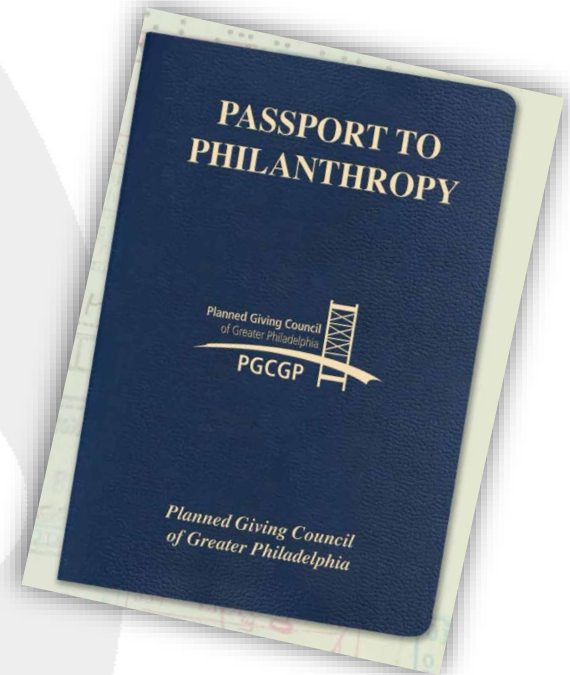


Planned Giving Council  
of Greater Philadelphia

**PGCGP**



# Welcome

2020 Planned Giving Day Conference

Passport to Philanthropy

Wednesdays, October 14 – November 18, 2020

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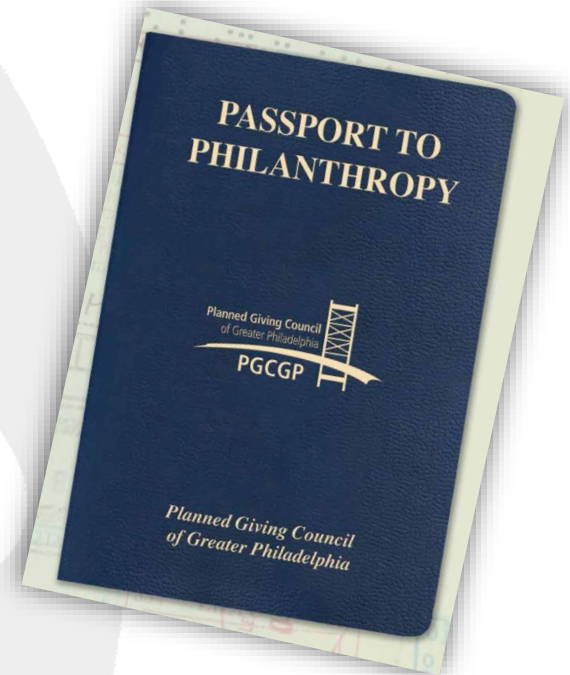


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# **PNC Planned Giving**

## *CGA Program Management: Underwater Gifts*

2020 Planned Giving Day Conference  
Planned Giving Council of Greater Philadelphia  
Passport to Philanthropy  
November 18, 2020

# Topics for Today's Discussion

- I. What is a Charitable Gift Annuity?**
  - II. Where Are We Today?**
  - III. In Focus: “Underwater” Gifts**
  - IV. How to Address Underwater Gifts**
  - V. PNC’s Best Practices for Managing a CGA Program**
  - VI. Parting Thoughts**
-

# What is a Charitable Gift Annuity (CGA)?

## The Background on CGA's and How They Work

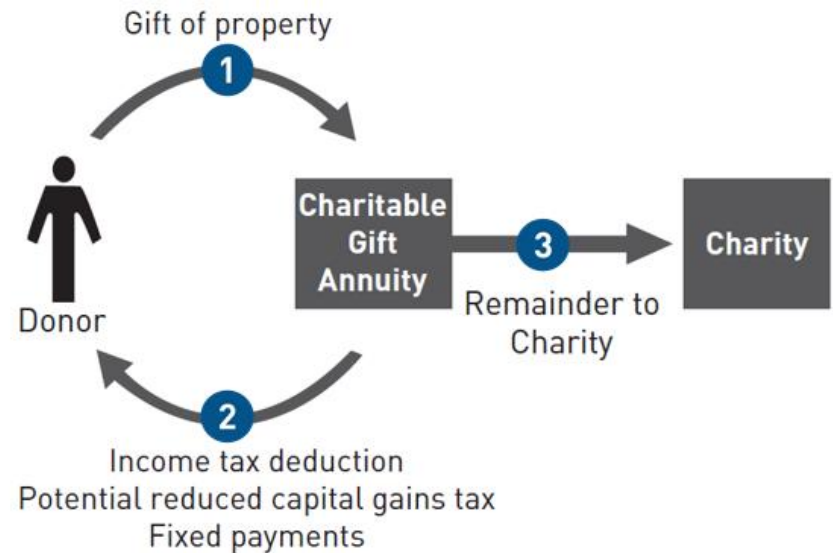
### Charitable Gift Annuity Programs

- The first CGA appeared in America in 1831
- The American Bible Society is the oldest CGA program in continuous operation, with tens of thousands of CGA's since 1843
- The American Council on Gift Annuities (ACGA) was founded in 1927
- The Philanthropy Protection Act of 1995 increased transparency and donor information surrounding CGA Programs
- As of 2009, CGAs were offered by over 4,000 charities

### A charitable gift annuity is a simple contract between a donor and a charity organization

- In exchange for a donor's irrevocable gift of cash, securities, or other assets, the charity agrees to pay one or two annuitants a fixed sum for each year of life
- The payments are backed by the general resources of the charity and are usually made in annual, semiannual, or quarterly installments
- The older the designated annuitants are at the time of the gift, the greater the fixed payments the charity will agree to pay

### How A CGA Works



### Summarized in 3 Steps

- 1 You transfer cash, securities, or other property to Charity.
- 2 You may qualify for an income tax deduction and may save capital gains tax. Charity pays a fixed amount each year to you or to anyone you name for life.
- 3 When the gift annuity ends, its remaining principal passes to Charity.

# Where Are We Today?

## Statistics that Characterize the CGA Space\*

97% of charities continue to follow the suggested ACGA Annuity Rates.

90% of charities did not need to add money to their annuity reserve accounts.

23% of charities expanded their ability to market gift annuities over the last four years.

13% of charities changed the asset allocation of CGA investments over the last four years.

On average, the residuum for annuities terminated in the last five years was 62%.

The number of charities issuing Flexible Deferred Payment Annuities has sextupled since 1999.

Over 90% of organizations had at least one projected underwater gift annuity.\*\*

More than \$3.2 billion in gift annuity funds are under management

75% of participants used cash as the main asset to fund gift annuities.

The average age of immediate payment gift annuitants remains 79 years old.

Females continue to dominate the annuitant demographic, making up 54% of annuitants.

At the charity level, the average annuity rose to \$64,592 as of April 2017, compared to \$50,056 in 2013.

\*Source: ACGA 2017 Survey of Charitable Gift Annuities report

\*\*Source: "Protecting Your Gift Annuity Program from 'Underwater' Gifts," BNY Mellon Wealth Management, 23 May 2019.

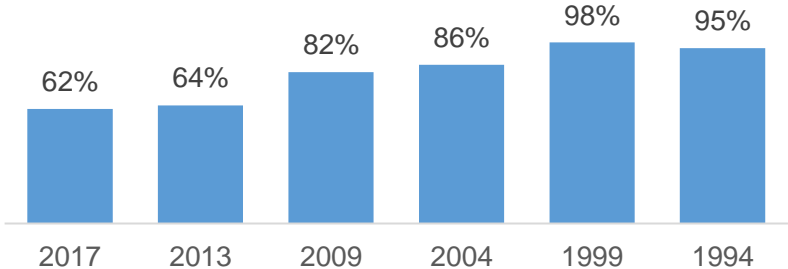


# What Have We Seen?

### Rates & Residuum:

- The residuum for CGA's has declined since 1994
- Average residuum balances remain above the 50% ACGA assumption
- ACGA rates have changed 9 times since 2003
  - Rates changed every year from 2008 to 2012
  - Three changes in 24 months!

### Residuum for Annuities Terminated in the Last Five Years



### Current ACGA Rate Assumptions:

- 50% Residuum
- 1.0% Expense Fee
- 3.75% Rate of Return
- 2012 IAR Mortality tables adjusted

### ACGA Suggested Charitable Gift Annuity Rates As of July 1, 2020

Single Life		Two Lives	
60	3.9%	60/65	3.7%
65	4.2%	65/70	4.0%
70	4.7%	70/75	4.3%
75	5.4%	75/80	4.9%
80	6.5%	80/85	5.8%
85	7.6%	85/90	7.1%
90+	8.6%	90/95+	8.4%

**But, not all CGA's survive... some deplete entirely and end up "underwater"**

# In Focus: “Underwater” Gifts

## What is an “underwater” gift?

- An underwater charitable gift annuity is one whose current value has reached zero or gone negative prior to the final annuitant passing.
- The issuing party (the charity) is therefore left with the obligation to pay that annuitant.

## How often does this happen?

- BNY Mellon reported upon the programs it administers as of May 2019\*:
  - “Nearly 50% of issuing organizations had at least one current underwater annuity”
  - “Over 90% of issuing organizations had at least one projected underwater annuity”
- PNC found that among the programs it administers as of June 2019\*\*:
  - 38% of issuing organizations had at least one current underwater annuity
  - 74% of those organizations had five or fewer underwater CGA’s

### The Big Question

Why might a gift go underwater in the first place?

## Example of an Underwater CGA\*\*

### Donor Makes \$10,000 Gift

- ❖ 12/21/1999
- ❖ 78 years old
- ❖ Life expectancy: 10.5 years (90CM)
- ❖ Payout: 8.7% or \$870

### Donor Receives Annuity

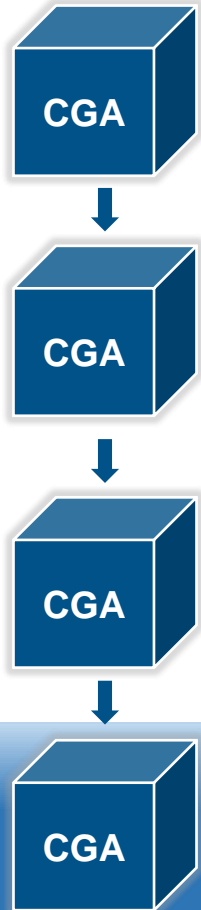
- ❖ 10 years pass—the donor is now 88
- ❖ Annuity received \$8,700
- ❖ Current MV: \$4,459.36
- ❖ Life expectancy: 5.1 years (2000 CM)

### Donor Continues to Receive Annuity

- ❖ 10 years pass—the donor is now 98
- ❖ Annuity received \$17,400
- ❖ Current: \$-2,951.50
- ❖ Life expectancy: 2.6 years (2000 CM)
- ❖ Life expectancy: 3.6 years (2012 IAR)

### Donor’s Gift Falls Underwater

- ❖ 20 years have passed
  - ❖ donor is now 98 years old
  - ❖ Donor has received \$17,400
- ❖ Gift depleted during 2016
- ❖ Charity must continue to pay the \$870 Annuity



# In Focus: Why Gifts Go “Underwater”

Evaluating the conditions surrounding an underwater gift can tell you more on how it has fallen underwater:

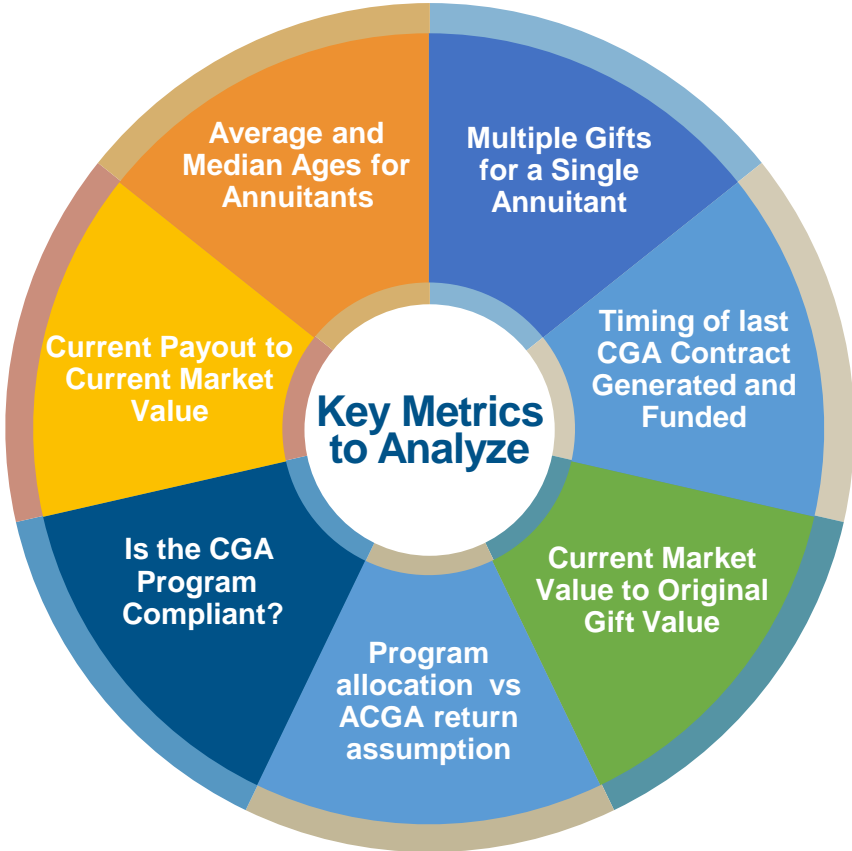
AGE AND GENDER	PAYOUT	INVESTMENTS	WHAT ELSE?
<ul style="list-style-type: none"> <li>■ Joint Annuitants</li> <li>■ Is the Annuitant male or female?</li> <li>■ Is the annuitant outliving actuarial mortality? Tables have evolved.</li> </ul>	<ul style="list-style-type: none"> <li>■ ACGA rates followed?</li> <li>■ Gift value will decrease over time by design, return of principal (tax-free portion)</li> <li>■ The % of annuity payment vs current value will increase through time</li> </ul>	<ul style="list-style-type: none"> <li>■ Investment allocation of CGA asset pool</li> <li>■ Investment performance</li> <li>■ State regulations</li> </ul>	<ul style="list-style-type: none"> <li>■ Prior practices &amp; promotion</li> <li>■ Gift timing</li> </ul>

***Regardless of why a gift has gone underwater, a growing number of underwater gifts within a CGA portfolio can weigh down an entire program.***

- Due to the CGA’s contractual nature, a Charity is obligated to pay the annuity for the rest of the annuitants’ lives
- Because CGAs are a general obligation, if CGA’s fall underwater, the charity bears the burden of paying the annuitant via its general resources

# In Focus: “Underwater Gifts”

Furthermore, an analysis of key metrics provides insight into the health and structure of an overall CGA Program.



## What Can You Do To Minimize the Potential Underwater Gifts?

### Outside Your Control

GIFT TIMING

INVESTMENT  
PERFORMANCE

MARKET  
RISK

MORTALITY

### Within Your Control

PROGRAM  
ANALYSIS

PRUDENT  
MANAGEMENT

COMMUNICATION

GIFT  
ACCEPTANCE  
POLICY

# In Focus: Analyze Your Program

So, how can you address underwater gifts?

## First, do not panic...

- The reality is, underwater gifts can occur in even the most successful of CGA pools
- Underwater gifts, or those approaching depletion, can be used as an opportunity, to reconnect with the annuitant

## Second, evaluate how many gifts are underwater and identify the contributing factors...

- Measure the key characteristics of your CGA pool to reveal any patterns or anomalies within
- Analyze the pool gift by gift to measure the asset to funding ratios
- Reveal the underwater gifts and those gifts in jeopardy
- Identify the factors that drove gifts underwater and confirm whether they are isolated or systemic

## Third, take steps to mitigate the impact of your underwater gifts on the CGA pool...

- Identify your minimum reserve level funding so that you can continue the obligation
- Devise a strategy to initiate communication with the annuitant
- Create Underwater Pool

## Fourth, evaluate program policies and plan for the future...

- Resolve to holistically track the health of the CGA Pool with consistency
- Set warning triggers, and develop a protocol for how to respond to challenged gifts
- Be proactive, understand your CGA pool, and seek help from outside advisors when needed

# In Focus: Solutions

## Assign Annuity Back to Charity

- Is the annuity already underwater?
- Is the annuity approaching depletion – approach or let it ride?
- Communication should be strategic
- Has the annuitant been actively stewarded?
- What is the age of the annuity? What has been the total benefit received?

## Unable to Accelerate/Assign Back to Charity

- Not stewarded or lapsed relationship with organization
- No POA or next of kin
- No connection to charity
- Must continue to fund the obligation

## Options to Fund

- Continue to fund from CGA pool/reserves (ample surplus and not many underwater gifts)
- Retain finished CGA residua (if unrestricted) or create a loss-reserve (i.e. 80/20)
- Fund from unrestricted/operating via creation of an *Underwater Pool*

# Best Practices for CGA Program Management





## Underwater

- **Early identification is key**— While they are more common than not; understand what factors cause gifts to go underwater and take measures to mitigate their impact on your overall pool.

## CGA Program Best Practice

- **Each pool has a different story**—The reality is that no two CGA pools are alike. The key is that effective management of a CGA program occurs when all best practices can work in concert.

## CGA Program Management

- **Thorough management is vital**—Communication amongst your provider, your finance and your development offices is paramount.

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