

GIANT, IMPORTANT DISCLAIMER: WE AREN'T GIVING LEGAL, TAX OR FINANCIAL ADVICE. PLEASE SEEK YOUR OWN COUNSEL FOR ANY DONATIONS. MANY OF THESE QUESTIONS ARE OPEN TO SOME INTERPRETATION, ARE GENERAL IN NATURE OR ARE UNIQUE TO A PARTICULAR JURISDICTION. ASSUME ALL ANSWERS ARE WRONG UNTIL YOU/YOUR DONOR CONFIRMS WITH HER/HIS ADVISOR.

**Q & A from “Shiny and Drivey Things: Charitable Gifts of Precious Metals, Jewelry and Vehicles”
<May, 2025>**

<p>So relative to a community foundation and TPP, how is "related use" defined since their mission is much broader than a specific non-profit org with a dedicated, singular mission?</p>	<p>To the best of my knowledge, the rule is the same, which causes problems because it's hard to argue that the donated TPP advances that broad mission. Particularly because the comm fdn. will typically be selling the donated asset, which is not going to satisfy related use rules in any case I know of.</p>
<p>Paint, canvas, frame? Not brushes?</p>	<p>This is an educated guess at best, but brushes are tools used to create the art piece, so probably some basis element there, but they don't fully increase the basis by their own value (so don't expect to use solid gold brushes to boost your basis in your artwork!)</p>
<p>If charity sells TPP after 3-year period, is it still subject to recapture?</p>	<p>No</p>
<p>From the American Alliance of Museums: on average only 3 percent of a museum's collection is on display at any given time. Typically, the other 97 percent is left to take up valuable space in backrooms or off-site warehousing, waiting for its turn in the appropriately tempered spotlight.</p> <p>See https://www.aam-us.org/2022/12/01/making-</p>	<p>Thanks for looking this up. As someone who does not work in the museum or fine art space - this is an incredible statistic. Hard to imagine.</p>

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You still need an appraisal if \$5k+, right? It's only \$500k+ that you need to attach it, right?	Correct, subject to many weird exceptions (noticing a theme today?)
To Bryan's point about aggregating the values of similar items, this applies even if the smaller gifts are to multiple organizations.	A great point.
Hypothetical regarding group of related items: suppose a donor has two musical instruments that together are worth \$4K each. Suppose the donor gives one in Year A and one in Year B. Appraisal needed? Does it change things if the one donation happened on Dec. 31 and the other on Jan. 2?	No appraisal needed on those facts, I think.
Note also, when Bryan says the rules on valuing vehicles changed in 2005/6, this was not something IRS did unilaterally, they had to go to Congress for legislation.	Correct - The American Jobs Creation Act of 2004.
May be the best and most useful webinar I've EVER attended. Great info! Thanks, Bryan!	So glad!!
I do not quite understand the benefit of having the intern sign the F8283. Can you please go over again? Thanks.	Evidently, a bad joke of mine. The point is someone within the Donee organization has to attest their intent to put the property to related use. I just think that is a very odd position and one that if I am signing personally would make me pause. We may intend to use it for our purpose on Monday but maybe next week we don't. Whoever signs that 8283 is then under an obligation to notify the donor/IRS that intent changed and then there may be recapture. Or maybe the person leaves their position... then what? So, my joke was make an intern sign it because they won't know enough to ask all the



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	complex questions that can come up in this scenario.
Does this work the same way for other types of vehicles (motorcycles, boats, etc.)?	Yes. Boats are arguably worse with practical considerations like slip fees and potential for damage.
As a fundraiser, what's the best way to inform a donor about these issues without crossing the line of providing legal or accounting advice?	I like to emphasize that we're not providing any tax/legal advice and simply flagging common issues, which they should discuss with their tax advisor. Doing that early in the conversation is important because donors need to understand the deduction limitations as Bryan has outlined!
As always, so amazing!! Your color commentary is not only so entertaining but more importantly, brings to life the verbiage and is so useful!	So glad it is helpful!