**Checklist for Gifts of Business Interests to a Nonprofit**

[ ]  Does the donor have charitable intent?

[ ]  Are there any donor restrictions on the gift?

[ ]  Is the gift outright or will it come through a planned gift such as a charitable trust or bequest?

[ ]  What is the business form of the donor’s business? Is it a C-Corp, S-Corp, Sole Proprietorship or Partnership?

[ ]  Are there state laws that regulate nonprofit ownership of business interests?

[ ]  What does the donor wish to donate from the business, for example, stock, assets, or real property?

[ ]  Will this gift produce unrelated business income tax or UBIT?

[ ]  Has the impact of UBIT been reviewed by the chief financial officer of the nonprofit?

[ ]  Can the donor provide a copy of the corporate bylaws or partnership agreement to be

 reviewed by the nonprofit’s chief financial officer or attorney?

[ ]  Can the donor provide an independent qualified appraisal to substantiate the gift value of the business interest?

[ ]  Are there potential buyers of the business interest who may wish to purchase the business interest from the nonprofit?

[ ]  If the donor is donating C-Corp or S-Corp stock, will the corporation distribute sufficient cash to pay UBIT taxes?

[ ]  Does the nonprofit need to provide donor with form 8283?

[ ]  Does the nonprofit need to file form 8282 if it has sold the business interest within two years of receipt?