# Managing risk and due diligence in a disaster context



Photo: SJ Objio on Unsplash





# Jennifer Commander

Chief Financial Officer

Center for Disaster Philanthropy

@funds4disaster









#### **HOW TO PARTICIPATE**

#### **Submit questions.**

Use Q & A box at the bottom of your screen.

# Use #CDP4Recovery to tweet along.

Follow CDP: @funds4disaster

#### Complete the survey.

The link will open as you exit the webinar.

# Look for the fully captioned webinar recording and summary at disasterphilanthropy.org.

Live captioning is available now via Zoom. Click on Closed Caption/Live Transcript to access it.

Photo: GER3



## Thank you to our co-sponsors:









# Land Acknowledgment

"Acknowledgment is a simple, powerful way of showing respect and a step toward correcting the stories and practices that erase Indigenous people's history and culture and toward inviting and honoring the truth."

https://usdac.us/nativeland

CDP's Land Acknowledgment is inspired by Dawn Knickerbocker, Native Americans in Philanthropy.



#### GOALS

# At the end of the webinar, funders will:

- Be aware of how a typical grantmaking process may create systemic barriers and bottlenecks for communities of color and learn about examples to reduce them.
- Understand the different requirements for due diligence and expenditure responsibility processes.
- Discover opportunities to accept more risks and disrupt traditional models of grantmaking that exist within their organization.



Photo: Habitat for Humanity



## **Speakers**

Thank you to our guests for joining us today. #CDP4Recovery



**Remy Barnwell** 

Staff Counsel

Council on Foundations

@COF

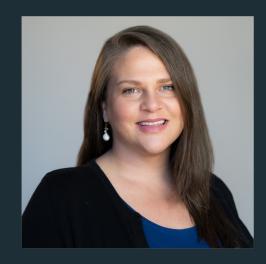


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**Audrey Kidwell** 

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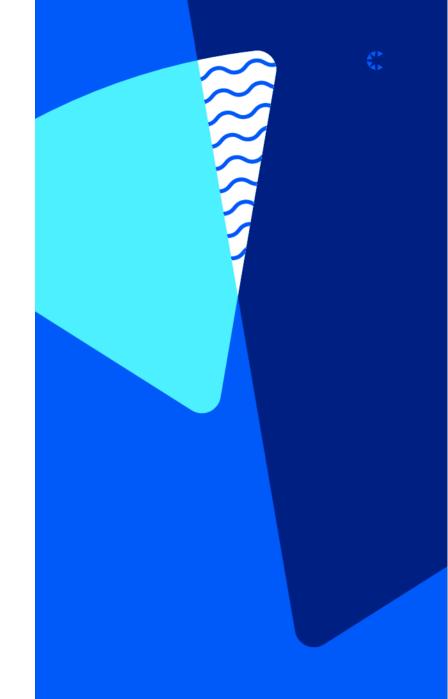
@ CandidDotOrg
#CDP4Recovery



# The Council on Foundations: Supporting a community with a commitment to advancing the greater good.

Membership Types: Community Foundations, Private Grantmakers, Corporate Grantmakers, Grantmaking Public Charities, Non-US & Tribal Grantmakers, & Non-Grantmakers

Resources: Annual Grantmaker Salary and Benefits Report, Disaster Grantmaking and Response to Specific Disasters, Values-Aligned Philanthropy Toolkit, Compendium of Legal Resources, Sample Legal Documents, Peer Communities via PhilEx,, Advocacy & Lobbying Resources, access to me and my colleague Ben for on-demand legal questions, and more



# **Due-diligence vs. Expenditure Responsibility**

#### **Expenditure Responsibility (IRC § 4945(h))**

Federally mandated procedure that a private foundation—and some public charities—must follow for any grant made to an organization that is not a public charity.

\*Public charities only need to be concerned with expenditure responsibility if they are the sponsor of a donor-advised fund that wishes to grant to a non-charity.

#### Five basic steps:

- Pre-grant Inquiry
- Written Agreement
- Separate Account
- Regular Reports
- Report to IRS on Tax Return (for private foundations)

#### **Due Diligence**

Think of this as Expenditure Responsibility—LITE

No pre-determined steps or procedures, but generally involves verification of potential grantee's tax-status and consideration of potential impact on the community



## **Funding Quickly in Times of Disaster**

## **Guidelines**

- Grant to public charities, especially those near the disaster (think: community foundations—organizations that know the community and are well-suited to serve it)
- Consider the requirements imposed by the IRS as a floor, rather than a ceiling
- Err on the side of over-reporting, rather than under-reporting



# **Audrey Kidwell**

**Grants Manager** 

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## **CDP Grantmaking**

- Change Management 2022
  - Center for Effective Philanthropy (CEP) survey.
  - Desire to embed our values, localization, and Racial and Intersectional Equity (RIE) principles in our grantmaking work.

#### Goals

- Embed RIE principles across our grantmaking practices, processes and forms.
- Review grantmaking practices through a localization lens and consider improvements that would strike a better power balance and more equitable partnership with our grantee partners.
- Consider changes to our processes/practices that can move the needle more towards best practices, trust-based philanthropy practices, while balancing this with other grantmaking needs.

#### Resources

- Trust-Based Philanthropy
- Peak Grantmaking
- Arabella Advisors





#### **Process Flow**

#### Recovery

Disaster recovery happens after damages have been assessed and involves actions to return the affected community to its predisaster state or better – and ideally, to make it less vulnerable to future risk.

#### **Grantee Partner Accommodations**

Meet the grantee partners where they are:

- Alternative applications
- Flexible application period
- Limited administrative burden

#### **Transparency is Key**

Sharing copies of application, budget template and due diligence documents ahead of application.

**Grant Year Timeline** 



# **Katrina Julien**

Senior Program Officer

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# **TogetherATL**

To create a more equitable metro Atlanta region across race and socioeconomic factors through systems change, co-investment, and organizational growth.

Centering people and place in our philanthropic and collaborative efforts we will use a racial equity lens and center community through four systems: Housing & Neighborhoods, Income & Wealth, Power & Leadership, and Arts, Culture, & Creative Enterprises.

TogetherATL will align this systems work with the Foundation's place-based strategy and invest in systemic approaches that center community voice in policy and advocacy, support place-based philanthropy, lead co-investment and support the case for organizational growth.



# **Creating Avenues for Greater Access**

- Updated Grant Cycle Guidelines
- Held listening sessions with nonprofit partners
- Clarified language
- Right-sizing financial requirements
- Adjusted/clarified staffing requirements





#### Grantmaking in Blue Skies

#### **Pre Check**

CDP completes due diligence on response, recovery or humanitarian organizations ahead of a disaster to help us assess their potential for receiving a grant from CDP or other funders.

Our process includes reviewing each organization's mission, programs, governance structure and financial stability.

#### **Shoe Leather Philanthropy**

The practice of site visits to a disaster-affected area to inform philanthropic giving.

One of the best tools CDP has to effectively allocate dollars for medium- and long-term recovery.

#### **Change Management 2022**

Taking a deep dive into CDP's grantmaking





# **Activating Community Voice**

## Whole Families, Whole Neighborhoods:

Community-centered and resident-led







## Q&A

Submit questions using the Q & A box at the bottom of your screen. #CDP4Recovery



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#### **NEXT STEPS AND ACTIONS**

As little as possible, as much as necessary.

Ask yourself what the value is.

Seek feedback from your grantees.



### **Expert Resources**



#### **Disaster Philanthropy Playbook**



#### **Special Reports**

- Measuring the State of Disaster Philanthropy
- COVID-19 and Philanthropy
- U.S. Household Disaster Giving Report



#### Website

Blogs, Issue Insights, Disaster Profiles,
 Weekly Disaster Updates



#### **CDP Staff**

Speaking engagements, Analyses, Opinion
 Pieces, Consulting Services



**Webinars** 



disasterphilanthropy.org



#### **UPCOMING 2023 WEBINARS**

#### **Save the Dates:**

- Thursday, Jan. 12
- Thursday, Feb. 9
- Thursday, March 9

Second Thursday of the month throughout 2023 at 2 p.m. ET



# Thank You

For additional information, contact: **Tanya Gulliver-Garcia**Tanya.Gulliver-Garcia@disasterphilanthropy.org

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