vast majority of its revenue during the fall and winter. The organization did not ask donors to contribute to the Action Fund in order to fund its Maine activity, and its income during the time period of the ballot measure campaign was insufficient to cover these contributions to EqualityMaine PAC and No on 1.

**B. What documentation has NGLTF retained that would reflect the source of these funds?**

The Action Fund retains files indicating the amount of contributions deposited into its general treasury, donor names and contribution dates.

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<sup>1</sup> Although both the Commission and the reports filed by the PACs indicate the donor generally as "NGLTF," these contributions were made by the Action Fund, as stated above.

**C. Did NGLTF make any other cash contributions to the No on 1 campaign not listed in this table?**

Table 1 lists all cash contributions from the Action Fund to No on 1 and to EqualityMaine PAC. In January and February 2009, the Action Fund gave to EqualityMaine's nonprofit account direct donations totaling \$20,000 to support EqualityMaine's effort to pass marriage equality legislation in the Maine State Legislature. These donations were unrelated to any ballot question.

**D. Did NGLTF make any commitment to the No on 1 campaign to raise a specific amount for the campaign or to donate a certain amount of cash?**

It is not known what specific commitments staff or volunteers made to the No on 1 campaign in 2009, as the events occurred five years ago. Key staff members involved with the effort have left the organization. However, as previously discussed, regardless of any commitments that were made, all cash contributions to No on 1 were from general treasury funds donated prior to the ballot question campaign, and efforts to raise additional funds for the campaign involved instructions to donors to make their contributions directly to No on 1.

**E. Did NGLTF raise any money specifically to oppose the Maine referendum?**

When the Action Fund raised money specifically to oppose the Maine referendum, it instructed donors to make their contributions directly to No on 1, as discussed above in Section I. At no time did the organization solicit donors to contribute to the Action Fund for the purpose of funding its efforts to defeat the Maine referendum.

**F. Were the amounts in Table 1 separated in a bank account or recorded internally as contributions raised for the Maine referendum?**

The amounts in Table 1 were contributed from the Action Fund's general treasury account. Adequate funds to cover the amounts in Table 1 were raised before the effort to pass Question 1 began. No contributions were recorded as having been raised for the Maine referendum because none were.

**III. Web Page and Press Releases**

Exhibit A of the NOM request reprinted three pages from [www.thetaskforce.org](http://www.thetaskforce.org). One discusses work the organization undertook to secure and defend marriage equality in Maine. The other two were press releases, one of which was issued May 6, 2009, when Governor John Baldacci signed legislation granting the freedom to marry to same-sex couples, and the other distributed October 29, 2009 to publicize faith leaders' opposition to Question 1.

**A. In 2009, did NGLTF transmit any of these three communications by electronic mail?**

The staff listed as contacts on those press releases have left the organization in the intervening five years, and the Action Fund was unable to determine whether the press releases were transmitted by email. Action Fund staff may have transmitted by electronic mail the URL for the webpage encouraging people to volunteer for No on 1 during their vacations, but an answer cannot be determined with certainty.

**B. If so, did the emails contain a hyperlink to a “donate” page on the NGLTF website?**

The answer to this question is unknown.

**C. Were these communications intended to raise money for NGLTF, or for some other purpose?**

The communications flagged by NOM were created to generate public support to extend the freedom to marry to same-sex couples in Maine. They were not intended to raise money for the Action Fund. As they currently appear on the website, the communications include a link marked “Donate,” because that donation button is built into the website’s basic architectural layout and appears as a default on every page of the website. But the communications do not contain specific solicitations, beyond the standard “Donate” links built into every page of the website.

The intended purposes of each of the three communications were:

1. The first press release ([http://www.thetaskforce.org/press/releases/pr\\_050609](http://www.thetaskforce.org/press/releases/pr_050609)) was issued May 6, 2009, the day Governor Baldacci signed legislation granting the freedom to marry to same-sex couples in Maine. The purpose of the press release was to encourage the news media to include in their coverage of this historic law information about the Action Fund’s work to pass the legislation. The press release details five years of effort by the Action Fund and the organization’s IRC section 501(c)(3) educational arm, the National Gay and Lesbian Task Force Foundation (the “Foundation”), to promote equality in Maine, including the deep partnership with EqualityMaine to promote the legislation signed by Gov. Baldacci. The Foundation dedicated itself to grassroots organizing, recruiting and training volunteers to talk to their neighbors about the marriage equality, while the Action Fund sent organizers to Maine to help push for the legislation. In addition, the Action Fund gave Equality Maine seed money to hire field organizers for the effort to pass the legislation. The press release also notes the Action Fund’s efforts in 2005 to defeat a ballot question that would have repealed the state’s nondiscrimination law.

2. The intent of the second communication ([http://www.thetaskforce.org/our\\_work/organizing\\_and\\_training/maine\\_work\\_082509](http://www.thetaskforce.org/our_work/organizing_and_training/maine_work_082509)) is to explain the importance of Question 1 to the equality movement and the role the Action Fund is playing to defeat the referendum. The video clips recruit individuals to volunteer their time to help defeat Question 1 (e.g., Trina Olson says: "There is no better way to spend one's time on vacation than making a huge impact on an election. So No on 1 campaign is inviting folks from all over the country to take three weeks, two weeks, one week, to come to Maine and really have a huge impact."). At no point does the webpage solicit contributions to support the Action Fund's efforts in Maine. Under the header, "Learn More," the website specifically directs users to the No on 1 website.
3. The third communication ([http://www.thetaskforce.org/press/releases/pr\\_aof\\_102909](http://www.thetaskforce.org/press/releases/pr_aof_102909)) is another press release, providing a statement from the Rev. Rebecca Voelkel regarding efforts by faith leaders to defeat Question 1. This press release was intended to encourage members of the media to cover clergy opposition to this referendum.

**D. Are they solicitations?**

None of the three communications are solicitations, because none asks for anyone to give funds to any organization or committee.

**E. In 2009, were these three communications posted on the NGLTF website with a "donate" button at the top of the screen?**

Yes. As noted above, the "donate" button is built into the website's basic architectural layout as a standard feature, just as are tabs for "The Issues," "Get Involved," "Our Work," etc. (Note that these other standard features did not print on the exhibit NOM submitted, but they appear when viewed online.) The headers of these pages as they appear on the website are attached as Exhibits 3, 4 and 5.

**F. If so, would NGLTF have any way, currently, to track how much money was raised in 2009 by someone who was reading the communications and clicked on the "donate" button?**

There is no way to know if anyone clicked on the "Donate" button on any of these three web pages and then made a donation to the Action Fund. The Task Force does not track contributions in that manner, because the Donate button is a standard piece of website architecture and is not tied to any issue. As discussed above, however, the total amount of money that the Action Fund received between the date the marriage equality legislation was signed and the date of the Action Fund's final cash contribution to a Maine PAC was less than \$2,600.

**G. Address whether these communications meet the definition of “contribution” in section 1056-B(2-A)(B) or (C).**

Funds given to an organization are “contributions” if they are given in response to a solicitation that leads the donor to believe the funds will be used specifically for the purpose of influencing a ballot question, or if, given the context of the contribution and the recipient’s activities regarding a ballot question, it can reasonably be determined that the contributor provided the funds for the purpose of influencing that ballot question. *See* 21-A M.R.S. §§ 1056-B(2-A)(B), (C).

None of the communications included any indication that funds contributed would be used specifically to influence Question 1. Further, the “Donate” button that is built into the standard website architecture is linked to a generic donation page that does not mention any issues, let alone a reference to the Question 1 “that would lead [a] contributor to believe that the funds would be used specifically for the purpose of ... influencing in any way a ballot question.” The communications did not lead potential contributors to believe funds given to the organization would be used to influence a ballot question. *Id.* at § 1056-B(2-A)(B).

Contextually, the three communications talked about one aspect of the organization’s many activities. The Action Fund is a large organization, active nationwide. The website from which these three pages were taken includes many hundreds of pages, on a broad variety of topics ranging from taxation to religion to international discrimination to cinema. Each of those pages includes the standard “Donate” button linked to the donation page, which is devoid of issue content. From those hundreds of pages, NOM chose to include one that trumpeted the Action Fund’s work to defeat Question 1, recruiting volunteers to spend their vacations helping No on 1 defeat the referendum.

The Task Force issued more than 80 press releases between May 1 and November 5, 2009. We found just four that featured Maine: one issued upon passage of the same-sex marriage law by the Maine House; one, included in the NOM request, issued when Gov. Baldacci signed the law; one, included in the NOM request, featuring opposition to Question 1 by clergy; and one issued days after Maine voters passed Question 1, expressing disappointment in the result.

It exceeds credulity for NOM to single out three pages from the hundreds on the Action Fund website and to claim that funds provided through the organization’s donation page “can reasonably be determined to have been provided by the contributor for the purpose of ... influencing in any way a ballot question when viewed in the context of the contribution and the recipient’s activities regarding a ballot question.” *Id.* at § 1056-B(2-A)(C). When viewed in the context of the Action Fund’s overall activities nationwide, and in the absence of any reference to Maine or Question 1 on the donation page, no reasonable person could think that by clicking a “Donate” button, the organization would use their money to defeat Question 1.

**IV. Other contributions received by NGLTF for the purpose of supporting the No on 1 referendum campaign.**

**A. Please respond to Mr. Brown's allegation that the NGLTF received contributions in excess of \$5,000 as defined in 21-A M.R.S.A. §§ 1056-B(2-A).**

Regarding the allegation that the Action Fund received aggregate contributions over \$5,000, the facts demonstrate NOM is wrong. NOM does not allege a violation of 21-A M.R.S.A. § 1056-B(2-A)(A), but we state for the record that no one made a donation to the Action Fund with a specific instruction that the funds were given in connection with a ballot question.

The trickle of funds received by the Action Fund between May 1 and September 18, 2009 did not result from a solicitation that would lead a donor to believe their funds would be used specifically to influence Question 1. *See id. at* § 1056-B(2-A)(B).

Given the nationwide activities of the Action Fund, and the contextual factors on the Action Fund's communications, no individual could reasonably think that if they contributed to the organization, their money would be used to pay for activities to defeat Question 1. *See id. at* § 1056-B(2-A)(C).

Finally, the funds received by the Action Fund between May 1 and September 18, 2009 totaled less than \$5,000. So there are no grounds for believing the Action Funds would have been obligated to register as a ballot question committee prior.

**V. Conclusion**

As explained above, the Action Fund made the contributions in question from money existing in its general treasury before referendum supporters began collecting signatures to qualify a measure for the ballot. When the Action Fund sought to raise money to defeat Question 1, it did so by instructing donors to make contributions directly to No on 1, because those would be disclosed pursuant to Maine law.

Because the facts demonstrate that the Action Fund fully complied with Maine law, we respectfully urge the Commission to deny NOM's request due to its failure to provide any evidence to believe a violation has occurred.

Sincerely,

*Michael K. Mahoney*

Michael K. Mahoney

Mr. Jonathan Wayne  
July 17, 2014  
Page 10



Allen H. Mattison  
Trister, Ross, Schadler & Gold, PLLC  
1666 Connecticut Avenue, NW, Fifth Floor  
Washington, DC 20009  
202-328-1666  
District of Columbia Bar # 975211

Counsel to National Gay and Lesbian Taskforce

Enclosures

Email message sent to Action Fund supporters 9/14/2009

**An important message sent on behalf of No on 1 - Protect Maine Equality Campaign**

**Join us in supporting the No on 1 - Protect Maine Equality Campaign**

**Wednesday, Sept 16th**

**7:00 - 8:30pm**

**At the home of**

**Congresswoman Rosa DeLauro & Stan Greenberg  
816 East Capitol Street NE, Washington, DC 20002**

**Special Guests**

**Congresswoman Pingree ( ME-01) - Congresswoman Baldwin (WI-02)**

**Congressman Frank (MA-04) - Congressman Polis (CO-02)**

**Hosts Include**

**Kyle Bailey, Christian Berle, Dana Beyer, Robin Brand, Joe Falk, Mark Glaze, Anna Greenberg, Lane Hudson, Charles Merrill, Robert Raben, Amy Pritchard, Paul Yandura & Donald Hitchcock, Mark Walsh and American Federation of State, County and Municipal Employees, American Civil Liberties Union, Human Rights Campaign, Gay & Lesbian Advocates and Defenders, Gill Action, National Gay and Lesbian Task Force, National Log Cabin Republicans, National Stonewall Democrats, Pride at Work - AFL-CIO**

*Host committee still in formation*

**RSVP - [Andy@protectMaineEquality.org](mailto:Andy@protectMaineEquality.org)**

**Can't attend? Donate online at - <http://www.actblue.com/page/dcformaine>**

**There are no contribution limits on the amount that can be donated to the No on One - Protect Marriage Campaign.**

**Maine law allows contributions from any individual, PAC, Business, C4 or corporate account. Donations from foreign nationals are prohibited.**

**The National Gay and Lesbian Task Force Action Fund, founded in 1974 as the National Gay and Lesbian Task Force, Inc., works to build the grassroots political power of the LGBT community to win complete equality. We do this through direct and grassroots lobbying to defeat anti-LGBT ballot initiatives and legislation and pass pro-LGBT legislation and other measures. We also analyze and report on the positions of candidates for public office on issues of importance to the LGBT community. The Task Force Action Fund is a 501(c)(4) non-profit corporation incorporated in New York. Contributions to the National Gay and Lesbian Task Force Action Fund are not tax deductible.**

Email message sent to Action Fund supporters 9/23/2009

National Gay and Lesbian  
**Task Force  
Action Fund**

[www.TheTaskForceActionFund.org](http://www.TheTaskForceActionFund.org)

You're Invited

An important message sent on behalf of No on 1 - Protect Maine Equality Campaign

The New York Host Committee for No on 1 - Protect Maine Equality Campaign  
invites you to a fundraiser for the campaign

Thursday, October 1st

6:30 PM - 8:30 PM

at the home of

Mark Sexton & Kirk Wallace

622 Greenwich St., Apt. 2C

New York, NY

**Special Guests**

US Rep. Barney Frank • US Rep. Jerrold Nadler • US Rep. Chellie Pingree •  
Maine Speaker Hannah Pingree • NYC Council Speaker Christine C. Quinn •  
NYS Sen. Tom Duane • NYS Assemblymember Daniel O'Donnell •  
Suffolk County Majority Leader Jon Cooper

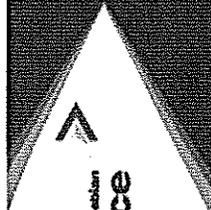
**Individual Tickets**

\$1,000 • \$500 • \$250

For more information on the event and to purchase your tickets or  
make a donation go to [www.actblue.com/page/nyevent](http://www.actblue.com/page/nyevent)  
or contact Mark Walsh at 202.297.7836 or [MWalsh@ProtectMaineEquality.org](mailto:MWalsh@ProtectMaineEquality.org)

*Under Maine law, there is no limit on the amount that may be contributed to  
"No On 1". Maine law also permits contributions from corporations, businesses,  
PACs and C4 organizations. Donations from foreign nationals are prohibited.*

The National Gay and Lesbian Task Force Action Fund, founded in 1974 as the National Gay and Lesbian Task Force, Inc., works to build the grassroots political power of the LGBT community to win complete equality. We do this through direct and grassroots lobbying to defeat anti-LGBT ballot initiatives and legislation and pass pro-LGBT legislation and other measures. We also analyze and report on the positions of candidates for public office on issues of importance to the LGBT community. The Task Force Action Fund is a 501(c)(4) non-profit corporation incorporated in New York. Contributions to the National Gay and Lesbian Task Force Action Fund are not tax deductible.



**National Gay and Lesbian Task Force**

**Move the Movement  
Become a Change Agent TODAY!**

[find out how >](#)

THE ISSUES GET INVOLVED OUR WORK REPORTS & RESEARCH SUPPORTUS EVENTS PRESS ABOUTUS

Press

Maine becomes the fifth state to grant the freedom to marry to same-sex couples

Date: May 06, 2009

MEDIA CONTACT:

Inga Serda-Sorensen  
Director of Communications  
(Office) 646.358.1463  
(Cell) 202.641.5592  
isorensen@thetaskforce.org

WASHINGTON, May 6 — The National Gay and Lesbian Task Force Action Fund issued the following statement after Maine Gov. John Baldacci signed legislation today making Maine the fifth state to grant the freedom to marry to same-sex couples.

Statement by Rea Carey, Executive Director  
National Gay and Lesbian Task Force Action Fund

"We are thrilled with Gov. John Baldacci's thoughtful and well-reasoned decision to sign this critical legislation. This is a great day for Maine, and a great day for this country. With recent marriage victories in Connecticut, Iowa and Vermont, this action affirms the national momentum building for marriage equality. From coast to coast, people are recognizing that the fundamental protections provided through civil marriage are a critical part of fairness and full equality. Through debate, dialogue and careful consideration, states are concluding that denying this basic right doesn't protect anyone; it simply places more families in harm's way and makes them more vulnerable to hardship.

"We thank Gov. John Baldacci and the Maine Legislature for doing the right thing by supporting this legislation, and we congratulate our state partner, EqualityMaine, for this hard-fought victory. Because of EqualityMaine's leadership, same-sex couples have won the freedom to marry in Maine. The Task Force is proud of its 5-year partnership with EqualityMaine to achieve today's victory. We will be with them every step of the way to ensure marriage equality is protected."



**National Gay and Lesbian Task Force**

**Move the Movement**  
**Become a Change Agent TODAY!**

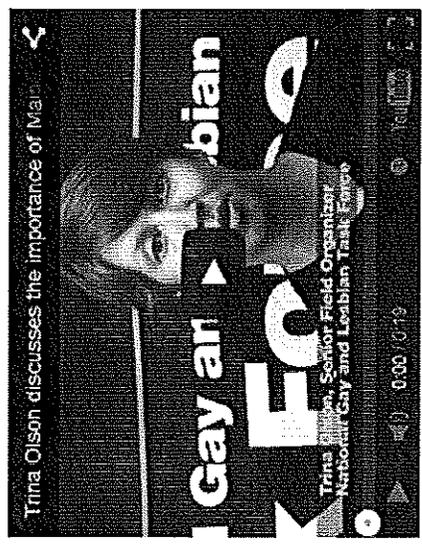
find out how >

THE ISSUES GET INVOLVED OUR WORK REPORTS & RESEARCH SUPPORT US EVENTS PRESS ABOUT US

**Our work to secure & defend marriage equality in Maine**

**Securing & defending marriage equality in Maine**

The National Gay and Lesbian Task Force has been playing a critical role to protect marriage equality in Maine. The marriage equality law, which passed in May, was slated to take effect Sept. 11, but opponents of the law successfully gathered enough signatures to place a referendum on the November ballot. Check below to see what we've been up to.



Passions are high and the people of Maine are out fighting this:





# Move the Movement Become a Change Agent TODAY!

find out how >

THE ISSUES GET INVOLVED OUR WORK REPORTS & RESEARCH SUPPORT US EVENTS PRESS ABOUT US

## Press

### Article of Faith: Faith leaders support marriage equality in Maine

Date: October 29, 2009

#### MEDIA CONTACT:

Pedro Julio Serrano, Communications Manager  
(Office) 646.358.1479  
(Cell) 787.602.5954  
[pserrano@thetaskforce.org](mailto:pserrano@thetaskforce.org)

WASHINGTON, Oct. 29 — Faith leaders of the National Religious Leadership Roundtable, convened by the National Gay and Lesbian Task Force, are issuing a strong and unified call of support for the freedom to marry in Maine. Roundtable members joined with faith leaders in Maine earlier this month to call for equality. What follows is an Article of Faith about that experience.

Article of Faith  
by the Rev. Rebecca Voelkel  
National Religious Leadership Roundtable

The scene was not the usual campaign one: the Episcopal Cathedral in downtown Portland, Maine, draped with the liturgical stoles of those lesbian, gay, bisexual and transgender (LGBT) people who had lost their ordination due to homophobia and heterosexism, peopled with both clergy and lay leaders from a variety of different religious traditions and backgrounds. They had come for two reasons: they wanted to hear the Rt. Rev. V. Gene Robinson, the Episcopal Bishop of New Hampshire and they want to defeat Question 1, a referendum on the marriage equality law that passed the Maine Legislature and was signed by the governor this past spring.

They got what they wanted. While Bishop Robinson was not clad in his religious garb, he preached a Christian gospel of extravagant hospitality, expansive justice and overflowing love. He spoke about interfaith work and he articulated a secular-religious partnership. He inspired several standing ovations as he made crystal clear that working for justice in civil society is one manifestation of a life of faith.