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DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
WASHINGTON, D.C. 20224

Date: SEP 07 2000

UIL: 6033.01-00

Contact Person:

ID Number:

Telephone Number:

T:EO:RA:T4

Employer Identification Number:
Area Office:

Legend :

J =
K =

Dear Sir or Madam:

This is in response to a letter from your authorized representative requesting a ruling on your behalf.

J is recognized as exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code and is classified as a nonprivate foundation under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Code. J's purpose is the general improvement of every branch of city government. J has received a ruling from the Internal Revenue Service, subject to the adoption of amendments to J's Articles of Incorporation and Bylaws, that its income is excludable from gross income for federal income tax purposes under section 115(1) of the Code.

K is recognized as exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code and is classified as a nonprivate foundation under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Code. K's purpose is, with the consent of and in conjunction with J, to produce educational materials and programs relating to urban affairs, which are then disseminated to municipalities. K has received a ruling from the Internal Revenue Service, subject to the adoption of amendments to K's Articles of Incorporation and Bylaws, that its income is excludable from gross income for federal income tax purposes under section 115(1) of the Code.

You have requested the following ruling:

J and K are not required to file annual information returns (Form 990).

Section 6033 of the Internal Revenue Code provides, in part, that an organization that is exempt from federal income tax under section 501(a) is required to file an annual information return.

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Section 1.6033-2(g)(1)(v) of the Income Tax Regulations provides, in part, that an organization exempt from federal income tax under section 501(a) of the Code that is a "state institution" the income of which is excluded from gross income under section 115, is not required to file an annual information return.

Since you are an organization that is exempt from taxation under section 501(a) and have received a ruling from the Service that you are a "state institution" the income of which is excluded from gross income under section 115, you are not required to file annual information returns (Form 990), assuming the amendments to the Articles of Incorporation and Bylaws of J and K are adopted.

Accordingly, based on all the facts and circumstances described above, we rule as follows:

J and K are not required to file annual information returns (Form 990) assuming the amendments to the Articles of Incorporation and Bylaws of J and K are adopted.

This ruling is based on the understanding that there will be no material changes in the facts upon which it is based.

This ruling is directed only to the organizations that requested it. Section 6110(j)(3) of the Code provides that it may not be used or cited by others as precedent.

This ruling does not address the applicability of any section of the Code or regulations to the facts submitted other than with respect to the sections described.

We are informing your key District Director of this action. Please keep a copy of this ruling in your permanent records.

Sincerely,

(signed) Marvin Friedlander

Marvin Friedlander
Manager, Exempt Organizations
Technical Group 1