Does my organization's advocacy on federal issues mean it needs to make a campaign-related disbursement disclosure or other disclosure of its donors?

Is your organization a 501(c)(3)? YES NO, it is a (c)(4), union, LLC, or other specified non-501(c)(3) entity. Your advocacy is Have you spent >\$10,000 on federal not subject to CRD advocacy over a 2-year election cycle disclosures, even if (definition differs slightly in FECA), our communications or calendar year for federal judicial would be subject nomination communications, that meets to CRD disclosure the definition of campaign related if it was a covered disbursements (CRD)? organization. YES Your organization is not Your org must make a CRD subject to CRD disclosure, disclosure, and depending on format, the CRD may need to make a Stand but it is probably not making any impact on policy. By Every Ad disclosure. Your org has made a CRD if your org's expenditure's meet any of the following five definitions.

NOTE: Intent to influence the outcome of an election is not a required element in this analysis. Any advocacy and lobbying effort by a 501(c)(4) or other covered organization that meets the definition of a CRD is subject to the disclosure requirements.

An Independent expenditure (IE); AND/OR

A public communication that promotes, attacks, supports, or opposes a clearly identified candidate; AND/OR

A federal judicial nomination communication; AND/OR

An electioneering communication; AND/OR

Makes a covered transfer.

A communication that expressly advocates — or there is no other reasonable interpretation — for election or defeat of a federal candidate.

A communication made by means of broadcast, cable, satellite, magazine, newspaper, outdoor advertising facility, mass mail, phone bank, paid internet or paid digital.

Any public communication which promotes, or supports, or attacks, or opposes a candidate for federal office, without regard to whether the communication expressly advocates a vote for or against a candidate for that office. This is very broad and while it is not clear how it would be interpreted, it could include communications that criticize, praise or thank any member of Congress or the president, or even ask them to vote for or against a bill. A candidate is defined as anyone raising funds for election, which includes almost all, if not all, elected federal officials.

Any communication that promotes, supports, attacks, or opposes the nomination or Senate confirmation of an individual as a Federal judge or justice, and made by means of:

- · paid broadcast, cable, satellite; or
- · paid internet or paid digital communication; or
- paid promotion; or
- newspaper, magazine, outdoor advertising (billboard),
- · mass mailing; or
- telephone bank or telephonic messaging effort of more than 500 similar calls or electronic messages within a 30-day period; or
- · any other form of general public political advertising.

A broadcast, cable, satellite, paid internet, or paid digital communication made 30 days before a federal primary or 60 days before a general election which refers to a clearly identified federal candidate (almost all, if not all, elected federal officials)

Any transfer of funds, such as a grant for an advocacy campaign, by a covered organization to another person (probably entity) if:

- The organization suggests the funds be used for a CRD (or making a transfer to another for making a CRD); or
- The transfer is in response to a request for a donation for a CRD; or
- The covered organization engaged in discussions with the recipient of the transfer about making or paying for a CRD; or
- The transferor made a CRD in an aggregate amount of \$50,000 or more in a two-year period or transferor had reason to know the recipient had made CRDs of more than \$50,000 in a two-year period; or transferor knew or had reason to know recipient would make.

