



**Gift Acceptance Policies
of
World Bird Sanctuary**

Approved 1/18/2022

World Bird Sanctuary Gift Acceptance Policies

1. General Information

A. About World Bird Sanctuary and the Purpose of These Policies

World Bird Sanctuary (WBS) is a tax-exempt non-profit corporation organized under section 501(c)(3) of the Internal Revenue Code (EIN 43-1184675) and registered in good standing with the Secretary of State of the State of Missouri. World Bird Sanctuary encourages the solicitation and acceptance of gifts that will assist it in accomplishing its charitable mission. The following guidelines outline and govern the acceptance of gifts made to WBS for the benefit of any of its activities, funds, or programs. These policies can be used by a donor and/or professional advisor in making charitable donations.

World Bird Sanctuary is a registered 501(c)(3) Nonprofit Organization; EIN 43-1184675
Better Business Bureau Accredited Charity # 310049198

B. Vision and Mission of World Bird Sanctuary

The Mission of World Bird Sanctuary is to preserve the earth's biological diversity and secure the future of bird species and their natural environments through the three pillars of education, conservation, and rehabilitation.

Vision: We envision a world in which World Bird Sanctuary contributes significantly to protecting and preserving the avian species of the world while inspiring others to do the same

C. Use of Legal Counsel

WBS shall seek the advice of legal counsel in matters relating to acceptance of gifts when appropriate. Review by either inside or outside counsel is recommended for:

- Closely held stock transfers that are subject to restrictions or buy-sell agreements.
- Documents naming WBS as a Trustee.
- Gifts involving contracts, such as bargain sales or other documents requiring or potentially requiring WBS to assume an obligation.
- Transactions with potential conflicts of interest that may invoke IRS sanctions.

Other instances in which use of counsel is deemed appropriate by the WBS Executive Committee outside counsel shall be consulted where appropriate, such as:

- Transactions that may involve risk to WBS, its staff, or its board of directors.
- Transactions where there may be a lack of objectivity.
- Transactions where there may be a conflict of interest.
- Transactions where the staff or board of directors feels it is necessary or advisable.

D. Conflict of Interest

WBS will urge all prospective donors to seek the assistance of personal legal and financial advisors in matters relating to their gifts, and the resulting tax and estate planning consequences. WBS conflict of interest policies apply to gift transactions.

E. Role of the Executive Committee, the Financial Committee, Board of Directors, CEO,

Executive Director and Staff

The Board of Directors is responsible for policymaking and oversight of WBS's operations. These Gift Acceptance and Endowment Policies have been properly approved by the Board. Recommendations for changes to these policies by any party must be approved by the above entities.

The Board of Directors shall appoint the Executive Committee and Financial Committee members. The Board of Directors has given specific authority to the Executive Committee and the Financial Committee to act on behalf of the Board regarding matters related to gift acceptance and endowment. In regard to gift acceptance matters, the Executive Committee has responsibility to act where full board action is not possible or feasible.

The Executive Committee shall review gift acceptance and endowment policies as referred by the staff or board members. Decisions not covered in this policy related to gift acceptance must be approved by the board.

If a proposed gift involves matters that affect WBS's nonprofit status, changes the program, or potentially challenges its legal status, WBS has the right to refuse the gift.

The CEO, Executive Director and staff have the authority to accept gifts. The CEO, Executive Director and staff, acting within the stated parameters as determined by the board, shall finalize all terms, restrictions, and conditions of a gift and give expeditious and thorough review of each proposed gift. The CEO, Executive Director, and staff will accept gifts in accordance with these policies. Any proposed gift that is not covered by these policies or upon which these policies appear to have unclear guidance and direction, should be brought to the attention of the Executive Committee and the board as deemed necessary. These policies shall be reviewed annually and updated as necessary.

F. Gift Purpose

The purpose of all gifts received by WBS must be consistent with WBS's mission. Additionally, the gift purpose must be consistent with WBS's qualification as a public charity under Internal Revenue Code Section 501c (3). In order to protect the intent of the donors and WBS, the purpose of each gift, along with restrictions and operating procedures, will be enumerated in the signed fund agreement or letter of transmittal in the absence of a fund agreement.

G. Restrictions on Gifts

WBS will accept restricted gifts and gifts for specific programs, funds, and purposes, provided that such gifts are consistent with its stated mission, purposes, and priorities. WBS will not accept gifts that are too restrictive in purpose. The Executive Committee, CEO and Executive Director shall make recommendations concerning the restrictive nature of a gift, and its acceptance or refusal, to the WBS Board of Directors. Together, they will make the final decision.

H. Undesignated Bequest Gifts

Any bequest gifts that are made which carry no designation as to fund or use shall be allocated to unrestricted operating funds and to the endowment and/or investment funds described in more detail in this document, unless the Board of Directors directs otherwise.

I. Right of Refusal

WBS reserves the right to refuse any gift. Examples of instances in which WBS would be required to refuse a gift include:

- The cost of managing and/or preserving the gift exceed any potential benefit provided by the gift.
- The gift or the gift's purpose is in irreconcilable conflict with WBS's tax-exempt status.
- The gift or its purpose is contrary to a local, state or federal regulation or statute.
- The gift is inconsistent with or detrimental to the WBS's purpose, vision, mission or desired image.

J. Variance Power

The Board of Directors reserves the right to modify any restriction or condition on the distribution of funds, if in its judgment, such restriction or condition becomes unnecessary, incapable of fulfillment, or inconsistent with the charitable needs of World Bird Sanctuary.

K. Donor Bill of Rights

Philanthropy is based on voluntary action for the common good. It is a tradition of giving and sharing that is primary to the quality of life. To assure that philanthropy merits the respect and trust of the general public, and that donors, and prospective donors can have full confidence in the not-for-profit organizations and causes they are asked to support, we strive to assure that all donors have these rights:

- To have information on World Bird Sanctuary's mission, the way it intends to use donated resources, and its capacity to use donations effectively for their intended purposes.
- To have information on the identity of those serving on WBS's Board of Directors, and to have confidence that the Board will exercise prudent judgment in its stewardship responsibilities.
- To have access to WBS's most recent financial statements.
- To feel confident that their gifts will be used for the purposes for which they were given.
- To feel confident that an appropriate acknowledgement and recognition will be made.
- To feel confident that information about their donations is handled with respect and with confidentiality to the extent provided by law.
- To believe that all relationships with individuals representing WBS to the donor will be professional in nature.
- To have information about whether those seeking donations are volunteers, employees of WBS, or hired solicitors.
- To consider the option of having their names deleted from mailing lists that

WBS may intend to share.

- To feel free to ask questions when donating and to feel comfortable that the answers will be prompt, truthful and forthright.

L. Donor Privacy Policy

World Bird Sanctuary is committed to respecting the privacy of donors. This Donor Privacy Policy is to inform donors of the types of information we collect, and how information is used.

Below are the types of donor information we collect and maintain:

- Contact Information, including: name, affiliation, complete address, phone numbers, email address, etc.
- Giving information and donor history, including gift dates, amounts, type of gift, and method of gift, etc.
- Information on events attended, communications received and special requests for program or giving information, etc.
- Information provided by the donor in the form of comments and suggestions

World Bird Sanctuary uses donors' information to understand their interests in its mission and to update them on the organization's plans and activities. All information is stored in a secure database and is only accessible by authorized staff. Payment information is stored and transmitted using software that meets Payment Card Industry (PCI) standards for information security. Information is shared with authorized staff, board members, volunteers, and consultants only on a need-to-know basis at the discretion of the Executive Director.

Donor names and contact information will not be shared by World Bird Sanctuary with any third party unless permission has been granted or required by law.

Donors may at any time review any of their stored information by making a request in writing to the Executive Director. Donors may at any time request that World Bird Sanctuary limit or cease communications with them.

2. Types of Gifts

A. General

The following types of bequests and gifts may be accepted for donation to WBS:

- Cash
- Tangible Personal Property
- Marketable Securities
- Life Insurance Beneficiary Designations
- Real Estate
- Retirement Account Beneficiary Designations

For the following types of gifts, an evaluation shall also be made on whether to accept the underlying asset, based upon these policies:

- Remainder Interests in Property
- Bargain Sales (if the asset can be re-sold)

- Charitable Gift Annuities
- Charitable Remainder Trusts
- Charitable Lead Trusts
- Oil, Gas and Mineral Interests
- Life Insurance Policies

The following criteria should be applied in determining whether to accept gifts in each gift form:

B. Cash

Cash gifts may be made by cash, check, credit card or EFT. Checks shall be made out to World Bird Sanctuary. Credit card transactions may be made via the organization's secure website. Gifts may be made by EFT from donor's checking or savings account, or via wire transfer.

C. Tangible Personal Property

All gifts of tangible personal property shall be examined under the following criteria:

- Is the property marketable or useable by WBS?
- Are there any restrictions on the use, display, or sale of the property?
- Will WBS incur any costs associated with the property?

The Executive Director shall make a recommendation to the Board of Directors as to acceptance of gifts of tangible personal property on issues directed to it under these policies.

D. Securities

WBS can accept publicly traded securities and, under some circumstances, closely held securities.

- I. Publicly Traded Securities. As a rule, all marketable securities shall be sold upon receipt unless otherwise directed by the Finance Committee. Decisions on whether WBS will hold a stock will be made by the Finance Committee with guidance from the Asset Allocation Policy.

In some cases, marketable securities may be restricted by applicable security laws; in such instances, a recommendation on the acceptance of the restricted securities shall be made by the Gift Acceptance Committee and approved by the Board of Directors.

- II. Closely Held Securities. Closely held securities, which include not only debt and equity positions in non-publicly traded companies, but also interests in limited partnership and limited liability companies, or other ownership forms, can be accepted subject to approval as provided under these policies. Such gifts shall be reviewed under the following criteria:

- Are restrictions imposed on the security that would prevent WBS from ultimately converting the security to cash?
- Is the security marketable and, if so, how easily?

- Will the security generate any unfavorable tax consequences for WBS?
- What is the time, administration, management and other costs or responsibilities that will be incurred during the holding period?
- Does WBS have any liability or potential liability associated with the security?

If, upon initial review of the gift, it appears that potential problems may arise, further review and recommendation by an outside professional should be made. Donors should be advised as to WBS's policy that every effort will be made to sell non-marketable securities as quickly as possible.

E. Real Estate

Gifts of real estate may include developed property, undeveloped property, or gifts subject to prior life interest. Prior to acceptance of real estate, WBS shall require, at the donor's expense, an initial Phase 1 environmental review of the property by a qualified inspection firm to ensure that the property has no environmental issues. If the initial inspection indicates that issues exist, WBS shall require an environmental audit, with all expenses paid by the donor.

Title insurance shall be obtained, at the donor's expense, prior to acceptance by WBS of the real property gift. Generally, an agent will be used by WBS to liquidate or otherwise dispose of the property.

Criteria for determining acceptance of property shall include:

- Is the property useful for the purposes of WBS?
- Is the property marketable?
- Are there any restrictions, reservations, easements or other limitations associated with the property?
- Are there carrying costs, which may include insurance, property taxes, mortgages, or notes, associated with the property?
- What are the relevant disposition costs that are the responsibility of WBS?
- Does the environmental audit reflect that the property is free from environmental issues?

F. Oil, Gas and Mineral Interests

Prior to acceptance, the Gift Acceptance Committee shall review gifts of this nature, with final approval by the Board of Directors.

Criteria for determining acceptance of this type of property may include:

- Whether the property involves extended liabilities or other considerations that make receipt inappropriate?
- Whether the interest to be accepted is a working interest? Working interests are rarely accepted and should only be accepted where a plan exists to minimize potential liability and tax consequences.
- Whether an environmental review disclosed any potential environmental issues?
- What are the carrying, administrative and disposition costs?

G. Life Insurance Policy

World Bird Sanctuary must be named as both the beneficiary and irrevocable owner of an insurance policy before the policy can be recorded as a gift, unless the donor continues to pay premiums. It is the general rule that all insurance policies will be liquidated for cash value as soon as is feasible.

If the donor does not elect to continue to make gifts to cover premium payments on the life insurance policy, WBS may:

- Continue to pay the premiums.
- Convert the policy to paid up insurance; or
- Surrender the policy for its current cash value.

3. Tools for Making Gifts

After an initial review, and determination is made as to the underlying gift involved in a transaction which includes a specialized gifting “vehicle”, the issues specific to the gifting “vehicle” should be addressed.

A. Remainder Interests in Property

WBS will generally accept a remainder interest in property to the extent an outright gift of the property would have been accepted. However, the risk, administrative, disposition and other costs of having the future interest must also be examined.

The donor or other occupant may generally continue to occupy the real property for the duration of the stated life. At the death of the donor, WBS may use the property or reduce it to cash. Where WBS receives a gift of a remainder interest, expenses of maintenance, real estate taxes and any indebtedness are to be paid by the donor or primary beneficiary.

B. Bargain Sales

WBS will enter a bargain sale arrangement in instances in which the bargain sale furthers the mission and purposes of WBS. All bargain sales must be reviewed, and a recommendation made by the Executive Committee, with final approval by the Board of Directors.

C. Charitable Gift Annuities

WBS may offer charitable gift annuities. The minimum gift accepted to establish a charitable gift annuity is \$10,000. The minimum age for life income beneficiaries of a gift annuity shall be 55. Where a deferred gift annuity is the minimum age for life income beneficiaries shall be 40. Not more than two life income beneficiaries will be permitted for any gift annuity. WBS will use the current national annuity standards as maximum guidelines. Annuity payments may be made, generally, on a quarterly, semi-annual, or annual schedule.

D. Charitable Remainder Trusts/ Charitable Lead Trusts

WBS will not accept an appointment as Trustee of a charitable trust but may be named as

a beneficiary of a charitable trust.

4. Endowment Funds

A. Establishment of Funds

The World Bird Sanctuary Unrestricted Endowment Fund was created by action of the Board of Directors of World Bird Sanctuary in _____. The purpose of this endowment is to maximize the use of investment assets over time and provide a predictable contribution to the annual operating budget of the organization. The investment of assets is governed by the Endowment Investment and Distribution Policy as approved in _____

Unless a particular use or purpose of an endowment gift is specified by a donor, the gift shall be treated as unrestricted. Investment Income (meaning, dividends, interest, and income of any other nature whatsoever, referred to as Investment Income) from unrestricted endowment gifts shall be treated as unrestricted general operating income for the organization.

The World Bird Sanctuary Animal Care Endowment Fund was created by action of The Kevin Beckmann Charitable Trust. The purpose of this endowment is to maximize the use of investment assets over time and provide a predictable contribution to the annual animal care budget of the organization. The investment of assets is governed by The Kevin Beckmann Charitable Trust via The Youth Bridge Foundation.

Any gifts to this endowment shall be restricted to the use of the following:

- Animal Husbandry Expense
- Animal Feed Expense
- Animal Housing Expense
- Veterinary / Hospital Expense

B. Restricted Funds

It is intended that reasonable restrictions placed on any endowment gift by a donor will be faithfully followed. Gifts with a restricted purpose may be used to establish a sub-fund within the Operating Account. Investment Income generated from restricted sub-funds shall be used according to the designated purpose of the sub-fund.

Restricted gifts with the same or similar restricted purpose may be combined into a single sub-fund for that purpose.

If a purpose for which a sub-fund had been established no longer exists, the sub-fund may be closed, and the assets transferred to a sub-fund for a reasonably similar purpose, or to the unrestricted Operating Account. Every effort will be made to honor the original intent of the donor, and they or their heirs will be contacted to notify them of the change.

5. Gift Acknowledgement and Donor Recognition

World Bird Sanctuary is deeply grateful for the support of its many donors and shall appropriately acknowledge all gifts received. At a minimum, a tax receipt that meets the requirements of the IRS shall be provided no later than January 31 for gifts received in the

prior year. In most cases this will be provided within one week of the date the gift is received. Other methods of acknowledging gifts and recognizing donors may include:

- Print form letter
- Handwritten note
- Telephone call or email
- Listing on website
- Listing in printed materials (newsletter, annual report, etc.)
- Acknowledgement at private or public events
- Signage on or in an appropriate facility
- Others as determined by the Executive Director and approved by the Board of Directors

Requests by a donor to remain anonymous, or to have certain gifts be made anonymously, shall be honored. In these cases, written confirmation of the gift for tax purposes shall be the only acknowledgement of these gifts. The CEO, Executive Director and the Board President shall be the only individuals with knowledge of the identity of all donors.

World Bird Sanctuary reserves the right to wait until at least 50% of a pledge has been paid before making public acknowledgement of a gift.

A. Naming Rights for Capital Projects

Certain naming opportunities may present themselves in relation to gifts solicited for an endowment or capital campaign. Naming rights for new facilities require at least 50% of the total construction costs to be committed and secured by the donor. This guideline applies to naming rights for an entire building or facility, and to individual units within a new building or facility. Upon recommendation of the CEO, Executive Director, and the Board of Directors may make an exception to this policy in extraordinary circumstances.

B. Naming Rights for Programs and Activities

Naming rights for the implementation of newly developed programs, the continuation of current programs, or a camp-related activity require at least 50% of the total program costs to be committed and secured by the donor. The term of named programs or activities is intended to be one year. Upon the recommendation of the CEO and Executive Director, the Board of Directors may make an exception to these requirements.

C. Renaming of Existing Facilities

Naming rights for facilities are intended to be enduring, but not necessarily permanent. An agreed-upon minimum period shall be determined in all gift agreements that include naming rights for facilities.

A recommendation to change or alter in any way the name of a facility must come from the CEO, Executive Director and be approved by the Board of Directors. When a facility is proposed for renaming, World Bird Sanctuary will make all reasonable efforts to inform in advance the original donor or their surviving heirs.

Circumstances that may lead to consideration of a name removal or change shall include but not be limited to:

- Significant renovation or addition to a previously named space. The replaced or renovated structure may be renamed in recognition of another donor. Appropriate recognition of earlier donors shall be included in or adjacent to new and renovated facilities, as well as in redeveloped areas.
- Actions by a donor that are no longer in alignment with Sherwood Forest's mission and fundamental values and/or brings discredit to the organization
- Failure of a donor to fulfill agreed upon obligations
- The demolition of a facility or the discontinuation of a program or activity
- The change in name of the donor

D. Special Naming and Memorial Opportunities

From time to time, it may be appropriate to create a naming opportunity for an individual or organization that has not reached the minimum gift requirements outlined in this policy. The CEO and Executive Director may act to name facilities, areas of sanctuary, exhibits, awards, programs, activities, or other items in honor or memory of individuals who have distinguished themselves in their service to World Bird Sanctuary.

6. Miscellaneous Provisions

A. Securing Appraisals and Legal Fees

It is generally the responsibility of the donor to secure the donor's own appraisal, where required. The donor is also responsible for retention and payment of the donor's own independent legal counsel.

B. Other Costs

In some circumstances, WBS may charge costs for certain expenditures against the donation received.

C. IRS or Other Filings

The donor and WBS are responsible for their own reporting and administrative filings.

D. Changes to the Gift Acceptance and Endowment Policies

These policies and guidelines have been reviewed and approved by the Executive Committee and the Board of Directors. The Board of Directors shall have the right to amend or rescind these Gift Acceptance Policies.