

Rev. Rul. 2009-6; 2009-12 IRB 694 (Mar. 23, 2009)

For purposes of the taxation of fringe benefits under section 61 of the Internal Revenue Code, section 1.61-21(g) of the Income Tax Regulations provides a rule for valuing noncommercial flights on employer-provided aircraft. Section 1.61-21(g)(5) provides an aircraft valuation formula to determine the value of such flights. The value of a flight is determined under the base aircraft valuation formula (also known as the Standard Industry Fare Level formula or SIFL) by multiplying the SIFL cents-per-mile rates applicable for the period during which the flight was taken by the appropriate aircraft multiple provided in section 1.61-21(g)(7) and then adding the applicable terminal charge. The SIFL cents-per-mile rates in the formula and the terminal charge are calculated by the Department of Transportation and are reviewed semi-annually.

The following chart sets forth the terminal charge and SIFL mileage rates:

| Period During Which the Flight Is Taken | Terminal Charge | SIFL Mileage Rates |
|--------------------------------------------|--------------------|------------------------------------------------------------------------------------------------------------------------|
| 1/1/09 -- 6/30/09 | \$45.41 | Up to 500 miles = \$.2484 per mile 501-1500 miles = \$.1894 per mile Over 1500 miles = \$.1821 per mile |

DRAFTING INFORMATION

The principal author of this revenue ruling is Kathleen Edmondson of the Office of Division Counsel/Associate Chief Counsel (Tax Exempt/Government Entities). For further information regarding this revenue ruling, contact Ms. Edmondson at (202) 622-0047 (not a toll-free call).

Rev. Rul. 2009-28; 2009-39 IRB 391 (Sep. 28, 2009)

For purposes of the taxation of fringe benefits under section 61 of the Internal Revenue Code, section 1.61-21(g) of the Income Tax Regulations provides a rule for valuing noncommercial flights on employer-provided aircraft. Section 1.61-21(g)(5) provides an aircraft valuation formula to determine the value of such flights. The value of a flight is determined under the base aircraft valuation formula (also known as the Standard Industry Fare Level formula or SIFL) by multiplying the SIFL cents-per-mile rates applicable for the period during which the flight was taken by the appropriate aircraft multiple provided in section 1.61-21(g)(7) and then adding the applicable terminal charge. The SIFL cents-per-mile rates in the formula and the terminal charge are calculated by the Department of Transportation and are reviewed semi-annually.

The following chart sets forth the terminal charge and SIFL mileage rates:

| Period During Which the Flight Is Taken | Terminal Charge | SIFL Mileage Rates |
|--------------------------------------------|--------------------|---------------------------------------|
| 7/1/09 - 12/31/09 | \$45.71 | Up to 500 miles = \$.2501 per mile |
| | | 501-1500 miles = \$.1907 per mile |
| | | Over 1500 miles = \$.1833 per mile |

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