

Issued: August 24, 2011

Email Alert:

New Form 8940 for Certain Not-for-Profit Exempt Status Determinations

The IRS recently released a new one-page form that not-for-profit organizations can use to request determinations about their tax-exempt status. This new form can be used for determinations other than an organization's initial tax exemption application, which is still required on Form 1023 or Form 1024. The new [Form 8940, Request for Miscellaneous Determination](#), is to be used for foundation status issues and the following nine requests.

For a \$1,000 fee, Form 8940 can be submitted to request:

- Advance approval of certain private foundation [set-asides](#)
- Advance approval of private foundation [voter registration activities](#)
- Advance approval of [private foundation scholarship procedures](#)

For a \$400 fee, Form 8940 can be submitted to request:

- [Exemption from Form 990 filing requirements](#)
- Advance determination that a potential grant or contribution is an *unusual grant*, excluded from certain [public support calculations](#)
- A change in, or initial determination of, classification as a [Section 509\(a\)\(3\) supporting organization Type](#)
- Reclassification of foundation status, including a voluntary request from a public charity for private foundation status
- Advanced ruling on [termination of private foundation status](#) under Internal Revenue Code section 507(b)(1)(B)
- [Termination of private foundation status](#) under Code section 507(b)(1)(B) because the 60-month period ended

Although the form is only one page, the [Instructions for Form 8940, Request for Miscellaneous Determination](#) provide detail on the supporting documents that must be attached for specific requests. This includes schedules from other forms, such as Form 1023. Appropriate documentation and payment must be submitted with Form 8940, or the determination request will be considered incomplete.

If your organization has any specific questions or would like help completing and filing this form with the IRS, please contact us.

Atlanta
678.518.5301

Chicago
630.682.9797

Colorado Springs
719.528.6225

Dallas
817.328.6510

Denver
720.283.7326

Indianapolis
317.885.2620

Los Angeles
714.671.9300

New York City
212.653.0681

Orlando
407.883.4671

San Diego
858.638.7220

Upcoming Events

We will be covering Form 8940 in our monthly tax webcast this week. Visit www.capincrouse.com to register today!

Thursday, August 25
1:00pm EDT

About CapinCrouse LLP

With more than 700 not-for-profit organizations and 1,500 tax clients, CapinCrouse is the country's leading accounting and advisory firm primarily serving the Christian not-for-profit community.

Since 1972, CapinCrouse has been serving not-for-profit entities including megachurches, institutions of higher education and secondary schools, and international missions agencies by providing a full range of audit, review, tax, and advisory services.

CapinCrouse is dedicated to helping our clients operate with financial integrity so that they can dedicate themselves to fulfilling their mission.