

Washington, DC 20224

William T. Kruglak II
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Person to Contact:
Marcus Owens
Telephone Number:
(202) 566-6269

Refer Reply to:
S:EO:T:R:2-4

Date:
NOV 13 1980

Dear Mr. Kruglak:

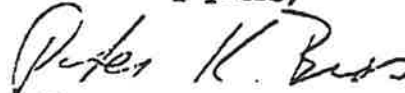
This is in response to your letter of July 2, 1980, in which you requested, in your capacity as Legal Counsel to the U.S. Coast Guard Auxiliary, clarification of the federal income tax status of the Auxiliary.

As the Coast Guard Auxiliary was created by Act of Congress as a nonmilitary organization administered by the Commandant of the Coast Guard under the direction of the Secretary of Transportation, the Auxiliary is an integral part of the United States Government. As such, the Auxiliary is not subject to federal income tax nor is it required to file federal income tax returns.

You have also requested that the Auxiliary be listed in all Internal Revenue Service publications as an exempt organization. Please be advised that the publication to which you refer, Publication 78, Cumulative List of Organizations Described in IRC 170(c), does not include integral parts of federal, state or local governments although those entities are not subject to federal income tax, thus we are unable to include the Auxiliary in the publication. As noted, however, in the preface to that publication, contributions to a subdivision of the U.S. Government are deductible from federal income tax by donors under IRC 170(c)(1) if the contribution is made exclusively for public purposes.

We trust the foregoing information is helpful.

Sincerely yours,



Peter K. Bros
Chief, Rulings Section 2
Exempt Organizations
Technical Branch

