



TAX in the news—2011 Index

Updated through December 2011

Note: “QOTW” = “Question of the Week” – a weekly TAX in the news feature

A

Adoption

- Credit carryover reminder, 3/22/11
- Dependency exemption in adoption year, 6/7/11 QOTW

Affordable Care Act, see “Patient Protection and Affordable Care Act”

Alabama

- Gross income rule for passthrough income, 12/20/11
- Passthrough entity regulations, 9/27/11

Alternative fuel vehicles, 11/22/11 QOTW

Amended returns, processing times, 7/26/11 call-out

American Opportunity Credit, TRA 2010 clarification, 1/4/11

Arizona

- Amnesty, 9/27/11
- Wildfire emergency declaration, 7/12/11

Automobiles for hire, change in standard mileage rule, 8/30/11

Automated Underreporter program, 7/19/11, 8/30/11

Aviation tax, 8/2/11, 8/16/11

B

Basis allocation for 2010 decedents (Form 8939), 10/25/11

Basis reporting, FAQs, 4/19/11

Balance due options (chart linked), 3/29/11 call-out

Bonus depreciation 2010-2013

- 100% bonus depreciation guidance, 4/5/11
- General guidance, 2/15/11

C

California

- Amnesty program, 8/30/11
- Conformity, health insurance exclusion, 4/19/11
- Disaster relief

- Tsunami waves, 5/17/11

- Winter storms, 3/22/11

- Emergency relief, 3/15/11

- Fees on delinquent business taxpayers, 1/18/11

- Head-of-Household audits, 8/16/11

- New filing requirement for small tax-exempt entities, 1/11/11

- Non-filers contacted, 2/8/11

Cancellation of debt

- Insolvency exclusion, 7/19/11 QOTW
- Insolvency/bankruptcy exclusion for single-member LLCs, 4/19/11

Cash for Keys Program, 2/8/11

Cell phones, tax treatment, 9/27/11

Charitable deductions

- Food and household products, 9/27/11 QOTW
- IRS reminder on earthquake/tsunami relief, 3/15/11 call-out
- Out-of-pocket expenses for fostering cats (*Van Dusen* case), 6/21/11

Child and dependent care credit, summer camp expenses, 6/28/11 QOTW

China/U.S. treaty, benefits for professors, 3/22/11

Chore payments, family caregivers, 5/24/11

Chore payments, general welfare exclusion doesn't apply (*Harper* case), 5/24/11

COBRA assistance premium recapture, 8/2/11 QOTW

Cincinnati, OH amnesty, 2/8/11

Circular 230

Final regulations issued, 6/7/11 call-out

Revisions; RTRPs added, 7/12/11

Clergy, incorrect FICA/Medicare withholding, 3/29/11 QOTW

Clothing deduction denied for news anchor (*Hamper* case), 3/29/11

Colorado

Amnesty legislation, 6/14/11, 9/27/11

January NetFile problems, 2/8/11

Online services to start, 3/29/11

Combat pay exclusion not allowed for Blackwater worker (*Holmes* case), 2/8/11

Common law marriage, 1/4/11 QOTW

Connecticut

Ice storm Alfred relief, 11/8/11

Tax changes, 5/24/11, 10/25/11

Withholding

Catch-up withholding and safe harbor, 8/16/11

Over-withholding issues, 12/6/11

Court cases

Bogue (contractor's travel expenses not deductible), 11/22/11

FedEx (drivers are independent contractors), 1/4/11

Glover (tax home for merchant mariner), 10/25/11

Hamper (deduction for work clothing denied), 3/29/11

Harper (general welfare exclusion doesn't apply to family caregiver), 5/24/11

Holmes (combat pay exclusion not allowed for Blackwater worker), 2/8/11

Lang (adult child deducts expenses paid by parent), 1/18/11

Mayo (Supreme Court resolves medical resident FICA issue), 1/18/11

Mannella (equitable innocent spouse relief, third circuit), 1/25/11

O'Donnabhain (gender reassignment surgery, IRS acquiesces), 11/8/11

Rodriguez (FTHBC sham transaction), 6/21/11

Van Dusen (expenses for fostering cats), 6/21/11

Watson (S corp dividends are wages), 1/25/11

D

Debt ceiling, Budget Control Act, 8/2/11 legislative watch

Dependency exemption, disabled uncle, 8/23/11 QOTW

Dependent's Corner

Scenario 1: The Arnolds—claiming a foster child, 12/6/11

Scenario 2: The Bakers—three taxpayers qualify to claim a child (introducing the "tie breaker" rule), 12/20/11

Depreciation

Bonus depreciation

Rules for 2010-13, 2/15/11

100% bonus depreciation interaction with vehicle depreciation limits, 5/17/11

Heavy SUV full write-off, 2/8/11

Section 179 deduction, 2010-13, 2/15/11

Direct deposit, bank reject, 4/12/11 QOTW

Disaster losses, claiming on prior year return, 3/29/11

Disaster relief (federal) (also see "Hurricane Irene")

Alabama, 5/17/11

Arkansas, 5/17/11, 7/19/11

Connecticut, 9/13/11

E-file extension, 10/11/11

Georgia, 5/17/11

Hurricane Irene, 9/13/11

Illinois, 6/14/11

Iowa, 10/25/11

Kentucky, 5/24/11, 9/13/11

Massachusetts, 6/21/11, 9/13/11
 Mississippi, 5/17/11, 5/24/11
 Missouri, 5/17/11, 5/25/11 special edition, 6/14/11, 8/23/11
 Montana, 8/16/11
 Nebraska, 8/23/11
 New Hampshire, 9/13/11
 New Jersey, 9/13/11
 New York, 9/13/11, 9/27/11
 North Carolina, 4/26/11, 5/17/11, 9/13/11
 North Dakota, 6/28/11
 Oklahoma, 4/26/11, 5/17/11, 6/14/11
 Pennsylvania, 9/27/11
 Puerto Rico, 9/13/11, 10/25/11
 South Dakota, 8/30/11
 Tennessee, 5/17/11
 Texas, 9/13/11
 Vermont, 6/21/11, 7/19/11, 9/13/11
 Virginia, 11/22/11

District of Columbia, property tax relief, 4/26/11

Donut hole payments

QOTW 1/18/11

Reduce medical expense deductions, 2/15/11

Down payment assistance programs, 10/11/11

E

Economic Recovery Payments, IRS web site issues, 1/11/11

EITC

Due diligence videos, 8/23/11 call-out

Questionable Schedule C income, 3/22/11

Electronic filing mandate and opt-out rules, final regulations, 4/5/11

Employee business expenses, *Hamper* case, 03/29/11

Employee v. independent contractor

Drivers are independent contractors (*FedEx* case), 1/4/11

Voluntary Classification Settlement Program, 10/11/11

Enrolled agent

Application fee reduced, 4/19/11 call-out

Renewals begin, 4/26/11 call-out

Renewals delayed, 4/5/11 call-out

Renewals resumed, 6/7/11 call-out

Equitable innocent spouse relief

IRS will no longer apply two-year limit, 8/2/11

Third circuit (*Mannella* case), 1/25/11

Estate tax

2010 basis allocation form due date extended, 4/5/11

IRS filing/payment relief, 9/27/11

Portability of exclusion, 10/11/11

Reporting options guidance, 8/16/11

F

FBAR

Changes, 3/22/11

Deadline reminder, 6/7/11, 6/28/11

Electronic filing, 7/19/11

Penalty relief for U.S. citizens in Canada, 12/20/11

Revised Form TD F 90-22.1, 4/5/11

FICA/FUTA exceptions for disregarded entities, 11/22/11

First-time homebuyer credit, see "Homebuyer credit"

Florida unemployment tax base, 1/4/11

Foreign accounts, voluntary disclosure program, 2/15/11

Foreign earned income exclusion

Eligibility for cruise ship employee, 6/14/11 QOTW
Time requirement waivers, 3/1/11

Forms

Form TD F 90-22.1 revised, 4/5/11
Form W-12, revised, 11/22/11
Form W-2, health insurance reporting, 4/12/11
Form 656, revised booklet, 4/19/11
Form 1099-OID refund scheme, 3/22/11 call-out, 10/11/11
Form 1099-MISC, expanded reporting repealed, 4/19/11
Form 1099-MISC v. Form 1099-K, 5/17/11
Form 1099-R, not needed for IRA transfers, 3/1/11 call-out
Form 2290, IRS's Trucking Tax Center information, 7/12/11
Form 2848, new international fax number for submitting, 4/5/11 call-out
Form 8332, incorrect use under tie-breaker rule, 2/22/11 QOTW
Form 8821, new international fax number for submitting, 4/5/11 call-out
Form 8939, new basis allocation for 2010, 10/25/11
Schedule C-EZ, available for 2011, 8/16/11 call-out
Schedule D, changes coming for TS12, 4/26/11

FSA/HRA debit card guidance, 1/4/11
FUTA surtax to expire, 6/28/11

G

Gender reassignment surgery, IRS acquiesces in *O'Donnabhain* case, 11/8/11

Georgia

Debit card program, 4/19/11
Incorrect refund deposits withdrawn, 2/8/11

Government contractor withholding repeal, 11/22/11

Gulf oil spill, IRS collection activities resume, 1/25/11

H

Hawaii

Civil unions allowed, 3/29/11
Conformity, 8/23/11
Itemized and standard deduction changes, 8/23/11

Health Coverage Tax Credit changes, 3/15/11

Health insurance, individuals, premium assistance credit modification, 4/19/11

Health insurance premium credit, see "Small employer health insurance premium credit"

Health insurance reporting on Form W-2, 4/12/11

Heavy highway vehicle use tax, 7/12/11, 7/26/11, 10/11/11

HIRE exempt wages and EITC, 1/25/11 QOTW

Homebuyer credit

Disallowed for sham transaction (*Rodriguez* case), 6/21/11
Foreclosures, 3/15/11, 3/22/11 call-out
Form 5405 for home sold at a loss, 3/15/11 QOTW
IRS notice alert, 8/16/11 call-out
IRS repayment notice issues, 2/22/11 call-out
Processing issues and refund delays, 3/15/11, 3/29/11
Scenario clarifications, 4/12/11

Housing Fund Agency, tax treatment of Hardest Hit Fund payments, 3/1/11

HSA, reporting/tax for beneficiaries, 8/16/11 QOTW

Hurricane Irene

Disaster relief, 9/13/11
Emergency declarations, 8/30/11 call-out

I

Identity theft PIN program, 11/8/11

Illinois, guidance on estate, gift, inheritance, and transfer taxes, 5/17/11

Indiana, EITC change, 10/25/11

Information documents, 1099-MISC v. 1099-K, 5/17/11

Iowa retroactive conformity, 8/2/11, 8/16/11

IRAs (also see “Retirement plans”)

RMDs due April 1, 3/29/11 call-out

Rollovers v. transfers (1099-R requirements), 3/1/11 call-out

IRS

Corporate return deadline, 3/15/11

Data book announcement, 3/15/11

Economic Recovery Payments, IRS web site issues, 1/11/11

E-file extension for disaster areas, 10/11/11

E-file mandate and taxpayer opt-out, 1/4/11

Filing season issues, 1/4/11, 1/25/11 call-out, 3/15/11, 3/29/11

Gulf oil spill collection activities resume, 1/25/11

Help for taxpayers with tax liabilities, 3/1/11

Identity theft PINS, 1/18/11 call-out

Nationwide forum announcement, 3/15/11

New mailing addresses, 6/21/11 call-out

New relief proposed for taxpayers with outstanding tax liabilities, 3/1/11

PLR procedures and fees, 1/11/11

Smartphone app, 4/12/11 call-out

Statistics of Information (SOI)

Spring SOI Bulletin released, 6/28/11

Summer SOI Bulletin released, 9/27/11

Truncated SSN pilot program, 4/19/11

Unclaimed refunds, 3/1/11 call-out, 12/6/11

Webinar and phone forum announcements

Business taxes for self-employed, 3/15/11

Collection and bankruptcy, 1/4/11 call-out

EITC due diligence, 12/20/11

Employment tax return examinations, 5/17/11

Employee plans, 2/15/11 call-out

Federal return preparers, 3/15/11

Filing season 2011, 1/4/11 call-out

Fresh start initiative, 8/16/11

Health care reporting on W-2s, 10/11/11 call-out

Records/FOIA, 4/19/11 call-out

Retirement plan participant loans, 8/30/11 call-out

Small business health care credit, 2/8/11 call-out

Illinois

Civil union law, 7/12/11

Education expense publication, 4/5/11

Tax increase, 1/25/11, 2/22/11

Use tax, 2/8/11

Income from illegal activities (marijuana), 2/15/11 QOTW

Income in respect of a decedent (IRD), proper reporting, 4/5/11 QOTW

Itemized deductions, paid by parent and deductible by child (*Lang* case), 1/18/11

ITINs

Application process with POA, 11/8/11

New ranges available, 6/7/11

J

Japan earthquake and tsunami disaster declaration, 4/5/11

Joplin tornado, additional IRS relief, 5/25/11 special edition

K

Kansas, rural credit, 4/19/11

Kentucky, new form for passthrough entity estimated payments, 10/11/11

Kiddie tax, treatment of student's unemployment compensation income, 2/8/11 QOTW

L

Lactation supplies, 2/15/11

Lifetime learning credit, not available for licensed but unaccredited school, 3/1/11 QOTW

Louisiana

- Education deduction reminder, 2/15/11
- NOL guidance, 1/4/11
- Sales and use tax holiday, 5/17/11

M

- Maine, enacts tax cuts, 6/28/11
- Making Work Pay Credit, reminder, 1/25/11 call out
- Medical resident FICA exception (*Mayo*, Supreme Court resolution), 1/18/11
- Medical expenses
 - Lactation supplies, 2/15/11
 - Transportation expense for parents, 4/26/11 QOTW
- Medicare B premiums, allowed for SE health insurance, 2/22/11
- Medicare D rebate checks, 1/18/11 QOTW
- Medicare tax on net investment income, 6/28/11
- Michigan
 - Michigan Business Tax extension, 5/17/11
 - Michigan Supreme Court to issue advisory opinion on taxability of pensions, 6/21/11
 - Tax amnesty, 4/26/11
 - Tax overhaul, 6/7/11, 8/16/11
- Military Spouse Residency Relief Act (MSRRA), payment deadline extended, 4/19/11
- Minnesota
 - Conformity changes, 8/16/11, 9/27/11
 - Government shutdown plans announced, 6/28/11
 - Minnesota-Wisconsin reciprocity agreement ended, 2/8/11
- Mortgage interest, Schedule A reporting, 7/26/11 QOTW

N

- Nebraska, AMT calculations, 5/17/11
- New Hampshire, new business and estimated tax forms, 1/18/11
- New hire retention credit, 10/25/11 QOTW
- New York
 - Amnesty (settlement program hardship eligibility), 10/11/11
 - Extensions, 12/20/11
 - Railroad maintenance workers (advisory opinion), 11/22/11
 - Same-sex marriage allowed, 6/28/11
 - Same-sex marriage guidance, 8/16/11
 - Snow storm filing relief, 11/8/11
 - Tax reform, 12/20/11
- Nominee interest payment, 4/19/11, QOTW
- Nonbusiness energy property credit, TRA 2010 clarification, 1/4/10
- North Carolina
 - Accepting returns in anticipation of conformity, 3/1/11
 - Disaster relief, 4/26/11
 - Estate tax, 9/27/11
- North Dakota, personal and corporate tax changes, 5/17/11

O

- Offer-in-compromise forms revised, 4/19/11
- Offshore Voluntary Disclosure Initiative, 6/7/11
- Ohio conformity, 3/15/11
- Oregon
 - Conformity issues, 1/25/11, 3/15/11
 - Estate tax, 9/27/11
- Original Issue Discount (OID) refund scheme, 10/11/11

P

- Patient Protection and Affordable Care Act
 - Medicare tax on net investment income, 6/28/11
 - Premium tax credit household MAGI definition change, 11/22/11

Payroll tax cut, 1/4/11
 Per diem, high-low method
 Discontinued, 7/26/11
 Reversal of decision, 10/11/11
 Plug-in electric vehicles, 1/11/11 QOTW, 11/22/11 QOTW
 Ponzi scheme guidance update, 12/6/11
 Power-of-attorney
 New fax number for forms, 4/5/11 call-out
 Revisions to Form 2848, 12/20/11
 Premium tax credit, household MAGI definition change, 11/22/11
 Preparer regulations
 Circular 230
 Final regulations issued, 6/7/11 call-out
 Revisions; RTRPs added, 7/12/11
 Preparers don't follow PTIN rules, 7/19/11
 Prometric wins RTRP exam contract, 5/17/11 call-out
 PTIN application renewal (Form W-12), 11/22/11
 PTIN guidance, interim rules for provisional PTIN holders, 1/4/11
 PTIN relief, 2/8/11 call-out
 PTIN renewal announcement, 6/21/11 call-out, 7/12/11 call-out, 10/25/11
 RTRP exam fee, 11/22/11 alert
 RTRP exam information, 12/6/11
 Puerto Rico
 New certification of birth certificates, 1/18/11
 Tax update, 3/22/11

Q**QOTW**

Adoption year and dependency exemption, 6/7/11
 Allocated tips, 6/21/11
 Cancellation of debt insolvency exclusion, 7/19/11
 Child exemption, correct/incorrect use of Form 8332, 2/22/11
 Child and dependent care expenses, summer camp, 6/28/11
 Clergy's incorrect FICA/Medicare withholding, 3/29/11
 COBRA assistance premium recapture, 8/2/11
 Dependency exemption for disabled uncle, 8/23/11
 Direct deposit, bank reject, 4/12/11
 Donut-hole payments (Medicare D rebate checks), 1/18/11
 Charitable donations of food and household products, 9/27/11
 Common law marriage, 1/4/11
 Education credit not available for licensed but unaccredited school, 3/1/11
 Foreign earned income exclusion for cruise ship employee, 6/14/11
 HIRE exempt wages and EITC, 1/25/11
 HSA beneficiary reporting/tax, 8/16/11
 Homebuyer credit, Form 5405 for home sold at a loss, 3/15/11
 Income from illegal activities (marijuana), 2/15/11
 Income in respect of a decedent, proper reporting, 4/5/11
 Medical expense of transporting parents, 4/26/11
 Mortgage interest reporting, 7/28/11
 New hire retention credit, 10/25/11
 Nominee interest, 4/19/11
 Plug-in electric vehicles, 1/11/11, 11/22/11
 Real estate professional, 3/22/11
 Residence sale, non-qualified use, 8/30/11
 Retirement plan, age 55 penalty exception, 10/11/11
 Schedule C for sole proprietor with more than one business, 7/12/11
 Tie-breaker rules for unmarried parents, 5/17/11
 Trust Fund Recovery Penalty, 5/24/11
 Unemployment compensation treatment for students, 2/8/11
 Wash sale rules, 11/8/11

Qualified joint ventures, check-box change, 7/12/11

R

Rates

- Employer-provided vehicles (cents-per-mile), 2/8/11
- HSAs 2012, 5/24/11
- Inflation adjustments for 2011, 1/4/11
- Inflation adjustments for 2012, 10/25/11
- Interest rates, 2nd quarter 2/22/11, 3rd quarter 5/24/11, 4th quarter 8/23/11, 1st quarter 2012 12/6/11
- IRS to discontinue high-low substantiation method, 7/26/11
- Pension amounts 2012, 10/25/11
- Per diem rates, 5/17/11, 10/11/11
- PLR procedures and fees, 1/11/11
- Social security update, 10/25/11
- Standard mileage rates increase for second half of 2011, 6/28/11
- Standard mileage rates 2012, 12/20/11

Real estate professionals

- Aggregating activities, 6/7/11
- Loss deduction purposes, 3/22/11 QOTW

Refund scheme, 1099-OID, 3/22/11

Registered domestic partners (also see “Same-sex marriages”)

- Clarification of 2010 rules, 1/4/11 call-out
- Filing instructions for CA, NV, WA, 3/15/11
- IRS guidance for CA, NV, WA, 2/22/11
- IRS FAQs, 9/27/11

Rental property owners, new 1099 requirement, 1/25/11

Representation, focus group at forums, 7/26/11

Residence sale, nonqualified use, 8/30/11 QOTW

Retirement plans (also see “IRAs”)

- Age 55 penalty exception, 10/11/11
- In-plan Roth rollovers, 1/18/11
- Pension plan limitations for 2012, 10/25/11
- RMDs due April 1, 3/29/11 call-out
- SEP/SIMPLE IRA plan contributions, 12/6/11

Rhode Island, FAQs on tax overhaul, 8/16/11

S

Same-sex marriages (also see “Registered domestic partners”)

- DOMA challenges, 3/1/11

Schedule C for sole proprietor with more than one business, 7/12/11 QOTW

Section 179 deduction, 2/15/11

Self-employed health insurance deduction, Medicare B premiums allowed, 2/22/11

Small employer health insurance premium credit

- Additional guidance, 1/11/11
- FTE employee calculation, 2/15/11

Social security numbers, stolen or misappropriated, 6/7/11

Social security update 2012, 10/25/11

Statistics of Income (SOI), 12/20/11

Survivor, Richard Hatch update, 3/22/11

SUVs, full write-off, 2/8/11

T

Tax-exempt organizations

- Form 990/990-N threshold changes, 1/25/11
- Loss of tax-exempt status, 6/14/11

Tax home for merchant mariner (*Glover* case), 10/25/11

Taxpayer Assistance Order, final regulations, 4/19/11

Tax Relief Act of 2010

- Clarifications of AOC and Nonbusiness energy property credit, 1/4/11

- Payroll tax cut and withholding changes for 2011, 1/4/11
- Tie-breaker rules, unmarried parents, 5/17/11 QOTW
- Tip income, reporting allocated tips, 6/21/11
- Travel/transportation expenses, not deductible for contractor (*Bogue* case), 11/22/11
- Three Percent Withholding Repeal and Job Creation Act of 2011, 11/22/11
- Tribal governments, employment tax publication, 4/5/11
- Trust Fund Recovery Penalty, 5/24/11 QOTW

U

- Unclaimed refunds, 3/1/11 call-out
- U.S. Virgin Islands, e-file block, 2/22/11 call-out

V

- Virgin Islands, see "U.S. Virgin Islands"
- Virginia

- Conformity, 3/15/11
 - Disaster relief, 4/26/11
 - Telework credit for employers, 4/5/11

- Voluntary Classification Settlement Program, 10/11/11
- Voluntary disclosure program for foreign accounts, 2/15/11

W

- Wash sale rules, 11/8/11 QOTW
- Washington, tax amnesty, 1/4/11
- Washington DC, see "District of Columbia"
- West Virginia e-file mandate, 5/24/11
- Wisconsin
 - Child and dependent care deduction, 12/20/11
 - Wisconsin-Minnesota reciprocity agreement ended, 2/8/11
- WOTC, expanded for veterans, 11/22/11

XYZ