

CHARLES STEWART MOTT FOUNDATION

AFFIDAVIT PACKET FOR NON-U.S. GRANT APPLICANTS

This packet includes:

- ▶ **INTRODUCTION and INSTRUCTIONS**
- ▶ **"AFFIDAVIT FOR NON-U.S. GRANTEES"**
- ▶ **"PUBLIC SUPPORT SCHEDULE"**
- ▶ **"MAJOR DONOR SUPPORT" FORM**

Please provide all information requested in this packet.

The principal officer or director who is authorized to represent your organization must sign the Affidavit For Non-U.S. Grantees.

Mail the complete packet to your Mott program officer at this address:

**C. S. Mott Foundation
1200 Mott Foundation Building
Flint, Michigan 48502-1851, U.S.A.**

INTRODUCTION

In order for the Mott Foundation, or any other United States grantmaking foundation, to make a grant to a non-U.S. charitable organization, certain rules and procedures must be followed. We must determine that your organization would qualify as a public charity in the U.S. We make this determination based on a document which we refer to as the "affidavit packet."

This first part of the packet includes instructions for the three required forms.

The second part of the packet is an Affidavit¹ form which you must complete and sign. This document explains your organizational structure, charitable purpose or activities, governing documents, and other information. Your organization must be organized and operated for charitable or other exempt purposes only, meaning that you are not a for-profit organization.

The third part of the packet includes two financial forms. These financial forms will indicate whether or not your organization qualifies as a public charity according to the "public support test" of the U.S. Internal Revenue Service (IRS), the U.S. government department which has oversight over nonprofit organizations. The **Public Support Schedule** lists the types and sources of your actual financial support over the most recent five-year period. The **Major Donor Support** form helps us calculate what portion of your support is "public," as defined by the IRS.

You must provide the Mott Foundation with the information requested on the Public Support Schedule and the Major Donor Support form, unless your organization is a school or university, hospital, church, or governmental agency. **For all other public charities, these forms are required.**

Be sure to **sign the Affidavit and complete all forms as indicated.** It is very important that you provide all the information and financial figures requested on the forms. If you have problems or questions, please contact your Mott Foundation program officer immediately.

ALL 3 FORMS MUST BE SUBMITTED TOGETHER

Note: Once the affidavit packet is complete, it may be used by other grantmaking foundations in the U.S. If you completed an affidavit, Public Support Schedule, and Major Donor Support form for another foundation within the last year, it may be possible for the Mott Foundation to use those. You must state on the Affidavit or separate cover letter that no changes have taken place since the original packet was completed.

¹"Affidavit" is a legal term that refers to a sworn statement that has legal standing before official agencies.

AFFIDAVIT INSTRUCTIONS

Please fill in the complete legal name of your organization at the top of the Affidavit. The Affidavit and all attachments or supporting documents requested must be in English. Either type the forms or print clearly. The Affidavit refers often to the "Grantee." This word refers to your organization; it has approximately the same meaning as "applicant."

Section 1. Principal officer or director. Enter the name and title of the person that will be signing this form.

Section 2. Organization information. Enter the year, country, and under what authority your organization was created. Check one or more boxes that identify the purposes of your organization.

Section 3. Programs and activities. Provide a brief description of past, current, and future programs and activities of your organization.

Section 4. Governing documents. It is essential that you attach English language copies of your founding charter, bylaws, and other documents that your organization uses to govern itself. If translation poses a major problem or constraint to your organization, please consult with your program officer at the Mott Foundation. Native language copies of your governing documents are also required.

Sections 5, 6, 7, and 8. Limits on activities. These statements place restrictions or limitations on your organization's operations and activities. It is important to understand that when you sign the Affidavit, you are stating that items 5, 6, 7, and 8 are true for your organization. Please read them very carefully.

Section 9. Control by other organizations. Explain any formal relationship your organization has with another organization. Describe only those organizations that control your organization, or are legally connected to your organization. List the legal name of the organization and describe the relationship.

Section 10. Qualification as publicly supported organization. Select one category that best describes your organization.

Section 11. Dissolution provisions. The terms "dissolved" and "liquidated" refer to the possibility that your organization stops doing its work, gives away its assets, and ceases to exist. Attach an English translation of the document that controls the distribution of your assets upon liquidation, if not already provided under number 4 above. The IRS states that an adequate dissolution provision would read as follows:

"In the event that [your organization] were to be liquidated or dissolved, ... all its assets would be distributed to another not-for-profit organization for charitable, religious, scientific, literary, or educational purposes, or to a government instrumentality."

The Mott Foundation may also need an English translation of your country's statute governing dissolution of nonprofit organizations. Please check with your Mott Foundation program officer to see if we already have the statute on file. If we do not, you may be asked to attach an English translation of the statute.

Sign and date the form. The principal officer or director who is authorized to represent your organization must sign and date the form.

PUBLIC SUPPORT SCHEDULE INSTRUCTIONS

This form or "schedule" will enable the Mott Foundation to determine whether or not your organization meets the IRS definition for a publicly supported charity. Under U.S. law, a charitable organization is considered to be publicly supported if it meets certain conditions referred to as the "public support test." Ideally, a charitable organization's **public support** (meaning revenues from public sources) must be at least one-third (33.3 percent) of its **total support**.

If your organization does not meet the requirement that at least 33.3 percent of its total support comes from public sources, it may still be considered as a public charity equivalent if it meets other criteria, as determined by an IRS "facts and circumstances" test. If this situation should arise, Mott Foundation staff will provide you with further instructions.

In completing the form, please use actual fiscal year figures from the most recently completed five-year period, not projected figures. (If your organization is less than five years old, provide actual figures for all the years of its existence.) For example, if you are filling out the form in 2011, your figures for 2006 should go in column (a), 2007 in column (b), 2008 in column (c), 2009 in column (d), and 2010 in column (e). Write the year at the top of each column.

The Public Support Schedule divides your sources of revenues into six categories, which are described below. Enter the appropriate amounts for the last five years.

Line 1. Gifts, grants, and contributions. These are voluntary payments or donations to your organization for which no material product or services are given to the contributor, although services might be provided to others (such as the general public). Other examples include: a grant like the one you are applying for from the Mott Foundation; a contribution from a corporation or individual; a cash grant from the government to support your organization's general purposes, or to support a specific program or research project; lottery money, whether or not from the government; and revenue from taxes levied by the government on behalf of your organization. You should also include on this line gifts other than cash (such as free rent, equipment, materials, or supplies) at the fair market value at the time the items were donated. However, non-cash gifts from a governmental agency should not be included here. Those amounts should be entered on Line 6. The value of volunteer services cannot be included on the Public Support Schedule.

Line 2. Membership fees. If, for the purpose of general support, your organization charges membership dues or accepts a donation of some kind from its members, those membership dues should be reported on this line. If members receive something of value or receive a material or substantial benefit, that amount should be subtracted from the amount you report as membership fees. For example, if your organization charges members \$100 per year and only provides a periodic newsletter, the entire \$100 would be considered dues. If you provided a guide to membership services worth \$20, then only \$80 would be considered membership dues.

Line 3. Program service revenue related to your charitable purpose, such as:

- All payments received from admissions to events such as conferences, seminars, and workshops.
- Merchandise sold by your organization relating to its charitable purpose.
- A portion of membership dues. If, for their \$100 membership payment, members received a guide to your services worth \$20, the \$20 would be program service revenue.
- Fee for services related to your charitable purpose. If your organization's purpose is to provide legal services to low-income people for a small fee, that fee is considered program service revenue.
- Fee for services performed for a governmental agency for the direct benefit of the government agency and not the general public.
- Rental income, if it relates to your charitable purpose.
- Interest from a revolving loan fund operated by your organization as part of its charitable purpose.

Line 4. Interest, dividends, rents, and royalties. Interest income and rental income that are related to your charitable purpose belong on line 3. But here on line 4, include any interest, dividends, rents, and royalties that are not directly related to your charitable purpose. For example, if your organization has a bank account that earns interest income, that income should be recorded here. (Note: A capital gain or loss that you have when you sell investments or other capital assets should not be included on the Public Support Schedule.)

Line 5. Income unrelated to your charitable purposes. Include all net income from business activities that you regularly perform that are not related to your charitable activities. Net income is total income minus the expense of producing that income. For example, if you operated a bookstore whose operations were not considered part of your charitable purpose, the net income would be included here. Money made on currency exchange gain would also be considered unrelated income.

Line 6. Governmental services and facilities. Include the fair market value on the date you received services or facilities given to you, free of charge, by the government or a governmental agency. Do not include services or facilities if they are also available at no charge to the general public.

Columns (f), (g), and (h). For rows 1 through 6, add columns (a) through (e) and enter the total where indicated. (**Note:** *In the Excel version of the form, all calculations will be done automatically.*)

Line 7. Totals. Calculate the total for each column, (a) through (h).

Line 8. Calculate 2 percent of the amount in box 7(h) and enter it here and also at the top of the Major Donor Support form.

Leave rows 9, 10, and 11 blank, the Mott Foundation will complete them.

MAJOR DONOR SUPPORT FORM INSTRUCTIONS

Enter the 2 percent figure from Line 8(h) of the Public Support Schedule at the top of the Major Donor Support form. Complete this form for all contributions your organization received from one source which are over this 2 percent figure for the five-year period.

Donor and type of support. List the complete name of the contributor in the first column. In the next column, identify what type of organization or individual made the contribution. A key is provided at the top of the form to help you classify the donor. All contributing organizations must be assigned a number between 1 and 6 based on this key. Number 5, “publicly supported organizations,” refers to contributions to your organization by churches, schools, medical institutions, or organizations that can show that a significant portion of their revenues comes from gifts or contributions from a wide cross-section of the general public, rather than from one person, one company, or one family.

Columns (a) through (e). For each donor, enter the amount of support for each of the last five years.

Column (f). For each row, add columns (a) through (e) and enter the total here. (**Note:** *In the Excel version of the form, these totals will calculate automatically.*)

Leave columns (g) and (h) blank, the Mott Foundation will complete them.

SUBMITTING THE AFFIDAVIT PACKET TO THE MOTT FOUNDATION

Mail the **original** signed Affidavit, the two financial forms, and any supporting documents to your program officer at the C. S. Mott Foundation, at the address listed on the cover page. Keep copies on file for future use.