

103F-2.

(e) Professional solicitors shall file with the Secretary of State a copy of any agreement entered into with a charitable organization within 10 days of its execution. A person may not lawfully act as a professional solicitor for a charitable organization unless the entire agreement between the parties is reduced to writing. Such agreements shall:

(1) Include a statement of the minimum percentage of the gross receipts from fund-raising which will be realized by the charitable organization exclusively to advance its programmatic charitable purposes as described in paragraph (2) (ii) below;

(2) Have as an attachment a written text containing the wording which shall be used by the professional solicitor or solicitors when conducting all oral solicitations and which shall include, but not be limited to:

(i) The name of the charitable organization in whose name the solicitation is being made;

(ii) A statement of the specific programmatic charitable purpose or purposes to be advanced with the funds raised as indicated by the charitable organization in its registration forms filed with the Secretary of State;

(iii) The fact that the person making the solicitation has been engaged by the charitable organization and, if the person making the solicitation is to be compensated on a percentage basis, a statement of that percentage;

(iv) A statement indicating that portion of the contribution being solicited which is tax deductible as a charitable contribution where goods, food, or entertainment is to be offered to the contributor in exchange for all or part of the contribution. If contributions are not tax deductible as a charitable contribution, contributors shall be so advised; and

(v) A statement that a copy of the charitable organization's FINANCIAL STATEMENT is available, and will be provided by the person making the solicitation upon request. [The annual financial report shall be the same as that required to be filed by the charitable organization with the Secretary of State.]

(3) Other information as prescribed by the Secretary of State by regulation.

(h) When a contribution is received as a result of a telephone solicitation, a professional solicitor shall within 30 days after receiving [any] THE contribution, send [each] THE