

TABLE OF CONTENTS

PURPOSE AND SCOPE	xix
PREFACE	xxi
I. INTRODUCTION	1
II. RESEARCH STRATEGY	12
A. Legal Research Steps	12
B. Beginning Research with Secondary Sources	13
1. Treatises	13
2. Law Reviews and Bar Journals	13
3. Restatements	14
C. Primary Sources for Legal Research	14
1. Cases	15
2. Statutes and Statutory Research	16
III. SECONDARY SOURCES	17
A. Legal Review Articles	17
B. Legal Journals	23
C. Selected Nonprofit Journals	24
D. Treatises	26
1. General Legal Nonprofit Treatises	26
2. Constitutional Law	28
3. Consulting	29
4. Dictionaries	29
5. Internet	29
6. Lobbying	29
7. Management	30
8. Marketing	32
9. Model Laws of Nonprofit Organizations	32
10. Nonprofit Law	32
11. Nonprofit Law—Governance	32
12. Nonprofit Organizations—Fundraising	33
13. Nonprofit Policy	33
14. Planning for Nonprofit Organizations	34
15. Taxation of Nonprofit Organizations	34
E. Restatements of Law	35
F. Uniform Laws	37

G. Model Nonprofit Act	37
H. Legal Encyclopedias	39
1. American Jurisprudence	39
2. Corpus Juris Secundum	39
I. American Law Reports.....	40
IV. PRIMARY SOURCES.....	42
A. Federal Statutes on Nonprofit Organizations.....	42
B. Evolution of Federal Nonprofit Law	42
1. Taxation	43
2. Impact of IRS Intermediate Sanctions	44
3. Role of Best Practices.....	44
4. State of Federal Nonprofit Law	44
5. Challenges to Nonprofit Organizations Posed by the TCJA.....	45
C. Federal Regulations.....	45
D. Federal Legislative History	46
E. Case Law.....	49
1. Common Law Origins of Nonprofit Law.....	49
2. United States Supreme Court Cases.....	50
3. Federal Appellate Cases	51
4. Federal District Courts.....	51
5. Federal Tax Court Cases.....	52
6. U.S. Claims Court.....	55
7. Bankruptcy Court	55
F. State Sources of Nonprofit Law.....	55
1. The Role of the States in Regulating Nonprofit Organizations	55
2. State Statutes on Nonprofit Organizations	56
3. Choice of Legal Form.....	56
4. Trends in State Regulation of Nonprofit Organizations	57
5. State Law on the Formation and Conduct of Nonprofit Organizations	58
6. State Law on the Indemnification of and Advances to Directors..	58
7. State Law on the Number of Directors.....	58
8. State Law on Not For Profit Corporations	59
9. Recent Nonprofit Reform Action by the States.....	65
10. Mandating Board Size and Committee Structure	67
11. The Three Categories of NPOs under the CNCA.....	67

12. State Nonprofit Law	68
13. Rise of the Benefit Corporations and Its Role in Nonprofit Law	68
a. Overview	68
b. Effect of the Benefit Corporation Form	69
c. Importance of Benefit Corporations	69
d. Benefit Corporations Are Substantively Different from a Traditional For-Profit Corporation	69
V. ONLINE RESEARCH OF NONPROFIT ORGANIZATIONS	71
A. Legal Online Resources	71
B. Non-Legal Online Resources	72
C. Federal Government Electronic Resources for Nonprofit Organizations.....	78
VI. ASSOCIATIONS AND ORGANIZATIONS	81