LAND CONSERVATION . NONPROFIT LAW AND ORGANIZATIONAL CONSULTING . LAND USE AND PLANNING . PROPERTY LAW

## **Basic Tax Benefits by Exempt Organization Type**

The table below identifies the basic tax benefits and limitations between public charities, private foundations and private operating foundations.

CATEGORY	PUBLIC CHARITY (PC)	PRIVATE (GRANT MAKING) FOUNDATION	PRIVATE OPERATING FOUNDATION
INCOME TAX	<ul> <li>None, except on unrelated business income (UBI)</li> <li>No disqualified transaction restriction</li> </ul>	<ul> <li>2% excise tax on net investment income and capital gains (1% in some cases)</li> <li>10-30% excise tax on disqualified transactions</li> </ul>	<ul> <li>2% excise tax on net investment income and capital gains (1% in some cases)</li> <li>10-30% excise tax on disqualified transactions</li> </ul>
CHARITABLE DEDUCTION (BY DONORS, IN YEAR OF GIFT)	Cash: 50% of AGI     Appreciated property (e.g., real estate, stocks): 30% of AGI	Cash: 30% of AGI     Appreciated property: 20% of AGI, except 30% if qualified appreciated stock (generally means publicly traded stock with readily available pricing data)	Cash: 50% of AGI     Appreciated property: 30% of AGI