**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?