

**From:** Dana Campbell  
**To:** [SoS Rulemaking](#)  
**Subject:** Comments to help shape Colorado's Charitable Solicitations Rules  
**Date:** Wednesday, August 22, 2018 3:34:02 PM  
**Importance:** High

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August 22, 2018

The Honorable Wayne W. Williams

Colorado Secretary of State

1700 Broadway, Suite 200

Denver, CO 80290

RE: Notice of Proposed Rulemaking for the Colorado Charitable Solicitations Act

Dear Secretary Williams:

Affinity Fundraising Registration appreciates the opportunity to comment on the proposed rules changes for the administration of the Colorado Charitable Solicitations Act (CCSA). We are a small, family-owned business based in Wheat Ridge, Colorado who provides fundraising registration filing services for well over 200 charities across the United States, including in Colorado, and have been doing so since 2009.

The charities we work with want to and try to do their best to comply with the laws and rules in each of the states in which they fundraise, but they find themselves hampered in terms of the time and trouble required to work with Colorado's online registration system, which then takes away from the time they have to execute their missions for the public's benefit. Affinity is asking that you consider updating your rules to make it easier for charities to maintain their compliance in Colorado by adopting the following suggested revision:

**Allow the executives who run the charitable organizations and third-party filers to electronically sign their fundraising registrations online.**

Currently third-party filers may sign registrations on behalf of charities in 25 states; of those, they may sign electronically within online systems in 4 states (HI, New Jersey, New Mexico, and Ohio). Unlike in Colorado, they may do so without requiring an officer to create an account and go online every year to sign. If the signing officer for Colorado has changed since the previous filing, further engagement with the online system is necessary to change signers, and then again to actually sign.

Our charity clients have told us that being able to have the persons who know the organization best such as their executive directors and other executives, and who are entrusted and designated by their board to sign such documents is a change that they do support and would like to see in Colorado.

Therefore, Affinity proposes that the definition listed in Rule 1 Section 1.3, sentence 1, should be changed to read:

“Officer” means the individual designated to sign on behalf of the organization via either a board resolution or a limited power of attorney or agent authorization form signed by a board officer and notarized.” The second sentence would then be superfluous.

If there is a concern about whether a charity’s Board has reviewed and approved of the documents to be filed before forwarding them to the designated signer or third-party filer, then language to that effect can be added to these rules or be required as part of the board resolution or notarized authorization.

Affinity is happy to continue to provide further input to the state or answer questions as needed on this issue based on our extensive experience in this area. Thank you again for the opportunity comment on the proposed rules.

Sincerely,

Dana Campbell, In-House Counsel and Director of Administration

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