

## Emergency Charitable Services – Disclosure Statement

This Disclosure Statement has been designed to provide prospective donors and beneficiaries with information about the structure and operation of Emergency Charitable Services Incorporated (“Emergency Charitable Services” or “ECS”). As a donor, your irrevocable gift to ECS will be governed by the disclosures in this Statement or, alternatively, as a beneficiary, all grants to you will be governed by the disclosures in this Statement. If you have further questions, then please contact ECS immediately by visiting our website – <https://www.emergencycs.org/>

### 1) What is Emergency Charitable Services?

Emergency Charitable Services is a California not-for-profit corporation and a public charity under sections 501(c)(3), 509(a)(1), and 170(b)(1)(A)(vi) of the U.S. Internal Revenue Code (“Code”). Through its donor-advised program fund (the “Fund”), ECS accepts irrevocable contributions from donors, provides them with documentation of their gift (a.k.a. a donation) to ease their claiming of a charitable contribution deduction on their applicable state and/or Federal income tax returns, and allows donors to recommend grants to eligible individuals and other entities for charitable purposes, pursuant to the Code.

### 2) For Donors - Your Irrevocable Gift to Emergency Charitable Services

As a donor, your gift to ECS is for ECS to distribute for a charitable purpose, as defined in the Code, as ECS sees fit, in its sole discretion. While the ECS Fund is donor-advised, any purported designation for a distribution is non-binding and may be negated by ECS, in its sole discretion. You may not revoke the gift, later, for any reason.

Neither you nor your immediate family members may receive any direct personal benefit from your gift. An immediate family member includes, your spouse, brothers or sisters (whether by whole or half-blood), spouses of brothers or sisters (whether by whole or half-blood), ancestors, children (including a legally adopted child), grandchildren, great grandchildren, and spouses of children, grandchildren, and great grandchildren (whether by whole or half-blood).

ECS may only accept contributions of cash and cash equivalents and only as irrevocable gifts. All transfers must be free and clear of all liens, encumbrances, and other adverse claims. All contributions are subject to

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review and approval by ECS before acceptance and contributions not accepted will be returned to the donor as soon as practicable.

The Fund will provide written confirmation at the time of acceptance of any contribution. The confirmation will include: the amount of the contribution; whether the gift is complete, for Federal, or other, income tax purposes; and, the value for which a donor may be eligible to claim a charitable contribution deduction.

### 3) Tax Consequences for Donors

The information provided in this statement is general and educational in nature. It is not intended to be and should not be construed as legal or tax advice. Emergency Charitable Services does not provide legal or tax advice.

Laws of a specific state or laws relevant to a particular situation may affect the applicability, accuracy, or completeness of this information. Federal and state laws and regulations are complex and subject to change. ECS makes no warranties with regard to the information or results obtained by its use. ECS disclaims any liability arising out of your use of, or reliance on, the information. Consult an attorney or tax advisor regarding your specific legal or tax situation.

A donor is generally entitled to claim an income tax charitable deduction in the year in which his or her gift to ECS is completed and for the amount provided to ECS as an irrevocable gift.

Under Federal income tax law, certain limitations apply to the amount of the charitable deduction a taxpayer may claim in any given year.

Availability of certain federal income tax deductions may depend on whether you itemize deductions. Rules and regulations vary at the state level. Please check with your tax advisor. Tax deductions discussed herein refer specifically to federal taxes.

### 4) For Beneficiaries – Any Distribution from ECS will be provided only for and must be received only for charitable purposes.

You will agree, each time that you apply for a distribution, that:

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- You are eighteen years of age or older;
- You did not make a gift to the Fund that is donor-advised to benefit you;
- You have not, and are not going to, provide any good or service to any person or entity that made a gift to the Fund that is donor-advised to benefit you; and,
- You grant ECS, and all assignees, employees, and successors, unlimited use of your likeness, for all present and future use in support of ECS.

ECS may only provide distributions to beneficiaries for charitable purposes, as defined by the Code. The beneficiaries may be subject to Federal, and other applicable, income taxes, upon any benefit received for which the charitable purposes, as defined by the Code, are not fully and properly documented through ECS or otherwise.

ECS will notify each beneficiary of the amount expected to be included on their Federal, or other appropriate, tax return(s). This amount may vary slightly from the actual income received. Each beneficiary should consult their own tax advisor with respect to the Federal, or other applicable, tax treatment.

### 5) General Operating Expenses

ECS seeks to operate as efficiently and cost-effectively as possible. Nonetheless, there are still operating expenses which must be paid to operate ECS. Therefore, ECS may choose to retain a portion of any gift received and will strive to have such be less than five percent (5%).

### 6) Miscellaneous Terms and Conditions

- a. Amendments: These disclosures may be amended at any time by ECS, but amendments will be made only when necessary to ensure that the donor advised nature of the Fund is maintained; to cure ambiguities, inconsistencies, or defects; or, to improve the efficient administration of the Fund, provided that the amendment is valid only if it is consistent with the Code.
- b. References to Code Sections: References to all sections of the Code shall be deemed to refer to such sections of the Code as amended from time to time and/or the corresponding provisions of any subsequent Federal tax laws.

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- c. Comingling of Monies: Donations to ECS will likely be commingled for investment and Fund management purposes.