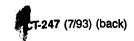


CT-247

# Application for Exemption from Corporate Franchise Taxes By a Not-for-Profit Organization

Nar	пе	Employer identification nu	mber	For office use only	
Nui	mber and street City or town	State	ZIP code		
Pri	ncipal business activity	Date tax exemption claime	ed from		
For	m of organization	Business/officer telephone	number	For audit use only	
Form of organization  Corporation  Association  Trust  Other		( )		·	
Dat	e of formation	State or country of incorpo	oration		
Ind me	icate exact name of the law under which the entity was form mbership, etc.). Cite statutory provisions.	ed (general corporation, not	t-for-profit,	Taxable Exempt	
Fed	eral return filed on: 990 990	1120	Other		
1	Is the entity organized and operated as a not-for-profit organization?				
2 Is the entity authorized to issue capital stock? If "Yes," check box below (see instructions on back) Yes					
Title holding company Collective investment Other:					
	List shareholder:				
3	Does any part of the net earnings of the organization benefit any officer, director, or member? Yes No				
4	s the entity exempt from federal income tax? (see instructions on back)				
	If "Yes." indicate date of exemption: Submit a copy of the federal exemption letter when filing this form				
	If "No," indicate reason why exemption disallowed:				
5	Is the entity engaged in an unrelated business activi	ty at a location in New Y	ork State?	Yes No	
6	ist location and type of activity for each office and other places of business (attach separate sheet if necessary).				
	Location	Nature of activity			
7	List officers, employees, agents and representatives in New York State and briefly describe their duties (attach separate sheet if nec				
	Name	Title	Dutie	96	
8	List type and use of real property owned in New York State (attach separate sheet if necessary).				
	Туре	How used			
				,	
9	Describe any New York State activities not shown above (attach separate sheet if necessary).				
Ce	rtification. I certify that this application and any attac	hments are to the best of	of my knowled	ge and belief true, correct and complete.	
Date Signature of elected officer or authorized p		erson Official title			
Date Print or type name of paid individual or firm		n preparing this application Signature of inc		lvidual preparing this application	
Pa	id preparer's ID number Paid preparer's address		1		



### **Instructions**

Certain not-for-profit and religious corporations are exempt from the New York State corporation franchise tax imposed by Article 9-A of the Tax Law (section 1-3.4(b)(6) of the Article 9-A regulations).

File Form CT-247 to apply for exemption.

Generally, a corporation or an organization treated as a corporation must meet **all** of the following requirements to be tax exempt:

- it must be organized and operated as a not-for-profit organization;
- it must not have stock, shares, or certificates for stock or for shares. Not-for-profit corporations that issue stock are taxable under Article 9-A. However, for tax years beginning on or after January 1, 1987, title holding companies as described in IRC section 501(c)(2) and collective investment entities as described in IRC section 501(c)(25) will be exempt from tax under Article 9-A. For additional information, see Technical Service Bureau Memorandum TSB-M-87(9)C.
- no part of the net earnings may benefit any officer, director, or member; and
- it must be exempt from federal income taxation pursuant to subsection (a) of section 501 of the Internal Revenue Code (IRC).

If the organization meets all of the above requirements, it will be presumed to be exempt from tax under Article 9-A of the Tax Law. An organization denied exemption from taxation under the IRC will be presumed to be subject to tax under Article 9-A of the Tax Law.

Not-for-profit, nonstock organizations that are subject to the federal tax on unrelated business income are taxable under Article 13 of the New York State Tax Law if they pursue those unrelated business activities in New York State. File Form CT-13 to report those activities.

Organizations required to file federal Form 1120 may be taxable under Article 9-A of the Tax Law and may be required to file Form CT-3 or Form CT-4.

Submit **all** documents granting or denying exemption from tax by the Internal Revenue Service when filing Form CT-247. Any changes in federal tax status must be reported promptly to the Department of Taxation and Finance.

Any exemption granted by the filing of Form CT-247 is strictly for New York State corporation franchise tax.

Any inquiry on the taxable status of an organization must be in writing, signed by an officer of the organization and mailed to the address below.

#### **Refund of Franchise Taxes**

If franchise taxes have been paid in error, request a refund by filing Form CT-8, Claim for Credit or Refund of Corporation Tax Paid. A Housing Development Fund company must submit proof that it was organized under Article 11 of the Private Housing Finance Law.

#### Mail this application to:

NYS TAX DEPARTMENT CORPORATION TAX BUILDING 9 ROOM 408 W A HARRIMAN CAMPUS ALBANY NY 1222/

## **Need Help?**

**Phone** 

For forms or publications, call toll free (from New York State only) 1 800 462-8100.

From areas outside New York State, call (518) 438-1073.

For information, call the Business Tax Information Center toll free (from the continental U.S. only) 1 800 972-1233. You can also call toll free (from New York State only) 1 800 CALL TAX (1 800 225-5829). From areas outside New York State, call (518) 438-8581.

Telephone assistance is available from 8:30 a.m. to 4:25 p.m., Monday through Friday.

Write

If you need to write, address your letter to:

NYS TAX DEPARTMENT TAXPAYER ASSISTANCE BUREAU W A HARRIMAN CAMPUS ALBANY NY 12227