Class Time
Monday, Tuesday and Thursday from 10:20 a.m.-11:20 a.m. in Room 344.

Purpose and Outcomes
This course will provide an overview of the nonprofit tax exempt sector. It will include the study of the formation, structure, and characteristics of nonprofit organizations and the major categories of federal tax exemption with an emphasis on charitable organizations such as religious organizations, churches, educational organizations, healthcare organizations and arts organizations through case and statutory law.

Through the use of hypotheticals and problems, students will learn to effectively cut through the density of the case law and statutes in this area and will gain a greater practical understanding of the application of the law.

Contact Information
Office: 131 G
Office Phone: 777-3394
E-mail: Cherryja@law.sc.edu
Office Hours: Mondays from 1-3pm and Thursdays from 1-3pm. I maintain an open door policy – if I am in my office, please feel free to ask whether I am available to talk at that time. If it is not convenient, I will set another time. You also may set an appointment by emailing or calling me.

Course Materials
UNDERSTANDING NONPROFIT AND TAX EXEMPT ORGANIZATIONS, Nicholas P. Cafardi and Jaclyn A. Cherry (LexisNexis 2006). Recommended.
Various Handouts and materials provided on Nonprofit Organizations TWEN site.
**Course Requirements**

Students are expected to read all of the assigned materials, attend all classes, be prepared and participate in class discussions. Roll will be circulated on a weekly basis for your signature. A student’s signature on the roll indicates that the student attended the entire class period. You must comply with the LAW STUDENT HANDBOOK rule and other applicable rules on attendance. Points may be subtracted from your final grade for unexcused absences.

Students are also expected to conduct themselves in a professional manner throughout all aspects of the course. Computer usage should be limited to note taking in this class. All students must sign on to the TWEN site for Nonprofit Organizations after our first class meeting.

Students are expected to fully abide by the Rules of Academic Responsibility in Section VII of the Law Student Handbook.

**Grading**

Grades in this course will be based on a combination of the following:

1. Participation = 20%
2. Assignments = 25%
   (5 assignments worth 5 points each plus 1 bonus assignment)
3. Exam = 55%

**Course Schedule and Reading Assignments**

This course schedule may be amended from time to time. Additions or modifications will be announced in class or by written notification.

The following is the tentative schedule and outline for course readings. Students should prepare for each week accordingly and be prepared to discuss the readings and the problems and hypotheticals included in the assignment. Class participation grades will be based on informed contributions to class discussions.

Reading assignments will be clarified at the end of each class for the following class. If not discussed, then continue to follow the reading schedule set forth below. The following chapters refer to the course casebook.

**Week 1 – Chapter 1 General Overview, pages 1-85 plus additional readings**

January 9  Chapter 1 Introduction and Overview
January 10 Chapter 1 Overview and Nonprofit Law *(Turn in Question 2 on page 30)* = Assignment Points
January 12 Nonprofit Law/South Carolina Nonprofit Statute
Week 2 – Handouts and assigned readings
January 16 Off
January 17 Nonprofit Formation, Board of Directors, Governance
January 19 Sarbanes-Oxley, Bylaws, Charitable Solicitation, Sales/use Tax (Discuss Nonprofit problem from Fishman/Schwarz in class)

Week 3 – Chapter 2 and Chapter 3
January 23 Chapter 2 Rationales for Tax Exemption, pages 87-143
January 24 Chapter 2 Rationales for Tax Exemption, pages 87-143
January 26 Begin Chapter 3 IRS Tests for Exemption, pages 145-154

Week 4 – Chapter 3 and Chapter 4
January 30 Chapter 3 IRS Tests for Tax Exemption, pages 155-220
January 31 Chapter 3 IRS Tests for Tax Exemption, pages 155-220
February 2 Chapter 4 Religious Organizations and Churches, pages 221-294

Week 5 – Chapter 4 and Chapter 5
February 6 Chapter 4 Religious Organizations and Churches, pages 221-294
February 7 Chapter 4 Religious Organizations and Churches, pages 221-294 (Turn in answers to Hypothetical Questions page 294 #’s 1 through 6) = Assignment Points
February 9 Chapter 5 Educational Organizations, pages 295-367

Week 6 – Chapter 5 and Chapter 6
February 13 Chapter 5 Educational Organizations, pages 295-367
February 14 Chapter 6 Healthcare Organizations, pages 369-401 (Turn in answer to Hypothetical Question #2 on page 411) = Assignment Points
February 16 Chapter 6 Healthcare Organizations, pages 402-461

Week 7 – Chapter 6 and Chapter 7
February 20 Chapter 6 Healthcare Organizations, pages 402-461
February 21 Speaker (Healthcare)
February 23 Chapter 7 Arts Organizations, pages 463-526 (Turn in answers to Hypothetical Questions page 496 #’s 1 through 4) = Assignment Points
Week 8 – Chapter 7 and Chapter 8
February 27  Chapter 7 Arts Organizations, pages 463-526
February 28  Chapter 8 Other 501 (c)(3) Exempt Organizations, pages 527-587
March 1  Chapter 8 Other 501 (c)(3) Exempt Organizations, pages 527-587

SPRING BREAK (March 5-9)

Week 9 – Chapter 9 (Group Hypothetical = Bonus Points)
March 12  Chapter 9 Charitable Contributions, pages 589-665 – Group Hypothetical Project
March 13  Chapter 9 Charitable Contributions, pages 589-665 – Group Hypothetical Project
March 15  Chapter 9 Charitable Contributions, pages 589-665 – Group Hypothetical Project

Week 10 – Chapter 10 and Chapter 11
March 19  Chapter 10 501(c)(4)’s and their Relationship to 501(c)(3)’s, pages 667-748
March 20  Chapter 10 501(c)(4)’s and their Relationship to 501(c)(3)’s, pages 667-748
March 22  Chapter 11 Section 501(c)(6), (c)(7), (c)(8) Organizations, pages 749-814

Week 11 – Chapter 11 and Chapter 12
March 26  Chapter 11 Section 501(c)(6), (c)(7), (c)(8) Organizations, pages 749-814
March 27  Chapter 12 Unrelated Business Income Tax, pages 815-897
March 29  Chapter 12 Unrelated Business Income Tax, pages 815-897

Week 12 – Chapter 12 and Chapter 13
April 2  Chapter 12 Unrelated Business Income Tax, pages 815-897
April 3  Chapter 13 Private Foundations, pages 899-958 (Turn in answers to Hypotheticals page 905 and 907) = Assignment Points
April 5  Chapter 13 (Speaker) Private Foundations, pages 899-958
Week 13 – Chapter 14 and Review
April 9  Chapter 14 Maintaining and Securing Tax Exempt Status
April 10  Chapter 14 Maintaining and Securing Tax Exempt Status
April 12  Review
April 13  Review

Further Information/Updates
Because this course is adapted to suit each particular class, this syllabus may be amended throughout the class. Additions or modifications to assignments, as well as changes to any of the dates above, or other important information will be announced in class.