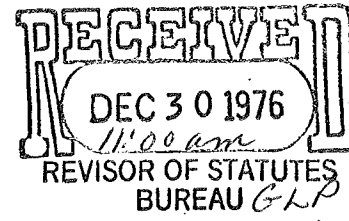


RL5

CERTIFICATE



STATE OF WISCONSIN

)

) ss.

DEPARTMENT OF REGULATION AND LICENSING)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Sarah Dean, Secretary, of the Department of Regulation and Licensing and custodian of the official records of said department do hereby certify that the annexed rules related to charitable organizations were duly approved and adopted by this department on December 27, 1976.

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the department at 1400 East Washington Avenue, in the City of Madison, this 27th day of December, A.D. 1976.

A handwritten signature in cursive script, reading "Sarah Dean", written over a horizontal line.

Sarah Dean, Secretary

ORDER OF THE DEPARTMENT OF REGULATION AND LICENSING ADOPTING RULES

Pursuant to authority vested in the Department of Regulation and Licensing by section 227.014(2), Wis. Stats., the Secretary hereby adopts rules as follows:

Chapter RL 5 of the WISCONSIN ADMINISTRATIVE CODE is adopted to read:

DEPARTMENT OF REGULATION AND LICENSING

Wisconsin Administrative Code
Chapter RL 5

CHARITABLE ORGANIZATIONS

RL 5.01 Authority and Purpose	RL 5.05 Registration
RL 5.02 Definitions	RL 5.06 Annual Reports
RL 5.03 Clarification of Exemptions	RL 5.07 Professional Fund Raisers
RL 5.04 Declaratory Rulings	

RL 5.01 Authority and Purpose. Pursuant to sec. 227.014(2), Wis. Stats., the rules of this chapter are adopted for the purpose of interpreting and clarifying Chapter 440, Wis. Stats., relating to registration of charitable organizations.

RL 5.02 Definitions.

(1) "Charitable organization" means an organization which, as all or part of its purpose, aids, manages, administers or conducts activities for the relief of poverty, advancement of education, promotion of health or for any other purpose which benefits the community.

(2) "Solicitation" means any direct or indirect request for money, property, financial assistance or other thing of value on the representation or implication that it will be used for some charitable purpose.

(3) "Contribution" as defined in sec. 440.41(1)(b), Wis. Stats., includes, without limitation, the sale price of tickets or goods, less the cost to the organization of the item sold when such sale was made on the representation that all or part of the proceeds will be used for some charitable purpose.

RL 5.03 Clarification of Exemptions.

(1) A charitable organization that claims exemption on the basis of sec. 440.41(3) Wis. Stats., shall submit all information requested by the department substantiating the grounds for such claimed exemption.

(2) All veterans' organizations and their affiliates that are not chartered under federal law or incorporated under chapter 188, Wis. Stats., shall register under section 440.41, Wis. Stats.

(3) Federal or state tax-exempt status is not a basis for claimed exemption from registration under section 440.41, Wis. Stats.

RL 5.04 Declaratory Rulings. An organization uncertain of its status under sec. 440.31, Wis. Stats., may request from the department a declaratory ruling pursuant to sec. 227.06, Wis. Stats.

RL 5.05 Registration.

(1) Charitable organizations shall at the request of the department submit a description of proposed solicitations including the manner in which contributions will be solicited and the date and general locale of the solicitations.

(2) Charitable organizations that plan to solicit on behalf of another organization or individual shall submit to the department proof that the organization or individual on whose behalf the solicitation is made agrees to the solicitation.

(3) Charitable organizations shall submit to the department a list of salaries or other compensation of officers, directors, trustees and executive personnel and other employees.

(4) Organizations that have failed to register in the past and that seek to comply with registration requirements shall file financial data equivalent to the requirements of sec. 440.41(4), Wis. Stats., for each year the organization received solicited contributions of more than \$500.

(5) Each charitable organization shall submit the proportion, expressed as a percentage, of contributions expected to be used for the organization's charitable purpose, and the basis upon which such calculation was made.

RL 5.06 Annual Reports.

(1) Charitable organizations shall at the request of the department attach to the annual report a description of solicitations conducted in the preceding year and a list of solicitation costs for any solicitation for which a professional fund raiser was retained.

(2) Charitable organizations shall provide proof of compliance with sec. 100.18(4), Wis. Stats., for the preceding year's solicitations.

(3) Each charitable organization shall submit a calculation of the proportion of contributions received, expressed as a percentage, actually used for the organization's stated purpose, and the basis upon which such calculation was made.

RL 5.07 Professional Fund Raisers.


(1) Professional fund raisers include individuals or organizations that plan but do not actually engage in solicitations.

(2) Professional fund raisers shall attach to applications for renewal copies of all contracts with Wisconsin charitable organizations entered into in the preceding year.

The rules contained herein shall take effect on March 1, 1977, pursuant to authority granted by section 227.026(1)(b), Wis. Stats.

Dated: December 27, 1976

DEPARTMENT OF REGULATION AND LICENSING


Sarah Dean
Secretary