NEW BEGINNINGS 2023-2024 ANNUAL REPORT



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FROM PENNSYLVANIA, WITH LOVE!

he American Civil Liberties Union of Pennsylvania is a nonprofit, nonpartisan, membership organization that serves as an enduring guardian of justice, fairness, and freedom, working to protect civil liberties and advance equity for all.

ACLU-PA defends and promotes the fundamental principles and values protected by the constitutions of the United States and of the commonwealth of Pennsylvania, as well as by national, state and local civil rights laws. For more than 100 years, the ACLU has sought in particular to protect and expand the freedoms of expression, belief and association; voting rights; the separation of church and state; the right to privacy, including reproductive freedom; due process of law, including the rights of the accused and of immigrants; limitations on the power of police; and the right to equal protection for all, including marginalized and historically disadvantaged individuals and groups. In advancing these rights, ACLU-PA strives always to acknowledge and remedy the pervasive and persistent harms of systemic racism.

Integrating litigation, legislative and policy advocacy, organizing, and communications, ACLU-PA's staff and volunteers work both independently and in coalition with those most affected by the issues we address to ensure that threats to liberty and the civil rights of all persons in Pennsylvania are met with stark resistance as we progress toward a more genuine multiracial, multicultural democracy.

MISSION & IDENTITY STATEMENT

CONTENTS

Letter from the Executive Director

P.1

Fiscal Year Highlights

P.3

Your Impact

P.4

DIGGING INTO THE WORK - STRATEGIC PLAN EXECUTION

P.6

Letter from the Deputy Director

Looking Back on a Year of Successful Transition

P.7

Voting Rights

How We're Protecting the Vote in Pennsylvania

P.9

Policing

We've Got Work to Do: Policing Across Pennsylvania

P.12

Indigent Defense

Our Biggest Lawsuit in Years is All About Making Sure Public Defenders Have the Resources They Need

P.15

Inclusive Education

Projecting Inclusivity: A Call to Action for Pennsylvania

P.18

Letter from the President

P.20

Take Action

P.23





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I am humbled and honored to serve as the executive director of the ACLU-PA. As a born-andraised Pennsylvanian, specifically from Philly, I greatly appreciate the geographic, cultural, and socioeconomic diversity that makes Pennsylvania the keystone state. Building on the foundation laid by my predecessors, I plan to continue the 70-plusyear tradition of protecting and expanding civil liberties, challenging inequities and discrimination within the status quo, and working in coalition for a better Pennsylvania for us and future generations.

I am grateful to the staff and board for steering the organization with grace and care after Reggie Shuford, a dear friend and beloved leader, resigned after 11 years in this role. The team has achieved significant successes over the last year, including overcoming challenges that often arise during transitional periods. It's

DIRECTOR

a testament to the resilience, compassion, and commitment of everyone at the ACLU-PA. I could not have inherited a better team.

In this report, you'll get a glimpse into our work over the last year in key priority areas of voting rights, decarceration, and police reform. Additionally, some of our other civil liberties work is featured. We've also highlighted our internal efforts to advance authentic belonging, inclusion, diversity, and equity in our workplace, recognizing the importance of doing this work alongside our external efforts.

Looking ahead, we will continue working to ensure that every eligible voter can cast a ballot and have their ballot counted as the November election nears. Safeguarding our democratic institutions from extremism is as important as making them more equitable. Our democratic faith is hurting during these uncertain times. I hear it when people express disdain or disinterest in our democratic institutions.

LETTER FROM THE EXECUTIVE

01

The strength of our faith in democracy is shown when we feel this pressure. Our response combines ambitious plans, strategic approaches, and coalition building to protect and improve our democratic institutions. More importantly, we're dedicated to building enduring power based on local leadership and statewide coalitions, recognizing that threats to civil liberties persist and are not bound to election cycles or priority areas.

I am happy to have you in our corner as it takes all of us to ensure civil rights and civil liberties are protected. Thank you for being an ACLU-PA supporter, whether longstanding or newer to the fight, because your contributions in all forms—volunteering your time, coming to our events, or making charitable gifts—sustain our efforts.

The ACLU-PA community is special. I have enjoyed the opportunities to get to know my colleagues, the board, members, donors, volunteers, and community partners. I am excited to get to meet and know more of you. Your warm welcome has made my introduction to this remarkable organization truly fulfilling.

I look forward to working alongside each of you as we embark on this new chapter together.

Enjoy today,

Mike Lee



FISCAL YEAR HIGHLIGHTS 🖈

APRIL 1, 2023-MARCH 31, 2024

VOLUNTEERS:

TRANSPARENCY PROJECT

15

TOTAL ACTIONS (# OF PEOPLE)

16.5k

LEGAL:

03

FILED COMPLAINTS WITH
THE DHS OFFICE OF CIVIL
RIGHTS AND CIVIL LIBERTIES

47 CASES HANDLED

20 = IN STATE COURT

20 = IN FEDERAL COURT

7 PA SUPREME COURT CASES

8 AMICUS BRIEFS

1000

ELECTRONIC INTAKE REQUESTS

91 COOPERATING ATTORNEYS
DONATED 3,587 HOURS OF THEIR TIME

VALUED AT \$2.7M

PROGRAMS:

31 COALITIONS PARTICIPATED

12 COALITIONS CO-LED

LEGISLATIVE:

1022 BILLS TRACKED

97 LEGISLATIVE BILL POSITION MEMOS

OF CAPITOL LOBBY DAYS

OF TESTIMONIES PRESENTED AT LEGISLATIVE HEARINGS

COMMS:

1.6M IMPRESSIONS (ALL SOCIAL MEDIA PLATFORMS)

256k ACCOUNTS REACHED (ALL SOCIAL MEDIA PLATFORMS)

56k TOTAL FOLLOWERS (ALL SOCIAL MEDIA PLATFORMS)

583 K TOTAL WEBSITE VIEWS

IT TAKES ALL OF US.

YOUR IMPACT

JOIN US IN CELEBRATING OUR COLLECTIVE IMPACT AS WE CONTINUE TO WORK TOGETHER TO ENSURE THESE RIGHTS FOR ALL. IT TAKES INCREDIBLE RESOURCES TO SUSTAIN THIS WORK. YOUR TREASURES, TALENTS, TIME, AND TIES IMPACT ADVANCING CIVIL LIBERTIES FOR ALL PENNSYLVANIANS.

THANK YOU.

FUNDRAISING:

04

41,500 MEMBER DONORS

129,260

GIFTS REALIZED BETWEEN APRIL 1, 2023, AND MARCH 31, 2024

GIFTS TO ACLU-PA:

\$2.7 M IN FOUNDATION SUPPORT

\$1.98M IN UNION SUPPORT

\$1,500,000
GRANTS AWARDED

\$425k
IN ATTORNEY FEES

29

NEW MEMBERS OF THE DESILVER LEGACY SOCIETY

05

Arnold & Porter Ballard Spahr Dechert LLP Faegre, Drinker, Biddle & Reath Hamburg Rubin Mullin Maxwell & Lupin, PC **Hogan Lovells** Kairys, Rudovsky, Messing, Feinberg & Lin LLP Langer, Grogan & Diver P.C. **LeVan Stapleton Segal Cochran** Morgan, Lewis, and Bockius LLP **Reed Smith LLP Saul Ewing Arnstein & Lehr LLP** Shubin Law Inc. Strassburger McKenna Gutnick & Gefsky **University of Pennsylvania Law School** Whiteford, Taylor & Preston LLP WilmerHale

PRO-BONO PARTNERS

LOOKING BACK ON A YEAR OF SUCCESSFUL TRANSITION

CLAIRE LANDAU





s deputy director of this great organization, I couldn't be prouder of our ACLU-PA staff through this transitional year. We navigated a sea change with grace and focus as we spent much of the last fiscal year searching for and hiring our new executive director. Our staff played a crucial role, providing input on

desired leadership qualities and participating actively in the interview process. Despite these changes, our work on key issues continued seamlessly.

We remained dedicated to our strategic plan, guiding us through 2024. We devoted 70-80% of our efforts to our top priorities: voting rights, decarceration, and police reform. The remaining 20-30% was





reserved for the broad array of civil liberties work we engage in, as well as responding to emerging threats. As always, all of our work was done in partnership with others in the struggle, whether that means our community partner organizations or in tandem with the national office and affiliate colleagues. Central to our efforts was fostering a culture of authentic belonging, inclusion, diversity, and equity (ABIDE) in both our internal and external work.

A historic moment for the ACLU of Pennsylvania occurred when staff members asked to be recognized as a union in March 2023, represented by the National Organization of Legal Services Workers, UAW Local 2320. The board quickly recognized the union, negotiations began, and by yearend, we had a signed collective bargaining agreement.

We are excited to welcome our new union and I am proud of staff across our organization for working together diligently to finalize a contract all before welcoming our fabulous new executive director in the new year.

Our work moves forward! My hope for the organization in the year to come is that we continue to stay grounded and support one another as we take on the difficult and important work coming our way.

We could not stay in this fight without the support from our community. Thank you, ACLU-PA supporters!

In solidarity,

Claire Landau

08



HOW WE'RE
PROTECTING
THE VOTE IN
PENNSYLVANIA

the ACLU-PA has launched the Let People Vote campaign mobilizing volunteers across the commonwealth in the fight to protect and expand voting rights.

As part of this commitment,

The campaign is a county-bycounty effort. Just as election policies are decided at the local level, advocacy must take place and be centered around the needs of communities. Volunteers with the Let People Vote campaign serve as watchdogs around election issues and mobilize residents to pressure boards of elections to implement pro-voter policies that increase access to drop boxes, allow voters to fix mistakes on mail ballot envelopes, and alert voters ahead of time if their ballot will be rejected.

Decisions are made in the board of elections meeting rooms in each county. That's why we are expanding our work in target counties that are not doing enough for voters. Volunteers with the campaign will be ready to rapidly mobilize in the face of anti-voter policies and decisions or in support of pro-voter proposals.

The campaign is focused on Berks and Lancaster counties in 2024. In Berks County, our voting advocacy is simple: the county should promptly notify voters whose mail ballots will not be counted due to voter error, provide them an opportunity to fix those mistakes and provide additional secure and accessible drop boxes.

10



In Lancaster, we are advocating for the county to notify voters whose mail ballots will not be counted, allow voters to fix their mistakes, and install drop boxes. Currently, Lancaster does not notify voters or allow voters to correct any minor mistakes by resolving them before Election Day and has removed all drop boxes.

People who join this campaign assist with these critical nonpartisan voting rights and election protection efforts. Volunteers also engage in addressing misinformation, push for pro-voter policies in their county, and reach out to voters and supporters through phone banking, text banking, and tabling at community events. Our hope is that local advocacy that demands pro-voting solutions yields more voting access for eligible voters.

The Let People Vote campaign builds on our Transparency Project. Since 2022, Transparency Project volunteers have observed board of elections meetings and reported on how

decisions made in those meetings directly impact voters in that county. Our organization and the broader voting rights coalition are supported by these volunteers providing realtime information about changes or barriers to voting access. Their reports directly inform our advocacy and litigation work. The campaign will take the next step of having pro-voter community members in the room where voting decisions are made.

The work we do doesn't only set us up for this election but future ones too. We're dedicated to building enduring power locally and statewide because the right to vote is the cornerstone of our democracy and must always be protected. So check out our Let People Vote campaign page to find out ways to get involved: www.aclupa.org/letpeoplevote.

We haven't let up, we know we have a long way to go, but together we'll ensure every eligible voter in Pennsylvania is able to cast a ballot that gets counted. *



12

WE'VE GOT WORK TO DO: POLICING ACROSS PENNSYLVANIA

IAN PAJER-ROGERS



after the murders of George Floyd and Breonna Taylor at the hands of police, we saw worldwide protests against police violence and racism. There is still much work to be done to minimize police and other law enforcement interactions with the public, particularly in Black and brown communities, and holding police accountable for grievous harm in Pennsylvania and across the country.

In Philadelphia, this work has taken on a new urgency with the election of Mayor Cherelle Parker, who has promised to double down on failed police tactics that do little to increase public safety, like stop-and-frisk of pedestrians. In 2020, nearly a decade after ACLU-PA and a local civil rights law firm began auditing the city's stop-and-frisk data, the city acknowledged that stop-andfrisk is a racist police tactic and implemented a citywide program that allows people committing minor offenses to stop what they are doing and move along instead of submitting to a police search.

We continue to monitor stopand-frisk practices and hope to collaborate with the mayor's office to uphold this program's success and prevent any regression to this flawed and racist policy.

In Pittsburgh, ACLU-PA worked with the Pittsburgh branch of



the NAACP, 412 Justice, and the Advocacy for Racial and Civil Justice Clinic at UPenn's Carey Law School to successfully demand that Pittsburgh Public Schools extend a moratorium on police issuing summary citations to students. Over the past two decades, increased police presence in schools has resulted in officers issuing summary citations to deal with typical adolescent behaviors such as disorderly conduct (like excessive noise), vaping, and some lower-level theft offenses. These citations often start students' criminal records, can stay on their records indefinitely, and hinder their educational and career prospects.

Black students, particularly Black girls, and students with disabilities bear a disproportionate burden. Black students receive citations at a rate ten times as often as their white peers, and students with disabilities twice as often as those without disabilities, according to Pittsburgh Public Schools data from 2022-23.

In McKeesport, a city outside of Pittsburgh, the ACLU-PA filed a lawsuit on behalf of Black residents who were terrorized by local police departments during a manhunt in 2020 for a suspect involved in the shooting of a police officer. Officers from McKeesport and neighboring police departments in and around Allegheny County descended on the city, pointed guns at residents, demanded entry into homes without warrants, and conducted aggressive vehicle stops and searches at gunpoint. The searches targeted Black residents while white residents of McKeesport did not report similar behavior by police.

The lawsuit seeks to hold both line officers and high ranking decision-makers in the city of McKeesport and Allegheny County police departments accountable for their unnecessary, unlawful, and unconstitutional actions. As our work to reduce the harm of policing continues, we will always be on the lookout for opportunities to create long-lasting systemic change in Pennsylvania police departments and will not hesitate to do everything in our power to challenge injustices committed by police in every corner of the commonwealth. *



OUR BIGGEST LAWSUIT IN YEARS IS ALL ABOUT MAKING SURE PUBLIC DEFENDERS HAVE THE RESOURCES THEY NEED

15

VERONICA MILLER & ARI SHAPELL

ennsylvania
is failing to
provide effective
representation for
people in criminal
court who cannot
afford an attorney. That failure
is largely due to the state's
nearly nonexistent funding
of the public defenders and
court-appointed counsel who
defend people living in poverty.

In 2024, the ACLU of Pennsylvania took on the monumental task of changing that system by filing one of our biggest lawsuits in years. Reforming indigent defense reform is a critical, yet often overlooked, component upon which all other criminal legal reform efforts are built. Addressing systemic inequities and achieving meaningful change throughout the entire justice system requires ensuring that every person charged with a crime, regardless of their financial status, receives competent and effective legal representation.

Name any major criminal legal reform issue aimed at reducing mass incarceration, including ... MORE THAN 60% OF ADULTS NAVIGATING THE CRIMINAL LEGAL SYSTEM IN PENNSYLVANIA RELY ON PUBLIC DEFENDERS OR COURT-APPOINTED ATTORNEYS EACH YEAR.



cash bail, excessive sentencing, the punitive use of probation, and prison conditions, to name a few, and it quickly becomes evident that these issues rely heavily on the availability of effective legal representation. Defendants without legal counsel cannot effectively challenge their pre-trial detention, negotiate fair plea deals, access alternative sentencing programs, mitigate harsh sentencing outcomes, or test the system of adversarial trial to force the government to prove its case.

In Pennsylvania, the indigent defense system is in crisis due to decades of underfunding and under-resourcing. Each year, hundreds of thousands of indigent people face criminal prosecution without effective assistance of counsel. Although constitutionally obligated to provide effective representation for those who cannot afford private counsel, the commonwealth has delegated nearly all of its funding and oversight responsibilities to individual counties, resulting in a fragmented system where the quality of legal representation varies by the county one is charged.

To put the issue in perspective, more than 60% of adults navigating the criminal legal system in Pennsylvania rely on public defenders or courtappointed attorneys each year. Now, consider that a recent study found that at least 64 of our 67 counties lack sufficient public defenders to meet national workload standards, forcing public defenders to labor under unmanageable caseloads that prevent them from providing consistently effective representation. This shortfall denies many Pennsylvanians their legal representation required by law and hinders broader criminal justice reform efforts as a whole.

With so much at stake, the ACLU of Pennsylvania has undertaken the herculean task of reforming Pennsylvania's indigent defense system so that people receive effective legal representation at every stage of the criminal process regardless of wealth or zip code. Our work on this case started more than two years ago, through data gathering, court observations, visiting jails, and speaking with those directly impacted.

But our efforts to reform indigent defense services in Pennsylvania are deeply rooted: ACLU-PA has been pushing for change through advocacy and litigation in Allegheny County in 1997 and Luzerne County in 2012.

As we continue to push for a court order recognizing the unconstitutionality of Pennsylvania's indigent defense crisis, we will also be engaging with legislators, county officials, and other stakeholders to educate them about the full extent of the problem and why indigent defense funding and oversight are vital to each of the other criminal legal reform efforts we've championed. Central to this fight will include uplifting the stories of those directly impacted by the current system and bringing to light the negative effects caused by the state's decades-long neglect. It will be a lot of work and change won't happen overnight. But we are in this fight as long as it takes to ensure every Pennsylvanian gets the representation promised by the state and U.S. Constitutions. *





Students have attended school board meetings to share their experiences. Parents, alumni, and taxpayers have voiced their concerns and educated their communities about the harmful policies and lack of transparency of school boards. School staff have committed to supporting all students, regardless of what extremist school board members and administrators believe.

The ACLU of Pennsylvania stands ready to support communities in their push for inclusive schools. In 2022, we filed a complaint on behalf of seven students in the Central Bucks School District with the U.S. Department of Education's Office for Civil Rights and the U.S. Department of Justice's Civil Rights Division. Those investigations continue today. In 2023, we settled a lawsuit on behalf of district teacher Andrew Burgess, who was wrongfully suspended after filing a federal discrimination complaint at the behest of one of his students.

We have also partnered with allied organizations to create the Pennsylvanians for Welcoming and Inclusive Schools (PA WInS) coalition.

This coalition has expanded our capacity to respond to harmful policies in schools across the commonwealth. It allows us to draw on the organizing, advocacy, legal, and policy expertise of several organizations and share resources with those fighting to protect students.

While there have been important successes in overturning book bans, repealing harmful policies, preventing censorship and First Amendment rights violations, and supporting school board members who believe in fostering inclusive, affirming, and welcoming spaces for all students, much work remains.

It is crucial that ACLU-PA supporters stay informed about what is happening at their local school boards. Concerned advocates, students, parents, and school staff in districts with anti-inclusive school boards can reach out for information about joining the PA WInS coalition or visit pawins.org to learn more about how to get involved. It will take all of our tools and resources to protect the civil liberties of the most vulnerable students in our commonwealth, but together we will get there. *



Dear friends of ACLU-PA:

ACLU-PA's 2023-2024 year has been one of transition and continuity. We began the fiscal year in the midst of a national search for our next executive director. As president, I had the privilege to lead this search, along with a terrific committee of past and present board members. With the aid of an excellent professional search firm and outstanding support from unflappable Acting Executive Director, Claire Landau (now returned to her regular job as deputy director), we screened hundreds and then interviewed more than a dozen excellent candidates. And somewhat to our surprise, we

found our new, inspiring leader right in our backyard, lifelong Philadelphian Mike Lee. I am sure most of you have already found a way to get to know him or at least to learn about him. In partnership with the board, Mike is off and running to carry ACLU-PA forward into our next chapter of standing up for the rights and liberties of all Pennsylvanians.

As we close another fiscal vear, I want to thank all of our tens of thousands of loyal members, our thousands of active donors and volunteers. our talented staff in all three offices, and our dedicated board members, some new and some highly experienced. We continue to pursue a multiissue civil liberties agenda through advocacy (legislative and grassroots), legal efforts in and out of the courts, educational activities, and organizing in cooperation with many allied groups. Presently, we are particularly focused on protecting the right to vote (and to have one's vote fairly counted) this fall. We are working every day to defend against the anti-democratic

LETTER FROM THE PRESIDENT

Please stay involved in your communities, and visit us online ways to stay informed and get involved. And above all, thanks for standing with the ACLU for the values we

share and have powerfully and consistently defended and advanced for more than 100 years.

Hirbold by

Peter GoldbergerPresident

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22

VISION STATEMENT

We are working for a future where individuals and communities can thrive in the security of knowing that, regardless of who they are or what they believe, their civil liberties and civil rights are ensured, and that freedom, equality, equity, and justice are guaranteed for all.

TAKE ACTION



GIVE A GIFT OF CASH OR STOCK

Make a tax-deductible donation to the ACLU Foundation of Pennsylvania and help fund our litigation, public education, and community engagement work. Visit **www.aclupa.org/donate**, email **donate@aclupa.org** or mail your contribution to ACLU of Pennsylvania, P.O. Box 60173, Philadelphia, PA 19102.

Making a gift to the ACLU-PA Foundation via stock, or other securities such as bonds or mutual funds, is advantageous because by donating securities directly to the Foundation, you may avoid capital gains tax on the appreciation of the asset. You may also receive an income tax deduction. Because electronic transfers are made without identifying the donor, please send an email or note indicating the date of transfer by the broker, number of shares, and ticker symbol to **donate@aclupa.org**.

Ask your broker to transfer the securities to: Vanguard Brokerage Services DTC# 0062 Brokerage Account #74774736 American Civil Liberties Foundation of PA Tax Identification Number: 23-1742013

BECOME A MEMBER

Become an official card-carrying member of the ACLU. Your membership gift supports our legislative advocacy and lobbying work. Membership gifts are not tax-deductible. Visit **www.aclupa.org/join**.

LEAVE YOUR LEGACY

Join thousands across Pennsylvania who have become members of ACLU's DeSilver Society, by naming the ACLU in their estate. To designate a gift in your will to the ACLU, to name the ACLU as a beneficiary on your insurance or a retirement account, or to start a Charitable Gift Annuity, visit www.aclu.org/legacy.

PHILANTHROPY IS ACTIVISM.

23

The legislative department is recruiting for our Advocate Academy — a virtual training program that will help you become a stronger, smarter, and savvier advocate on behalf of civil liberties. This training helps supporters build their advocacy skills and have opportunities to deepen their policy knowledge through issue briefings. Email Policy and Engagement Advocate Rebecca Cusumano-Seidel at **rcusumano-seidel@aclupa.org** for more information.

VOLUNTEER

Donate your time and join the fight for civil liberties by volunteering at an ACLU regional office or chapter near you! For more information, visit **www.aclupa.org/volunteer**.



24



The American Civil Liberties Union Foundation is a 501(c)(3) nonprofit corporation. Foundation gifts fund our litigation and public education efforts. Gifts to the ACLU Foundation are fully tax-deductible to the donor. The official registration and financial information of the American Civil Liberties Union Foundation of Pennsylvania may be obtained from the Pennsylvania Department of State by calling toll-free, within Pennsylvania, 1-800-732-0999. Registration does not imply endorsement.





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