

Section 846.—Discounted Unpaid Losses Defined

The adjusted applicable federal short-term, mid-term, and long-term rates are set forth for the month of January 1997. See Rev. Rul. 97-1, this page.

Section 851.—Definition of Regulated Investment Company

26 CFR 1.851-2: *Limitations.*

Are holders of the guaranteed payment rights that are created by the Small Business Administration (SBA) under its participating security program treated as owning SBA debt? See Rev. Rul. 97-3, page 5.

Section 856.—Definition of Real Estate Investment Trusts

26 CFR 1.856-2: *Limitations.*

Are holders of the guaranteed payment rights that are created by the Small Business Administration (SBA) under its participating security program treated as owning SBA debt? See Rev. Rul. 97-3, page 5.

Section 895.—Income Derived by a Foreign Central Bank of Issue From Obligations of the United States or From Bank Deposits

26 CFR 1.895-1: *Income derived by a foreign central bank of issue, or by Bank for International Settlements, from obligations of the United States or from bank deposits.*

Are holders of the guaranteed payment rights that are created by the Small Business Administration (SBA) under its participating security program treated as owning SBA debt? See Rev. Rul. 97-3, page 5.

Section 1274.—Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property

(Also Sections 42, 280G, 382, 412, 467, 468, 482, 483, 642, 807, 846, 1288, 7520, 7872.)

Federal rates; adjusted federal rates; adjusted federal long-term rate, and the long-term exempt rate. For purposes of sections 1274, 1288, 382, and other sections of the Code, tables set forth the rates for January 1997.

Rev. Rul. 97-1

This revenue ruling provides various prescribed rates for federal income tax purposes for January 1997 (the current month.) Table 1 contains the short-term, mid-term, and long-term applicable federal rates (AFR) for the current month for purposes of section 1274(d) of the Internal Revenue Code. Table 2 contains the short-term, mid-term, and long-term adjusted applicable federal rates (adjusted AFR) for the current month for purposes of section 1288(b). Table 3 sets forth the adjusted federal long-term rate and the long-term tax-exempt rate described in section 382(f). Table 4 contains the appropriate percentages for determining the low-income housing credit described in section 42(b)(2) for buildings placed in service during the current month. Table 5 contains the federal rate for determining the present value of an annuity, an interest for life or for a term of years, or a remainder or a reversionary interest for purposes of section 7520. Finally, Table 6 contains the deemed rate of return for transfers made during calendar year 1997 to pooled income funds described in section 642(c)(5) that have been in existence for less than 3 taxable years immediately preceding the taxable year in which the transfer is made.

REV. RUL. 97-1 TABLE 1

Applicable Federal Rates (AFR) for January 1997

Period for Compounding

	<i>Annual</i>	<i>Semiannual</i>	<i>Quarterly</i>	<i>Monthly</i>
<i>Short-Term</i>				
AFR	5.63%	5.55%	5.51%	5.49%
110% AFR	6.20%	6.11%	6.06%	6.03%
120% AFR	6.77%	6.66%	6.61%	6.57%
130% AFR	7.35%	7.22%	7.16%	7.11%
<i>Mid-Term</i>				
AFR	6.10%	6.01%	5.97%	5.94%
110% AFR	6.72%	6.61%	6.56%	6.52%
120% AFR	7.34%	7.21%	7.15%	7.10%
130% AFR	7.96%	7.81%	7.74%	7.69%
150% AFR	9.22%	9.02%	8.92%	8.86%
175% AFR	10.80%	10.52%	10.39%	10.30%
<i>Long-Term</i>				
AFR	6.54%	6.44%	6.39%	6.36%
110% AFR	7.21%	7.08%	7.02%	6.98%
120% AFR	7.88%	7.73%	7.66%	7.61%
130% AFR	8.55%	8.37%	8.28%	8.23%

REV. RUL. 97-1 TABLE 2				
Adjusted AFR for January 1997				
<i>Period for Compounding</i>				
	<i>Annual</i>	<i>Semiannual</i>	<i>Quarterly</i>	<i>Monthly</i>
Short-term adjusted AFR	3.64%	3.61%	3.59%	3.58%
Mid-term adjusted AFR	4.45%	4.40%	4.38%	4.36%
Long-term adjusted AFR	5.35%	5.28%	5.25%	5.22%

REV. RUL. 97-1 TABLE 3	
Rates Under Section 382 for January 1997	
Adjusted federal long-term rate for the current month	5.35%
Long-term tax-exempt rate for ownership changes during the current month (the highest of the adjusted federal long-term rates for the current month and the prior two months.)	5.60%

REV. RUL. 97-1 TABLE 4	
Appropriate Percentages Under Section 42(b)(2) for January 1997	
Appropriate percentage for the 70% present value low-income housing credit	8.48%
Appropriate percentage for the 30% present value low-income housing credit	3.64%

REV. RUL. 97-1 TABLE 5	
Rate Under Section 7520 for January 1997	
Applicable federal rate for determining the present value of an annuity, an interest for life or a term of years, or a remainder or reversionary interest	7.4%

REV. RUL. 97-1 TABLE 6	
Deemed Rate for Transfers to New Pooled Income Funds During 1997	
Deemed rate of return for transfers during 1997 to pooled income funds that have been in existence for less than 3 taxable years.	7.2%

Section 1288.—Treatment of Original Issue Discount on Tax-Exempt Obligations

The adjusted applicable federal short-term, mid-term, and long-term rates are set forth for the month of January 1997. See Rev. Rul. 97-1, page 10.

Section 7701.—Definitions

26 CFR 301.7701-13A: *Post-1969 domestic building and loan association.*

Are holders of the guaranteed payment rights that are created by the Small Business Administration (SBA) under its participating security program treated as owning SBA debt? See Rev. Rul. 97-3, page 5.

26 CFR 301.7701-3: *Classification of certain business entities.*

T.D. 8697

**DEPARTMENT OF THE TREASURY
Internal Revenue Service
26 CFR Parts 1, 301, and 602**

Simplification of Entity Classification Rules

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Final regulations.

SUMMARY: This document contains final regulations that classify certain business organizations under an elective regime. These regulations replace the existing classification rules.

DATES: These regulations are effective as of January 1, 1997. For dates of applicability of these regulations, see Effective Dates under Supplementary Information.

FOR FURTHER INFORMATION CONTACT: Concerning the regulations, Mark D. Harris, (202) 622-3050; concerning foreign organizations, William H. Morris or Ronald M. Gootzeit, (202) 622-3880 (not toll-free numbers).