

P.O. Box 2508  
Cincinnati OH 45201

In reply refer to: 0248467576  
Dec. 30, 2011 LTR 4076C E0  
59-3102112 000000 00

00044812  
BODC: TE

UNIVERSITY OF SOUTH FLORIDA  
% ASSISTANT CONTROLLER  
4202 E FOWLER AVE  
TAMPA FL 33620-9951

Federal Identification Number: 59-3102112

Person to Contact: IRS STATES

Toll Free Telephone Number: 1-877-829-5500

Dear TAXPAYER:

This responds to your request for information about your federal tax. The following general information about the tax treatment of state governmental units and affiliated organizations may be of interest to you.

GOVERNMENTAL UNITS

Governmental units, as states and their political subdivisions, are not generally subject to federal income tax. Political subdivisions of a State are entities with one or more of the characteristics of a State, such as the power to tax. Typically, they include counties or municipalities and their agencies or departments. Charitable contributions to governmental units are tax-deductible under section 170(c)(1) of the Internal Revenue Code if made for a public purpose.

ENTITIES MEETING THE REQUIREMENTS OF SECTION 115(1)

An entity that is not a governmental unit but that performs an essential government function may not be subject to federal income tax. The income of such an entity is excluded from the definition of gross income as long as the income (1) is derived from a public activity, the exercise of an essential government function; and (2) accrues to a State, a political subdivision of a State, or the District of Columbia. Contributions made to entities whose income is excluded income under section 115 may not be tax deductible to contributors.

TAX-EXEMPT CHARITABLE ORGANIZATIONS

An organization affiliated with a State, county, or municipal government may qualify for exemption from federal income tax under section 501(c)(3) of the Code, if (1) it is not an integral part of the government, and (2) it does not have governmental powers inconsistent with exemption (such as the power to tax or to exercise enforcement or regulatory powers). Note that entities may meet the requirements of both sections 501(c)(3) and 115 under certain circumstances. See Revenue Procedure 2003-12, 2003-1 C.B. 316.

UNIVERSITY OF SOUTH FLORIDA  
% ASSISTANT CONTROLLER  
4202 E FOWLER AVE  
TAMPA FL 33620-9951

Most entities must file a Form 1023, Application for Recognition of Exemption Under Section 501(c)(3) of the Internal Revenue Code,

federal income tax under Section 170 of the Code and that charitable contributions are tax deductible to contributors under section 170(c)(2). In addition, private foundations and other persons sometimes want assurance that their grants or contributions are made to a governmental unit or a public charity. Generally, grantors and contributors may rely on the status of governmental units based on State or local law. Form 1023 and Publication 4220, Applying for

We hope this general information will be of assistance to you. This letter, however, does not determine that you have any particular tax status. If you are unsure of your status as a governmental unit or state institution whose income is excluded under section 115(1) (specified in Revenue Procedure 2007-1, 2007-1 IRB 1 (updated annually)).

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely yours,



S. A. Martin, Operations Manager  
Accounts Management Operations