

2017 EDITION

McGraw-Hill's
TAXATION *of* **INDIVIDUALS**
AND BUSINESS ENTITIES

SPIPKER • AYERS • BARRICK • OUTSLAY • ROBINSON • WEAVER • WORSHAM



McGraw–Hill’s

Taxation of Individuals and Business Entities

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McGRAW-HILL'S TAXATION OF INDIVIDUALS AND BUSINESS ENTITIES, 2017 EDITION, EIGHTH EDITION

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Dedications

We dedicate this book to:

My children, Braxton, Cameron, Ethan, and Lauren, and to my parents, Ray and Janet. Last but not least, to my wife, Kim, for allowing me to take up valuable kitchen space while I was working on the project. I love you all.

Brian Spilker

My wife, Marilyn, daughters Margaret Lindley and Georgia, son Benjamin, and parents Bill and Linda.

Ben Ayers

My wife, Jill, and my children Annika, Corinne, Lina, Mitch, and Connor.

John Barrick

My family, Jane, Mark, Sarah, Chloe, Lily, and Jeff, and to Professor James E. Wheeler, my mentor and friend.

Ed Outslay

JES, Tommy, and Laura.

John Robinson

My family, Dan, Travis, Alix, and Alan.

Connie Weaver

My wife, Anne, sons Matthew and Daniel, and daughters Whitney and Hayley.

Ron Worsham

About the Authors

Brian Spilker (PhD, University of Texas at Austin, 1993) is the Robert Call/Deloitte Professor in the School of Accountancy at Brigham Young University. He teaches taxation in the graduate and undergraduate programs at Brigham Young University. He received both BS (Summa Cum Laude) and MAcc (tax emphasis) degrees from Brigham Young University before working as a tax consultant for Arthur Young & Co. (now Ernst & Young). After his professional work experience, Brian earned his PhD at the University of Texas at Austin. In 1996, he was selected as one of two nationwide recipients of the Price Waterhouse Fellowship in Tax Award. In 1998, he was a winner of the American Taxation Association and Arthur Andersen Teaching Innovation Award for his work in the classroom; he has also been awarded for his use of technology in the classroom at Brigham Young University. Brian researches issues relating to tax information search and professional tax judgment. His research has been published in journals such as *The Accounting Review*, *Organizational Behavior and Human Decision Processes*, *Journal of the American Taxation Association*, *Behavioral Research in Accounting*, *Journal of Accounting Education*, *Journal of Corporate Taxation*, and *Journal of Accountancy*.



Ben Ayers (PhD, University of Texas at Austin, 1996) holds the Earl Davis Chair in Taxation and is the dean of the Terry College of Business at the University of Georgia. He received a PhD from the University of Texas at Austin and an MTA and BS from the University of Alabama. Prior to entering the PhD program at the University of Texas, Ben was a tax manager at KPMG in Tampa, Florida, and a contract manager with Complete Health, Inc., in Birmingham, Alabama.



Ben teaches tax planning and research courses in the undergraduate and graduate programs at the University of Georgia. He is the recipient of 11 teaching awards at the school, college, and university levels, including the Richard B. Russell Undergraduate Teaching Award, the highest teaching honor for University of Georgia junior faculty members. His research interests include the effects of taxation on firm structure, mergers and acquisitions, and capital markets and the effects of accounting information on security returns. He has published articles in journals such as the *Accounting Review*, *Journal of Finance*, *Journal of Accounting and Economics*, *Contemporary Accounting Research*, *Review of Accounting Studies*, *Journal of Law and Economics*, *Journal of the American Taxation Association*, and *National Tax Journal*. Ben was the 1997 recipient of the American Accounting Association's Competitive Manuscript Award and the 2003 and 2008 recipient of the American Taxation Association's Outstanding Manuscript Award.



John Barrick (PhD, University of Nebraska at Lincoln, 1998) is currently an associate professor in the Marriott School at Brigham Young University. He served as an accountant at the United States Congress Joint Committee on Taxation for the 110th and 111th Congresses. He teaches taxation in the graduate and undergraduate programs at Brigham Young University. He received both BS and MAcc (tax emphasis) degrees from Brigham Young University before working as a tax consultant for Price Waterhouse (now PricewaterhouseCoopers). After his professional work experience, John earned his PhD at the University of Nebraska at Lincoln. He was the 1998 recipient of the American Accounting Association, Accounting, Behavior, and Organization Section's Outstanding Dissertation Award. John researches issues relating to professional tax judgment and tax information search. His research has been published in journals such as *Organizational Behavior and Human Decision Processes*, *Contemporary Accounting Research*, and *Journal of the American Taxation Association*.



Ed Outslay (PhD, University of Michigan, 1981) is a professor of accounting and the Deloitte/Michael Licata Endowed Professor of Taxation in the Department of Accounting and Information Systems at Michigan State University, where he has taught since 1981. He received a BA from Furman University in 1974 and an MBA and PhD from the University of Michigan in 1977 and 1981. Ed currently teaches graduate classes in corporate taxation, multiunit enterprises, accounting for income taxes, and international taxation. In February 2003, Ed testified before the Senate Finance Committee on the Joint Committee on Taxation's Report on Enron Corporation. MSU has honored Ed with the Presidential Award for Outstanding Community Service, Distinguished Faculty Award, John D. Withrow Teacher-Scholar Award, Roland H. Salmonson Outstanding Teaching Award, Senior Class Council Distinguished Faculty Award, MSU Teacher-Scholar Award, and MSU's 1st Annual Curricular Service-Learning and Civic Engagement Award in 2008. Ed received the Ray M. Sommerfeld Outstanding Tax Educator Award in 2004 and the lifetime Service Award in 2013 from the American Taxation Association. He has also received the ATA Outstanding Manuscript Award twice, the ATA/Deloitte Teaching Innovations Award, and the 2004 Distinguished Achievement in Accounting Education Award from the Michigan Association of CPAs. Ed has been recognized for his community service by the Greater Lansing Chapter of the Association of Government Accountants, the City of East Lansing (Crystal Award), and the East Lansing Education Foundation. He received a National Assistant Coach of the Year Award in 2003 from AFLAC and was named an Assistant High School Baseball Coach of the Year in 2002 by the Michigan High School Baseball Coaches Association.

John Robinson (PhD, University of Michigan, 1981) is the Patricia '77 and Grant E. Sims '77 Eminent Scholar Chair in Business. Prior to joining the faculty at Texas A&M, John was the C. Aubrey Smith Professor of Accounting at the University of Texas at Austin, Texas, and he taught at The University of Kansas where he was The Arthur Young Faculty Scholar. In 2009-2010 John served as the Academic Fellow in the Division of Corporation Finance at the Securities and Exchange Commission. He is the recipient of the Henry A. Bubb Award for outstanding teaching, the Texas Blazer's Faculty Excellence Award, and the MPA Council Outstanding Professor Award. John also received the 2012 Outstanding Service Award from the American Taxation Association (ATA). John served as the 2014-2015 -President (elect) of the ATA and is the ATA's president for 2015-2016. John conducts research in a broad variety of topics involving financial accounting, mergers and acquisitions, and the influence of taxes on financial structures and performance. His scholarly articles have appeared in *The Accounting Review*, *The Journal of Accounting and Economics*, *Journal of Finance*, *National Tax Journal*, *Journal of Law and Economics*, *Journal of the American Taxation Association*, *The Journal of the American Bar Association*, and *The Journal of Taxation*. John's research was honored with the 2003 and 2008 ATA Outstanding Manuscript Awards. In addition, John was the editor of *The Journal of the American Taxation Association* from 2002 through 2005. Professor Robinson received his J.D. (*Cum Laude*) from The University of Michigan in 1979, and he earned a PhD in accounting from The University of Michigan in 1981. John teaches courses on individual and corporate taxation and advanced accounting.



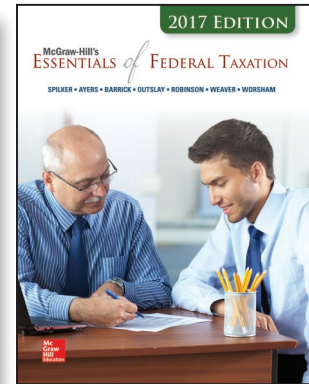
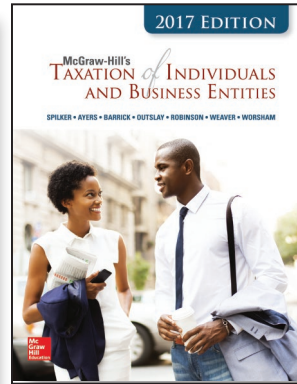
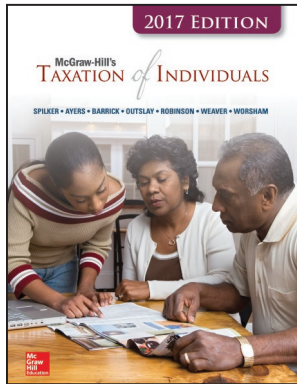
Connie Weaver (PhD, Arizona State University, 1997) is the KPMG Professor of Accounting at Texas A&M University. She received a PhD from Arizona State University, an MPA from the University of Texas at Arlington, and a BS (chemical engineering) from the University of Texas at Austin. Prior to entering the PhD Program, Connie was a tax manager at Ernst & Young in Dallas, Texas, where she became licensed to practice as a CPA. She teaches taxation in the graduate and undergraduate programs at Texas A&M University. She has also taught undergraduate and graduate students at the University of Wisconsin-Madison and the University of Texas at Austin. She is the recipient of several teaching awards including the 2006 American Taxation Association/Deloitte Teaching Innovations, the David and Denise Baggett Teaching, and Association of Former Students Distinguished Achievement awards recognizing innovation in teaching taxation. Connie's current research interests include the effects of tax and financial incentives on corporate decisions and reporting. She has published articles in journals such as the *Accounting Review*, *Contemporary Accounting Research*, *Journal of the American Taxation Association*, *Accounting Horizons*, *Journal of Corporate Finance*, and *Tax Notes*. She serves on the editorial board of *Contemporary Accounting Research* and *Issues in Accounting Education* and was the 1998 recipient of the American Taxation Association/Price Waterhouse Outstanding Dissertation award.



Ron Worsham (PhD, University of Florida, 1994) is an associate professor in the School of Accountancy at Brigham Young University. He teaches taxation in the graduate, undergraduate, MBA, and Executive MBA programs at Brigham Young University. He has also taught as a visiting professor at the University of Chicago. He received both BS and MAcc (tax emphasis) degrees from Brigham Young University before working as a tax consultant for Arthur Young & Co. (now Ernst & Young) in Dallas, Texas. While in Texas, he became licensed to practice as a CPA. After his professional work experience, Ron earned his PhD at the University of Florida. He has been honored for outstanding innovation in the classroom at Brigham Young University. Ron has published academic research in the areas of taxpayer compliance and professional tax judgment. He has also published legal research in a variety of areas. His work has been published in journals such as *Journal of the American Taxation Association*, *The Journal of International Taxation*, *The Tax Executive*, *Journal of Accountancy*, and *Practical Tax Strategies*.



TEACHING THE CODE IN CONTEXT



*The basic approach to teaching taxation hasn't changed in decades. **Today's student deserves a new approach.** McGraw-Hill's Taxation of Individuals and Business Entities is a bold and innovative series that has been adopted by over 300 schools across the country.*

McGraw-Hill's Taxation is designed to provide a unique, innovative, and engaging learning experience for students studying taxation. The breadth of the topical coverage, **the storyline approach to presenting the material**, the emphasis on the tax and nontax consequences of multiple parties involved in transactions, and the integration of financial and tax accounting topics make this book ideal for the modern tax curriculum.

"This is the best tax book on the market. It's very readable, student-friendly, and provides great supplements."

– Ann Esarco,
McHenry County College

"A lot of thought and planning went into the structure and content of the text, and a great product was achieved. **One of the most unique and helpful features is the common storyline** throughout each chapter."

– Raymond J. Shaffer,
Youngstown State University

Since the first manuscript was written in 2005, 400 professors have contributed 441 book reviews, in addition to 23 focus groups and symposia. Throughout this preface, their comments on the book's organization, pedagogy, and unique features are a testament to the **market-driven nature of Taxation's development.**

"The Spilker text, in many ways, is a more logical approach than any other tax textbook. **The text makes great use of the latest learning technologies through Connect and LearnSmart.**"

– Ray Rodriguez, Southern Illinois University–Carbondale

A MODERN APPROACH FOR TODAY'S STUDENT

"This text provides a new approach to the teaching of the technical material. The style of the text material is easier to read and understand. The examples and storyline are interesting and informative. The arrangement makes more sense in the understanding of related topics."

– Robert Bertucelli, Long Island University–Post

Spilker's taxation series was built around the following five core precepts:

1 Storyline Approach: Each chapter begins with a storyline that introduces a set of characters or a business entity facing specific tax-related situations. Each chapter's examples are related to the storyline, providing students with opportunities to **learn the code in context**.

2 Conversational Writing Style: The authors took special care to write *McGraw-Hill's Taxation* that fosters a friendly dialogue between the content and each individual student. The tone of the presentation is intentionally conversational—creating the impression of **speaking with the student**, as opposed to *lecturing to* the student.

3 Superior Organization of Related Topics: *McGraw-Hill's Taxation* takes a fresh approach to taxation by providing two alternative topic sequences. In the *McGraw-Hill's Taxation of Individuals and Business Entities*, topics are grouped in **theme chapters**, including separate chapters on home ownership, compensation, investments, and retirement savings and deferred compensation. However, in the *Essentials of Federal Taxation*, topics follow a more traditional sequence with topics presented in a life-cycle approach.

"I believe it **breaks down complex topics in a way that's easy to understand**. Definitely easier than other tax textbooks that I've had experience with."

– Jacob Gatlin, Athens State University

4 Real-World Focus: Students learn best when they see how concepts are applied in the real world. For that reason, real-world examples and articles are included in **"Taxes in the Real World"** boxes throughout the book. These vignettes demonstrate current issues in taxation and show the relevance of tax issues in all areas of business.

5 Integrated Examples: The examples used throughout the chapter relate directly to the storyline presented at the beginning of each chapter, so students become familiar with one set of facts and learn how to apply those facts to different scenarios. In addition to providing in-context examples, we provide **"What if"** scenarios within many examples to **illustrate how variations in the facts might or might not change the answers**.

"Excellent text; love the story line approach and integrated examples. It's easy to read and understand explanations. The language of the text is very clear and straightforward."

– Sandra Owen, Indiana University–Bloomington

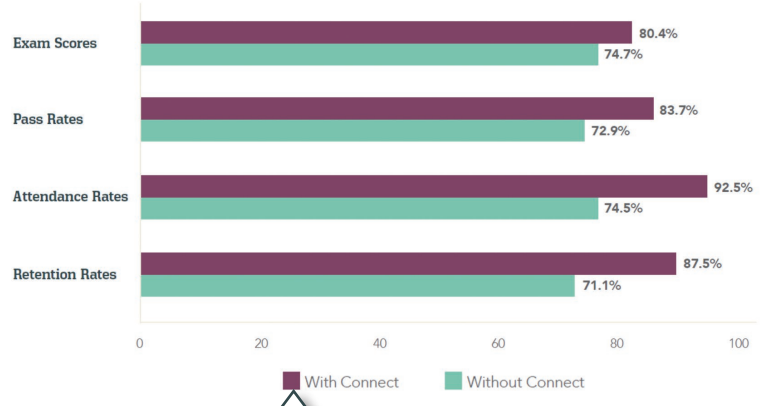


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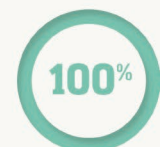
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Hill
Education

*Findings based on a 2015 focus group survey at Pellissippi State Community College administered by McGraw-Hill Education

ONLINE ASSIGNMENTS

Connect helps students learn more efficiently by providing feedback and practice material when they need it, where they need it. Connect grades homework automatically and gives immediate feedback on any questions students may have missed. The extensive assignable, gradable end-of-chapter content includes a general journal application that looks and feels more like what you would find in a general ledger software package. Also, select questions have been redesigned to test students' knowledge more fully. They now include tables for students to work through rather than requiring that all calculations be done offline.

Through November, Tex has received gross income of \$120,000. For December, Tex is considering whether to accept one more work engagement for the year. Engagement 1 will generate \$7,000 of revenue at a cost of \$4,000, which is deductible for AGI. In contrast, engagement 2 will generate \$7,000 of revenue at a cost of \$3,000, which is deductible as an itemized deduction. Tex files as a single taxpayer. (use the [tax rate schedules](#).)

- a. Calculate Tex's taxable income assuming he chooses engagement 1 and assuming he chooses engagement 2. Assume he has no itemized deductions other than those generated by engagement 2.

Description	Engagement 1	Engagement 2
(1) Gross income before new work engagement	\$ 120,000	\$ 120,000
(2) Income from engagement	7,000	7,000
(3) Additional for AGI deduction	(4,000)	
(4) Adjusted gross income	\$ 123,000	\$ 127,000
(5) Greater		
(6) Greater of itemized deductions or standard deduction		

End-of-chapter questions in Connect include:

- Discussion Questions
- Problems
- Comprehensive Problems (**Available in the Tax Form Simulation!**)

NEW! Tax Form Simulation

New auto-graded **Tax Form Simulation** provides a much-improved student experience when solving the tax-form based problems. The tax form simulation allows students to apply tax concepts by completing the actual tax forms online with automatic feedback and grading for both students and instructors.

The image shows a digital representation of a 2015 Form 1040. The form is titled "Form 1040 Department of the Treasury—Internal Revenue Service (99) U.S. Individual Income Tax Return 2015". It includes fields for the taxpayer's name (Marc), social security number (111-22-3333), spouse's social security number (222-33-4444), and address (19010 N.W. 135th Street, Miami, FL 33054). The filing status is set to "Married filing jointly".

NEW! Guided Examples

The Guided Examples in Connect provide a narrated, animated, step-by-step walk-through of select problems similar to those assigned. These short presentations can be turned on or off by instructors and provide reinforcement when students need it most.

The screenshot displays a guided example for a cash dividend. It includes a text box with the following information:

March 15 Eagle Corporation declares a quarterly cash dividend of \$0.05 per share payable on April 13 to all stockholders of record on March 30. 100 million shares are outstanding.

Below this is a calculation box: $\text{Cash Dividend} = 100,000,000 \text{ shares} \times \$0.05 \text{ per share} = \$5,000,000$

The main part of the screenshot is a T-account table with the following entries:

	Debit	Credit
<u>March 15</u>		
Dividends	5,000,000	
Dividends Payable		5,000,000
(Declare cash dividends)		
<u>March 30</u>		
No Entry		
<u>April 13</u>		
Dividends Payable	5,000,000	
Cash		5,000,000
(Pay cash dividends)		

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TaxACT®

TaxAct Professional McGraw-Hill's Taxation can be packaged with tax software from TaxACT, one of the leading preparation software companies in the market today. The 2016 edition includes availability of both Individuals and Business Entities software, including the 1040 forms and TaxACT Preparer's Business 3-Pack (with Forms 1065, 1120, and 1120S).

A STORYLINE APPROACH THAT WILL RESONATE WITH STUDENTS



© Image Source

Storyline Summary

Taxpayers: Courtney Wilson, age 40, Courtney's mother Dorothy "Gram" Weis, age 70

Family description: Courtney is divorced with a son, Deron, age 10, and a daughter, Ellen, age 20. Gram is currently residing with Courtney.

Location: Kansas City, Missouri

Employment status: Courtney works as an architect for EWD. Gram is retired.

Filing status: Courtney is head of household. Gram is single.

Current situation: Courtney and Gram have computed their taxable income. Now they are trying to determine their tax liability, tax refund or additional taxes due, and whether they owe any payment-related penalties.

Courtney has already determined her taxable income. Now she's working on computing her tax liability. She knows she owes a significant amount of regular income tax on her employment and business activities. However, she's not sure how to compute the tax on the qualified dividends she received from General Electric. Courtney is worried that she may be subject to the alternative minimum tax this year because she's heard that an increasing number of taxpayers in her income range must pay the tax. Finally, Courtney knows she owes some self-employment taxes on her business income. Courtney would like to determine whether she is eligible to claim any tax credits such as the child tax credit for her two children and education credits because she paid for a portion of her daughter Ellen's tuition at the University of Missouri-Kansas

paid enough in taxes during the year to avoid underpayment penalties. She's planning on filing her tax return and paying her taxes on time.

Gram's tax situation is much more straightforward. She needs to determine the regular income tax on her taxable income. Her income is so low she knows she need not worry about the alternative minimum tax, and she believes she doesn't owe any self-employment tax. Gram didn't prepay any taxes this year, so she is concerned that she might be required to pay an underpayment penalty. She also expects to file her tax return and pay her

Each chapter begins with a storyline that introduces a set of characters facing specific tax-related situations. This revolutionary approach to teaching tax emphasizes real people facing real tax dilemmas. Students learn to apply practical tax information to specific business and personal situations. The characters are brought further to life.

"The text provides very useful tools that students can read and understand, making it easier to **break the myth that 'tax is hard.'**"

– Daniel Hoops, Walsh College

"I **absolutely love this textbook.** This textbook makes my job of teaching so much easier."

– Chuck Pier, Angelo State University

Examples

Examples are the cornerstone of any textbook covering taxation. For this reason, *McGraw-Hill's Taxation* authors took special care to create clear and helpful examples that relate to the storyline of the chapter. Students learn to refer to the facts presented in the storyline and apply them to other scenarios—in this way, they build a greater base of knowledge through application. Many examples also include "What if?" scenarios that add more complexity to the example or explore related tax concepts.

"The **case study approach is excellent** as you follow the taxpayers through the chapters."

– Irwin Uhr, Hunter College

Example 2-1

Bill and Mercedes file their 2012 federal tax return on September 6, 2013, after receiving an automatic extension to file their return by October 16, 2013 (October 15 was a Sunday). In 2016, the IRS selects their 2012 tax return for audit. When does the statute of limitations end for Bill and Mercedes's 2012 tax return?

Answer: Assuming the six-year and "unlimited" statute of limitation rules do not apply, the statute of limitations ends on September 6, 2016 (three years after the later of the actual filing date and the original due date).

What if: When would the statute of limitations end for Bill and Mercedes for their 2012 tax return if the couple filed the return on March 22, 2013 (before the original due date of April 15, 2013)?

Answer: In this scenario the statute of limitations would end on April 15, 2016, because the later of the actual filing date and the original due date is April 15, 2013.

THE PEDAGOGY YOUR STUDENTS NEED TO PUT THE CODE IN CONTEXT

Taxes in the Real World

Taxes in the Real World are short boxes used throughout the book to demonstrate the real-world use of tax concepts. Current articles on tax issues, real-world application of chapter-specific tax rules, and short vignettes on popular news about tax are some of the issues covered in Taxes in the Real World boxes.

“The Spilker text makes tax easy for students to understand. It integrates great real-world examples so students can see how topics will be applied in practice. The integration of the tax form and exhibits of the tax forms in the text are outstanding.”

– Kristen Bigbee, Texas Tech University

TAXES IN THE REAL WORLD Republicans vs. Democrats

We often boil down the tax policy of our major political parties into its simplest form: Democrats raise taxes to fund social programs, and Republicans lower taxes to benefit big businesses and the wealthy. Both ideas simplify the policy of each party, yet both ideas are essentially true.

Whether you agree with more government spending or tax breaks for corporations, each party's agenda will affect your taxes.

Political Ideology: Republican

“We believe government should tax only to raise money for its essential functions.” The Republicans state their case plainly on the Republican National Convention website. That is, Republicans believe government should spend money only to enforce contracts, maintain basic infrastructure and national security, and protect citizens against criminals.

The literature of the House Republican Conference goes on to illuminate the role of the government and how tax policies affect individuals: “The money the government spends does not belong to the government; it belongs to the taxpayers who earned it. Republicans believe Americans deserve to keep more of their own money to save and invest for the future, and low tax policies help drive a strong and healthy economy.”

Tax relief is the Republican route to growing the economy. A Republican government would reduce taxes for businesses to allow businesses to grow and thus hire more employees.

Republicans also seek to limit income taxes for individuals so that people can hold on to more disposable income, which they can then spend, save, or invest.

Political Ideology: Democrat

The tax policy for the Democratic Party calls for raising certain taxes to provide money for government spending, which in turn generates business. The party platform asserts that government spending provides “good jobs and will help the economy today.”

Many Democrats are adherents to Keynesian economics, or aggregate demand, which holds that when the government funds programs, those programs pump new money into the economy. Keynesians believe that prices tend to stay relatively stable and therefore any kind of spending, whether by consumers or the government, will grow the economy.

Like the Republicans, Democrats believe the government should subsidize vital services that keep cities, states, and the country running: infrastructure such as road and bridge maintenance and repairs for schools. Democrats also call for tax cuts for the middle class. But who benefits most under each platform? The conventional wisdom is that corporations and the wealthy will benefit more with a Republican tax policy, while small businesses and middle-class households will benefit from a Democratic tax policy.

Source: <http://www.investopedia.com/articles/economics/09/us-parties-republican-democrat-taxes.asp>

The Key Facts

Marginal Key Facts provide quick synopses of the critical pieces of information presented throughout each chapter.

(3) Taxable income before additional \$60,000 of tax deductions	\$160,000.00	(\$100,000 – \$75,300). Example 1-3.
(4) Tax on \$160,000 taxable income	\$ 31,785.50	Example 1-3.
Marginal tax rate on additional \$60,000 of tax deductions	25.41%	$\frac{\Delta \text{Tax}}{\Delta \text{Taxable income}} = \frac{[(2) - (4)]}{[(1) - (3)]}$

Bill and Mercedes's marginal tax rate on \$60,000 of additional deductions (25.41 percent) differs

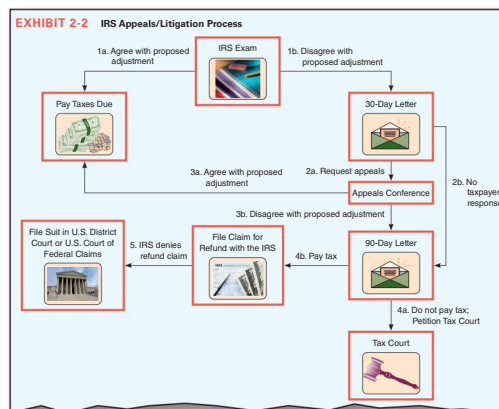
THE KEY FACTS

Different Ways to Measure Tax Rates

- Marginal tax rate
- The tax that applies to next increment of income or deduction.
- $$= \frac{\Delta \text{Tax}}{\Delta \text{Taxable income}}$$

Exhibits

Today's students are visual learners, and *McGraw-Hill's Taxation* delivers by making appropriate use of charts, diagrams, and tabular demonstrations of key material.



“A good textbook that uses great examples throughout the chapters to give a student an understanding of the tax theory and how it applies to the taxpayers.”

– Jennifer Wright, Drexel University

“Spilker's use of examples immediately following the concept is a great way to reinforce the concepts.”

– Karen Wisniewski, County College of Morris

PRACTICE MAKES PERFECT WITH A ...

Summary

LO 2-1 Identify the filing requirements for income tax returns and the statute of limitations for assessment.

- All corporations must file a tax return annually regardless of their taxable income. Estates and trusts are required to file annual income tax returns if their gross income exceeds \$600. The filing requirements for individual taxpayers depend on the taxpayer's filing status, age, and gross income.
- Individual and C corporation tax returns (except for C corporations with a June 30 year-end) are due on the fifteenth day of the fourth month following year-end. For C corporations with a June 30 year-end, partnerships and S corporations, tax returns must be filed by the fifteenth day of the third month following the entity's fiscal year-end. Any taxpayer unable to file a tax return by the original due date can request an extension to file.
- For both amended tax returns filed by a taxpayer and proposed tax assessments by the IRS, the statute of limitations generally ends three years from the *later* of (1) the date the tax return was actually filed or (2) the tax return's original due date.

LO 2-2 Outline the IRS audit process, how returns are selected, the different types of audits, and what happens after the audit.

Summary

A unique feature of *McGraw-Hill's Taxation* is the end-of-chapter summary organized around learning objectives. Each objective has a brief, bullet-point summary that covers the major topics and concepts for that chapter, including references to critical exhibits and examples.

All end-of-chapter material is tied to learning objectives:

Learning Objectives

Upon completing this chapter, you should be able to:

- LO 2-1** Identify the filing requirements for income tax returns and the statute of limitations for assessment.
- LO 2-2** Outline the IRS audit process, how returns are selected, the different types of audits, and what happens after the audit.
- LO 2-3** Evaluate the relative weights of the various tax law sources.
- LO 2-4** Describe the legislative process as it pertains to taxation.
- LO 2-5** Perform the basic steps in tax research and evaluate various tax law sources when faced with ambiguous statutes.
- LO 2-6** Describe tax professional responsibilities in providing tax advice.
- LO 2-7** Identify taxpayer and tax professional penalties.

"You can tell the authors of this textbook are still in the classroom and responsible for the day-to-day education of accounting students.

Examples are representative of the end-of-chapter problems, and the end-of-chapter summary is an excellent study tool."

– Debra Petrizzo, Franklin University

DISCUSSION QUESTIONS



All applicable Discussion Questions are available with *Connect*®.

- LO 2-1** 1. Name three factors that determine whether a taxpayer is required to file a tax return.
- LO 2-1** 2. Benita is concerned that she will not be able to complete her tax return by April 15. Can she request an extension to file her return? By what date must she do so? Assuming she requests an extension, what is the latest date that she could file her return this year without penalty?
- LO 2-1** 3. Agua Linda Inc. is a calendar-year corporation. What is the original due date for the corporate tax return? What happens if the original due date falls on a Saturday?

Discussion Questions


Discussion questions, now available in *Connect*, are provided for each of the major concepts in each chapter, providing students with an opportunity to review key parts of the chapter and answer evocative questions about what they have learned.

"This is a very readable text. **Students will understand it on their own**, generally, freeing more class time for application, practice, and student questions."

– Valrie Chambers,
Texas A&M University–Corpus Christi

...WIDE VARIETY OF ASSIGNMENT MATERIAL

Problems Problems are designed to test the comprehension of more complex topics. Each problem at the end of the chapter is tied to one of that chapter's learning objectives, with multiple problems for critical topics.


PROBLEMS 

All applicable problems are available with *Connect*®.

LO 2-1 43. Ahmed does not have enough cash on hand to pay his taxes. He was excited to hear that he can request an extension to file his tax return. Does this solve his problem? What are the ramifications if he doesn't pay his tax liability by April 15?

LO 2-1 44. Molto Stancha Corporation had zero earnings this fiscal year; in fact, they lost money. Must they file a tax return?

Tax Forms Problems Tax forms problems are a set of requirements included in the end-of-chapter material of the 2017 edition. These problems require students to complete a tax form (or part of a tax form), providing students with valuable experience and practice with filling out these forms. These requirements—and their relevant forms—are also included in *Connect*. Each tax forms problem includes an icon to differentiate it from regular problems.


 **tax forms**

70. Shauna Coleman is single. She works as an architectural designer for Streamline Design (SD). Shauna wanted to determine her taxable income for this year. She correctly calculated her AGI. However, she wasn't sure how to compute the rest of her taxable income. She provided the following information with hopes that you could use it to determine her taxable income.


a) Shauna paid \$4,675 for medical expenses and Blake, Shauna's boyfriend, drove Shauna (in her car) a total of 115 miles so that she could receive care for a broken ankle she sustained in a biking accident.

b) Shauna paid a total of \$3,400 in health insurance premiums during the year

Research Problems Research problems are special problems throughout the end of the chapter assignment material. These require students to do both basic and more complex research on topics outside of the scope of the book. Each research problem includes an icon to differentiate it from regular problems.

LO 2-5  **research**

72. Matt and Lori recently were divorced. Although grief stricken, Matt was at least partially comforted by his monthly receipt of \$10,000 alimony. He was particularly excited to learn from his friend, Denzel, that the alimony was not taxable. Use an available tax service to determine if Denzel is correct. Would your answer change if Matt and Lori continued to live together?


LO 2-5  **research**

73. Shaun is a huge college football fan. In the past, he has always bought football tickets on the street from ticket scalpers. This year, he decided to join the university's ticket program, which requires a \$2,000 contribution to the university


"The textbook is comprehensive, uses an integrated approach to taxation, contains clear illustrations and examples in each chapter, and has a **wealth of end-of-chapter assignment material.**"

— James P. Trebby, Marquette University

Planning Problems Planning problems are another unique set of problems, also located at the end of the chapter assignment material. These require students to test their tax planning skills after covering the chapter topics. Each planning problem includes an icon to differentiate it from regular problems.

LO 2-2  **planning**


56. Jackie has a corporate client that has recently received a 30-day notice from the IRS with a \$100,000 tax assessment. Her client is considering requesting an appeals conference to contest the assessment. What factors should Jackie advise her client to consider before requesting an appeals conference?

LO 2-2  **planning**


57. The IRS recently completed an audit of Shea's tax return and assessed \$15,000 additional tax. Shea requested an appeals conference but was unable to settle the case at the conference. She is contemplating which trial court to choose to hear her case. Provide her a recommendation based on the following alternative facts:

a) Shea resides in the 2nd Circuit, and the 2nd Circuit has recently ruled against

Comprehensive and Tax Return Problems Comprehensive and tax return problems address multiple concepts in a single problem. Comprehensive problems are ideal for cumulative topics; for this reason, they are located at the end of all chapters. In the end-of-book Appendix C, we include tax return problems that cover multiple chapters. **Additional tax return problems are also available in the *Connect Library*.**

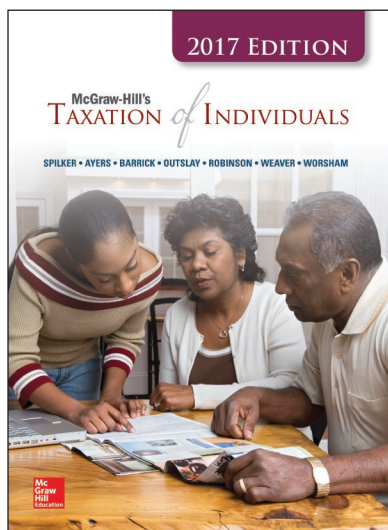
COMPREHENSIVE PROBLEMS 

Select problems are available in *Connect*®.

 **tax forms**

53. Marc and Michelle are married and earned salaries this year of \$64,000 and \$12,000, respectively. In addition to their salaries, they received interest of \$350 from municipal bonds and \$500 from corporate bonds. Marc and Michelle also paid \$2,500 of qualifying moving expenses, and Marc paid alimony to a prior spouse in the amount of \$1,500. Marc and Michelle have a 10-year-old son, Matthew, who lived with them throughout the entire year. Thus, Marc and Michelle are allowed to claim a \$1,000 child tax credit for Matthew. Marc and Michelle paid \$6,000 of expenditures that qualify as itemized deductions and

Four Volumes to Fit...



McGraw-Hill's Taxation of Individuals is organized to emphasize topics that are most important to undergraduates taking their first tax course. The first three chapters provide an introduction to taxation and then carefully guide students through tax research and tax planning. Part II discusses the fundamental elements of individual income tax, starting with the tax formula in Chapter 4 and then proceeding to more depth on individual topics in Chapters 5–7. Part III then discusses tax issues associated with business and investment activities. On the business side, it addresses business income and deductions, accounting methods, and tax consequences associated with purchasing assets and property dispositions (sales, trades, or other dispositions). For investments it covers portfolio-type investments such as stocks and bonds and business investments including loss limitations associated with these investments. Part IV is unique among tax textbooks; this section combines related tax issues for compensation, retirement savings, and home ownership.

Part I: Introduction to Taxation

1. An Introduction to Tax
2. Tax Compliance, the IRS, and Tax Authorities
3. Tax Planning Strategies and Related Limitations

Part II: Basic Individual Taxation

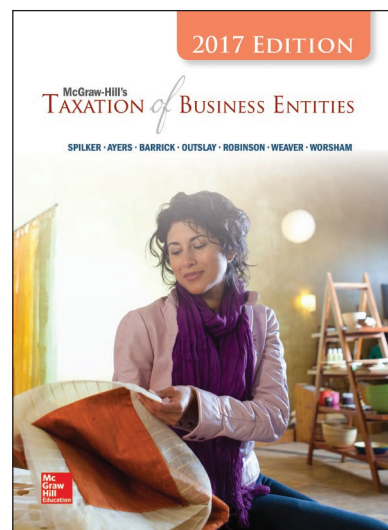
4. Individual Income Tax Overview
5. Gross Income and Exclusions
6. Individual Deductions
7. Individual Income Tax Computation and Tax Credits

Part III: Business- and Investment-Related Transactions

8. Business Income, Deductions, and Accounting Methods
9. Property Acquisition and Cost Recovery
10. Property Dispositions
11. Investments

Part IV: Specialized Topics

12. Compensation
13. Retirement Savings and Deferred Compensation
14. Tax Consequences of Home Ownership



McGraw-Hill's Taxation of Business Entities begins with the process for determining gross income and deductions for businesses, and the tax consequences associated with purchasing assets and property dispositions (sales, trades, or other dispositions). Part II provides a comprehensive overview of entities, and the formation, reorganization, and liquidation of corporations. Unique to this series is a complete chapter on accounting for income taxes, which provides a primer on the basics of calculating the income tax provision. Included in the narrative is a discussion of temporary and permanent differences and their impact on a company's book "effective tax rate." Part III provides a detailed discussion of partnerships and S corporations. The last part of the book covers state and local taxation, multinational taxation, and transfer taxes and wealth planning.

Part I: Business- and Investment-Related Transactions

1. Business Income, Deductions, and Accounting Methods
2. Property Acquisition and Cost Recovery
3. Property Dispositions

Part II: Entity Overview and Taxation of C Corporations

4. Entities Overview
5. Corporate Operations
6. Accounting for Income Taxes
7. Corporate Taxation: Nonliquidating Distributions
8. Corporate Formation, Reorganization, and Liquidation

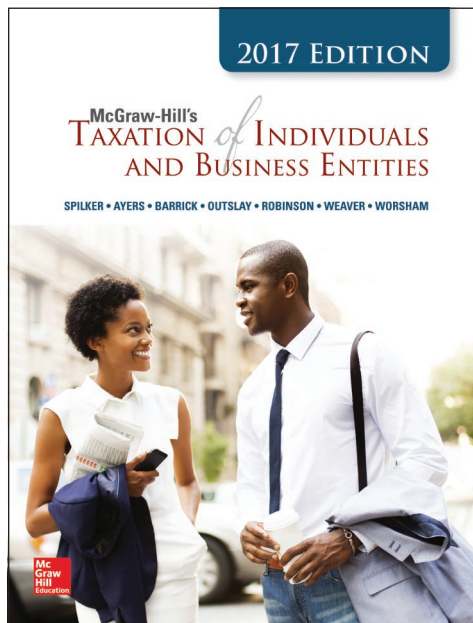
Part III: Taxation of Flow-Through Entities

9. Forming and Operating Partnerships
10. Dispositions of Partnership Interests and Partnership Distributions
11. S Corporations

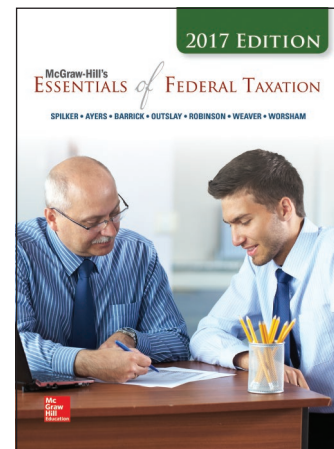
Part IV: Multijurisdictional Taxation and Transfer Taxes

12. State and Local Taxes
13. The U.S. Taxation of Multinational Transactions
14. Transfer Taxes and Wealth Planning

...Four Course Approaches



McGraw-Hill's Taxation of Individuals and Business Entities covers all chapters included in the two split volumes in one convenient volume. See Table of Contents.



McGraw-Hill's Essentials of Federal Taxation is designed for a one-semester course, covering the basics of taxation of individuals and business entities. To facilitate a one-semester course, *McGraw-Hill's Essentials of Federal Taxation* folds the key topics from the investments, compensation, retirement savings, and home ownership chapters in *Taxation of Individuals* into three individual taxation chapters that discuss gross income and exclusions, for AGI deductions, and from AGI deductions, respectively. The essentials volume also includes a two-chapter C corporation sequence that uses a life-cycle approach covering corporate formations and then corporate operations in the first chapter and nonliquidating and liquidating corporate distributions in the second chapter. This volume is perfect for those teaching a one-semester course and for those who struggle to get through the 25-chapter comprehensive volume.

Part I: Introduction to Taxation

1. An Introduction to Tax
2. Tax Compliance, the IRS, and Tax Authorities
3. Tax Planning Strategies and Related Limitations

Part II: Individual Taxation

4. Individual Income Tax Overview
5. Gross Income and Exclusions
6. Individual for AGI Deductions
7. Individual from AGI Deductions
8. Individual Income Tax Computation and Tax Credits

Part III: Business-Related Transactions

9. Business Income, Deductions, and Accounting Methods
10. Property Acquisition and Cost Recovery
11. Property Dispositions

Part IV: Entity Overview and Taxation of C Corporations

12. Entities Overview
13. Corporate Formations and Operations
14. Corporate Nonliquidating and Liquidating Distributions

Part V: Taxation of Flow-Through Entities

15. Forming and Operating Partnerships
16. Dispositions of Partnership Interests and Partnership Distributions
17. S Corporations

SUPPLEMENTS FOR INSTRUCTORS

Assurance of Learning Ready

Many educational institutions today are focused on the notion of *assurance of learning*, an important element of many accreditation standards. *McGraw-Hill's Taxation* is designed specifically to support your assurance of learning initiatives with a simple, yet powerful, solution.

Each chapter in the book begins with a list of numbered learning objectives, which appear throughout the chapter as well as in the end-of-chapter assignments. Every test bank question for *McGraw-Hill's Taxation* maps to a specific chapter learning objective in the textbook. Each test bank question also identifies topic area, level of difficulty, Bloom's Taxonomy level, and AICPA and AACSB skill area. You can use our test bank software, *EZ Test Online*, or Connect to easily search for learning objectives that directly relate to the learning objectives for your course. You can then use the reporting features of *EZ Test* to aggregate student results in similar fashion, making the collection and presentation of Assurance of Learning data simple and easy.


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 **connect**® Connect offers a number of powerful tools and features to make managing your classroom easier. Connect with *McGraw-Hill's Taxation* offers enhanced features and technology to help both you and your students make the most of your time inside and outside the classroom.

EZ Test Online

This test bank in Word™ format contains multiple-choice questions, essay questions, and short problems. Each test item is coded for level of difficulty, learning objective, AACSB and AICPA skill area, and Bloom's Taxonomy level.

McGraw-Hill's EZ Test Online is a flexible and easy-to-use electronic testing program that allows instructors to create tests from book-specific items. EZ Test Online accommodates a wide range of question types and allows instructors to add their own questions. Multiple versions of the test can be created and any test can be exported for use with course management systems such as BlackBoard/WebCT. EZ Test Online gives instructors a place to easily administer exams and quizzes online. The program is available for Windows and Macintosh environments.

A HEARTFELT THANKS TO THE MANY COLLEAGUES WHO SHAPED THIS BOOK

The version of the book you are reading would not be the same book without the valuable suggestions, keen insights, and constructive criticisms of the list of reviewers below. Each professor listed here contributed in substantive ways to the organization of chapters, coverage of topics, and the use of pedagogy. We are grateful to them for taking the time to read chapters or attend reviewer conferences, focus groups, and symposia in support of the development for the book:

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We also appreciate the expert attention given to this project by the staff at McGraw-Hill Education, especially Tim Vertovec, Managing Director; Kathleen Klehr, Senior Brand Manager; Danielle Andries, Product Developer; Lori Koettters, Brian Nacik, and Jill Eccher, Content Project Managers; Matthew Diamond, Designer; and Sue Culbertson, Senior Buyer.

Changes in *Taxation of Individuals and Business Entities*, 2017 Edition

For the 2017 edition of McGraw Hill's *Taxation of Individuals and Business Entities*, many changes were made in response to feedback from reviewers and focus group participants:

- All **tax forms** have been **updated for the latest available tax form as of January 2016**. In addition, **chapter content** throughout the text has been **updated to reflect tax law changes through January 2016**.

Other notable changes in the 2017 edition include:

Chapter 2

- Updated for 2016 inflation adjustments and legislative changes.
- Updated discussion of tax return due dates.

Chapter 3

- Updated tax rates for 2016.
- Updated Exhibit 3-3 for new tax rates.
- Added new Taxes in the Real World.
- Added new Ethics box.

Chapter 4

- Updated personal exemption amounts for 2016.
- Updated standard deduction amounts for 2016.
- Updated tax rates for 2016.
- Moved rates from back cover of text to new appendix near end of the book.
- Updated tax forms from 2014 to 2015 forms.
- Revised the discussion relating to character of income.
- Revised the opening paragraph in the Personal and Dependency Exemptions section.
- Updated the taxes in the real world on “Tax status for same-sex married couples” to reflect recent developments in the area.

Chapter 5

- Updated for legislative changes.
- Updated for 2016 inflation adjustments.
- Updated for new tax forms.

Chapter 6

- Updated for legislative changes.
- Updated for 2016 inflation adjustments.
- Updated for new tax forms.

Chapter 7

- Updated tax rates for 2016.
- Updated tax forms from 2014 to 2015.

- Revised and streamlined the discussion of capital gains netting process.
- Revised the step-by-step capital gains netting process.
- Revised capital gains examples.
- Clarified Example 7-14 on investment interest expense.

Chapter 8

- Updated for legislative changes.
- Updated for 2016 inflation adjustments.
- Revised Kiddie Tax discussion.
- Updated for new tax forms.

Chapter 9

- Added new standard business mileage.
- Updated for new tax forms.

Chapter 10

- Updated tax rates for 2016.
- Updated tax forms from 2014 to 2015.
- Added new discussion for repair regulations.
- Added example on repair regulations.
- Added new end-of-chapter problems for repair regulations.

Chapter 11

- Updated tax rates for 2016.
- Updated tax forms from 2014 to 2015.
- Added discussion about holding period for dual basis rules.
- Added discussion about holding period for related party losses.
- Updated end-of-chapter problems.

Chapter 13

- Updated inflation adjusted limits for defined benefit plans, defined contribution plans, and individually managed plans.
- Added new taxes in the real world about Jeb Bush's defined benefit plan.
- Updated AGI phase-out thresholds for deductible contributions to traditional IRAs and contributions to Roth IRAs.

- Clarified the tax consequences of nonqualified distributions from Roth type retirement accounts.
- Clarified how the earned income limit applies to nondeductible contributions to IRAs.
- Clarified the contribution limits for Individual 401(k) retirement plans.
- Added a problem comparing the tax consequences of potential early distributions from traditional 401(k) and a Roth 401(k) retirement accounts.
- Updated Saver's credit information.

Chapter 14

- Updated URL in footnote 4.
- Added mortgage insurance deduction to Exhibit 14-1.
- Added new taxes in the real world called "Double take on home-related interest deductions."
- Removed taxes in the real world called "Extreme tax savings strategy" that dealt with how contestants on "Extreme makeover: Home Edition" treated their benefit for tax purposes.
- Updated Example 14-15 dealing with the IRS method vs. Tax court method of allocating rent expense to reflect leap year in 2016.
- Updated tax forms from 2014 forms to 2015 forms.
- Updated settlement statement in Appendix A.

Chapter 15

- Added a footnote highlighting the idea that unincorporated entities taxed as partnerships have more favorable ownership requirements and more favor-

able tax treatment on nonliquidating and liquidating distributions of noncash property than C or S corporations.

- Edited a footnote to point out that when a shareholder receives interest from a loan to the corporation, the interest income is investment income that could be subject to the 3.8% Net Investment Income Tax.
- Edited footnote to point out that shareholders who hold stock until death may avoid while shareholders may escape the shareholder level of the double tax. However, these shareholders may pay estate tax on the value of the stock held at death.
- Added a row to the entity comparison chart in Exhibit 15-3 that compares across entities the tax consequences of nonliquidating distributions of noncash property.

Chapter 18

- Added new Taxes in the Real World.

Chapter 19

Revised and clarified explanations of merger forms.

Chapter 22

- Updated chapter for tax law changes.
- Updated for new tax forms.

Chapter 25

- Revised explanation and computations based on updated exemption equivalent (unified credit).
- Updated tax forms.

As We Go to Press

The 2017 Edition is current through March 4, 2016. You can visit the *Connect Library* for updates that occur after this date.

Table of Contents

1 An Introduction to Tax

Who Cares about Taxes and Why?	1-2
What Qualifies as a Tax?	1-3
How to Calculate a Tax	1-5
Different Ways to Measure Tax Rates	1-5
Tax Rate Structures	1-9
Proportional Tax Rate Structure	1-9
Progressive Tax Rate Structure	1-9
Regressive Tax Rate Structure	1-10
Types of Taxes	1-11
Federal Taxes	1-11
Income Tax	1-12
Employment and Unemployment Taxes	1-12
Excise Taxes	1-13
Transfer Taxes	1-13
State and Local Taxes	1-14
Income Taxes	1-14
Sales and Use Taxes	1-14
Property Taxes	1-15
Excise Taxes	1-15
Implicit Taxes	1-16
Evaluating Alternative Tax Systems	1-17
Sufficiency	1-18
Static vs. Dynamic Forecasting	1-18
Income vs. Substitution Effects	1-19
Equity	1-20
Horizontal vs. Vertical Equity	1-21
Certainty	1-22
Convenience	1-22
Economy	1-22
Evaluating Tax Systems—The Trade-Off	1-23
Conclusion	1-23

2 Tax Compliance, the IRS, and Tax Authorities

Taxpayer Filing Requirements	2-2
Tax Return Due Date and Extensions	2-3
Statute of Limitations	2-3
IRS Audit Selection	2-4
Types of Audits	2-5
After the Audit	2-6

Tax Law Sources	2-9
Legislative Sources: Congress and the Constitution	2-11
Internal Revenue Code	2-11
The Legislative Process for Tax Laws	2-12
Basic Organization of the Code	2-13
Tax Treaties	2-14
Judicial Sources: The Courts	2-14
Administrative Sources: The U.S. Treasury	2-15
Regulations, Revenue Rulings, and Revenue Procedures	2-15
Letter Rulings	2-16
Tax Research	2-17
Step 1: Understand Facts	2-17
Step 2: Identify Issues	2-17
Step 3: Locate Relevant Authorities	2-18
Step 4: Analyze Tax Authorities	2-19
Step 5: Document and Communicate the Results	2-21
Facts	2-21
Issues	2-21
Authorities	2-22
Conclusion	2-22
Analysis	2-22
Client Letters	2-22
Research Question and Limitations	2-22
Facts	2-22
Analysis	2-22
Closing	2-22
Tax Professional Responsibilities	2-23
Taxpayer and Tax Practitioner Penalties	2-26
Conclusion	2-28

3 Tax Planning Strategies and Related Limitations

Basic Tax Planning Overview	3-2
Timing Strategies	3-2
Present Value of Money	3-3
The Timing Strategy When Tax Rates Are Constant	3-4
The Timing Strategy When Tax Rates Change	3-7
Limitations to Timing Strategies	3-10

Income-Shifting Strategies	3-11
Transactions between Family Members and Limitations	3-11
Transactions between Owners and Their Businesses and Limitations	3-12
Income Shifting across Jurisdictions and Limitations	3-15
Conversion Strategies	3-16
Limitations of Conversion Strategies	3-19
Additional Limitations to Tax Planning Strategies: Judicial Doctrines	3-19
Tax Avoidance versus Tax Evasion	3-20
Conclusion	3-21

4 Individual Income Tax Overview, Exemptions, and Filing Status

The Individual Income Tax Formula	4-2
Gross Income	4-2
<i>Character of Income</i>	4-5
Deductions	4-7
<i>For AGI Deductions</i>	4-7
<i>From AGI Deductions</i>	4-8
Income Tax Calculation	4-10
Other Taxes	4-10
Tax Credits	4-11
Tax Prepayments	4-11
Personal and Dependency Exemptions	4-12
Dependency Requirements	4-12
<i>Qualifying Child</i>	4-12
<i>Qualifying Relative</i>	4-15
Filing Status	4-19
Married Filing Jointly and Married Filing Separately	4-19
Qualifying Widow or Widower (Surviving Spouse)	4-20
Single	4-21
Head of Household	4-21
<i>Married Individuals Treated as Unmarried (Abandoned Spouse)</i>	4-23
Summary of Income Tax Formula	4-24
Conclusion	4-27
Appendix A: Dependency Exemption Flowchart (Part I)	4-27
Appendix A: (Part II)	4-28
Appendix B: Qualifying Person for Head of Household Filing Status	4-29
Appendix C: Determination of Filing Status Flowchart	4-30

5 Gross Income and Exclusions

Realization and Recognition of Income	5-2
What Is Included in Gross Income?	5-2
<i>Economic Benefit</i>	5-3
<i>Realization Principle</i>	5-3
<i>Recognition</i>	5-4
Other Income Concepts	5-4
<i>Form of Receipt</i>	5-4
<i>Return of Capital Principle</i>	5-4
<i>Recovery of Amounts Previously Deducted</i>	5-5
When Do Taxpayers Recognize Income?	5-6
<i>Accounting Methods</i>	5-6
<i>Constructive Receipt</i>	5-7
<i>Claim of Right</i>	5-7
Who Recognizes the Income?	5-8
<i>Assignment of Income</i>	5-8
<i>Community Property Systems</i>	5-8
Types of Income	5-9
Income from Services	5-10
Income from Property	5-10
<i>Annuities</i>	5-11
<i>Property Dispositions</i>	5-13
Other Sources of Gross Income	5-14
<i>Income from Flow-through Entities</i>	5-14
<i>Alimony</i>	5-14
<i>Prizes, Awards, and Gambling Winnings</i>	5-16
<i>Social Security Benefits</i>	5-17
<i>Imputed Income</i>	5-19
<i>Discharge of Indebtedness</i>	5-20
Exclusion and Deferral Provisions	5-21
Common Exclusions	5-21
<i>Municipal Interest</i>	5-21
<i>Gains on the Sale of Personal Residence</i>	5-22
<i>Fringe Benefits</i>	5-23
Education-Related Exclusions	5-25
<i>Scholarships</i>	5-25
<i>Other Educational Subsidies</i>	5-25
<i>U.S. Series EE bonds</i>	5-26
Exclusions That Mitigate Double Taxation	5-26
<i>Gifts and Inheritances</i>	5-26
<i>Life Insurance Proceeds</i>	5-27
<i>Foreign-Earned Income</i>	5-28
Sickness and Injury-Related Exclusions	5-29
<i>Workers' Compensation</i>	5-29
<i>Payments Associated with Personal Injury</i>	5-29

<i>Health Care Reimbursement</i>	5-30
<i>Disability Insurance</i>	5-30
Deferral Provisions	5-31
Income Summary	5-31
Conclusion	5-32
Appendix: 2015 Social Security Worksheet from Form 1040	5-33

6 Individual Deductions

Deductions for AGI	6-2
Deductions Directly Related to Business Activities	6-2
<i>Trade or Business Expenses</i>	6-4
<i>Rental and Royalty Expenses</i>	6-5
<i>Losses</i>	6-6
<i>Flow-through Entities</i>	6-6
Deductions Indirectly Related to Business Activities	6-6
<i>Moving Expenses</i>	6-6
<i>Health Insurance Deduction by Self-Employed Taxpayers</i>	6-8
<i>Self-Employment Tax Deduction</i>	6-9
<i>Penalty for Early Withdrawal of Savings</i>	6-9
Deductions Subsidizing Specific Activities	6-9
<i>Deduction for Interest on Qualified Education Loans</i>	6-10
<i>Deduction for Qualified Education Expenses</i>	6-11
Summary: Deductions for AGI	6-12
Deductions from AGI: Itemized Deductions	6-13
Medical Expenses	6-13
<i>Transportation and Travel for Medical Purposes</i>	6-15
<i>Hospitals and Long-Term Care Facilities</i>	6-15
<i>Medical Expense Deduction Limitation</i>	6-15
Taxes	6-16
Interest	6-17
Charitable Contributions	6-18
<i>Contributions of Money</i>	6-19
<i>Contributions of Property Other Than Money</i>	6-20
<i>Charitable Contribution Deduction Limitations</i>	6-21
Casualty and Theft Losses on Personal-Use Assets	6-23
<i>Tax Loss from Casualties</i>	6-24
<i>Casualty Loss Deduction Floor Limitations</i>	6-24

Miscellaneous Itemized Deductions Subject to AGI Floor	6-26
<i>Employee Business Expenses</i>	6-26
<i>Investment Expenses</i>	6-28
<i>Tax Preparation Fees</i>	6-29
<i>Hobby Losses</i>	6-29
<i>Limitation on Miscellaneous Itemized Deductions (2 percent of AGI Floor)</i>	6-31
Miscellaneous Itemized Deductions Not Subject to AGI Floor	6-31
Phase-out of Itemized Deductions	6-32
Summary of Itemized Deductions	6-32
The Standard Deduction and Exemptions	6-34
Standard Deduction	6-34
<i>Bunching Itemized Deductions</i>	6-36
Deduction for Personal and Dependency Exemptions	6-36
Taxable Income Summary	6-37
Conclusion	6-38
Appendix A: Calculation of Itemized Deduction Phase-out for 2015	6-38
Appendix B: Personal Exemption Phase-out Computation for 2015	6-39

7 Investments

Investments Overview	7-2
Portfolio Income: Interest and Dividends	7-2
Interest	7-3
<i>Corporate and U.S. Treasury Bonds</i>	7-3
<i>U.S. Savings Bonds</i>	7-4
Dividends	7-6
Portfolio Income: Capital Gains and Losses	7-7
Types of Capital Gains and Losses	7-10
<i>25 Percent Gains</i>	7-10
<i>28 Percent Gains</i>	7-10
<i>Netting Process for Gains and Losses</i>	7-12
<i>Calculating Tax Liability on Net Capital Gains</i>	7-16
Limitations on Capital Losses	7-21
<i>Losses on the Sale of Personal-Use Assets</i>	7-21
<i>Capital Losses on Sales to Related Parties</i>	7-22
<i>Wash Sales</i>	7-22
Balancing Tax Planning Strategies for Capital Assets with Other Goals	7-23
Portfolio Income Summary	7-25
Portfolio Investment Expenses	7-25
Investment Expenses	7-25

Investment Interest Expense	7-26
<i>Net Investment Income</i>	7-27
Net Investment Income Tax	7-29
Passive Activity Income and Losses	7-29
Passive Activity Definition	7-30
Income and Loss Categories	7-31
Rental Real Estate Exception to the Passive Activity Loss Rules	7-33
Net Investment Income Tax on Net Passive Income	7-34
Conclusion	7-34

8 Individual Income Tax Computation and Tax Credits

Regular Federal Income Tax Computation	8-2
Tax Rate Schedules	8-2
Marriage Penalty or Benefit	8-3
Exceptions to the Basic Tax Computation	8-3
<i>Preferential Tax Rates for Capital Gains and Dividends</i>	8-4
<i>Net Investment Income Tax</i>	8-5
<i>Kiddie Tax</i>	8-6
Alternative Minimum Tax	8-8
Alternative Minimum Tax Formula	8-9
<i>Alternative Minimum Taxable Income (AMTI)</i>	8-9
<i>AMT Exemption</i>	8-12
<i>Tentative Minimum Tax and AMT Computation</i>	8-13
<i>General AMT Planning Strategies</i>	8-14
Employment and Self-Employment Taxes	8-14
Employee FICA Taxes Payable	8-15
Self-Employment Taxes	8-17
Employee vs. Self-Employed (Independent Contractor)	8-22
<i>Employee vs. Independent Contractor Comparison</i>	8-22
Tax Credits	8-24
Nonrefundable Personal Credits	8-25
<i>Child Tax Credit</i>	8-25
<i>Child and Dependent Care Credit</i>	8-26
<i>Education Credits</i>	8-28
Refundable Personal Credits	8-31
<i>Earned Income Credit</i>	8-31
<i>Other Refundable Personal Credits</i>	8-32
Business Tax Credits	8-33
<i>Foreign Tax Credit</i>	8-33
Tax Credit Summary	8-34

Credit Application Sequence	8-34
Taxpayer Prepayments and Filing Requirements	8-35
Prepayments	8-36
<i>Underpayment Penalties</i>	8-36
Filing Requirements	8-38
<i>Late Filing Penalty</i>	8-38
<i>Late Payment Penalty</i>	8-39
Tax Summary	8-39
Conclusion	8-41

9 Business Income, Deductions, and Accounting Methods

Business Gross Income	9-2
Business Deductions	9-2
Ordinary and Necessary	9-3
Reasonable in Amount	9-4
Limitations on Business Deductions	9-5
Expenditures against Public Policy	9-5
Political Contributions and Lobbying Costs	9-5
Capital Expenditures	9-6
Expenses Associated with the Production of Tax-Exempt Income	9-6
Personal Expenditures	9-7
Mixed-Motive Expenditures	9-8
<i>Meals and Entertainment</i>	9-8
<i>Travel and Transportation</i>	9-9
<i>Property Use</i>	9-11
<i>Record Keeping and Other Requirements</i>	9-11
Specific Business Deductions	9-12
<i>Domestic Production Activities Deduction</i>	9-12
<i>Losses on Dispositions of Business Property</i>	9-13
<i>Business Casualty Losses</i>	9-14
Accounting Periods	9-15
Accounting Methods	9-16
<i>Financial and Tax Accounting Methods</i>	9-17
<i>Overall Accounting Method</i>	9-17
<i>Cash Method</i>	9-17
<i>Accrual Method</i>	9-18
Accrual Income	9-19
<i>All-Events Test for Income</i>	9-19
Taxation of Advance Payments of Income (Unearned Income)	9-19
<i>Unearned Service Revenue</i>	9-20
<i>Advance Payment for Goods</i>	9-20

- Inventories 9-21
 - Uniform Capitalization* 9-21
 - Inventory Cost-Flow Methods* 9-22
- Accrual Deductions 9-24
 - All-Events Test for Deductions* 9-24
 - Economic Performance* 9-24
 - Bad Debt Expense* 9-27
 - Limitations on Accruals to Related Parties* 9-28
- Comparison of Accrual and Cash Methods 9-29
- Adopting an Accounting Method 9-30
- Changing Accounting Methods 9-33
 - Tax Consequences of Changing Accounting Method* 9-33
- Conclusion 9-34

10 Property Acquisition and Cost Recovery

- Cost Recovery and Basis for Cost Recovery 10-2
 - Basis for Cost Recovery 10-3
- Depreciation 10-6
 - Personal Property Depreciation 10-7
 - Depreciation Method* 10-7
 - Depreciation Recovery Period* 10-8
 - Depreciation Conventions* 10-9
 - Calculating Depreciation for Personal Property* 10-9
 - Applying the Half-Year Convention* 10-10
 - Applying the Mid-Quarter Convention* 10-13
 - Real Property 10-16
 - Applicable Method* 10-17
 - Applicable Convention* 10-17
 - Depreciation Tables* 10-17
 - Special Rules Relating to Cost Recovery 10-18
 - Immediate Expensing* 10-18
 - Listed Property* 10-24
 - Luxury Automobiles* 10-26
 - Depreciation for the Alternative Minimum Tax 10-29
 - Depreciation Summary 10-29
- Amortization 10-31
 - Section 197 Intangibles 10-31
 - Organizational Expenditures and Start-Up Costs 10-32
 - Research and Experimentation Expenditures 10-35
 - Patents and Copyrights 10-35
 - Amortizable Intangible Asset Summary 10-36

- Depletion 10-37
- Conclusion 10-39
- Appendix: MACRS Tables 10-40

11 Property Dispositions

- Dispositions 11-2
 - Amount Realized 11-2
 - Determination of Adjusted Basis 11-3
 - Gifts* 11-3
 - Inherited Property* 11-3
 - Property Converted from Personal Use to Business Use* 11-3
 - Realized Gain or Loss on Disposition 11-5
 - Recognized Gain or Loss on Disposition 11-6
- Character of Gain or Loss 11-7
 - Ordinary Assets 11-7
 - Capital Assets 11-8
 - §1231 Assets 11-9
- Depreciation Recapture 11-9
 - §1245 Property 11-10
 - Scenario 1: Gain Created Solely through Cost Recovery Deductions* 11-11
 - Scenario 2: Gain Due to Both Cost Recovery Deductions and Asset Appreciation* 11-11
 - Scenario 3: Asset Sold at a Loss* 11-12
 - §1250 Depreciation Recapture for Real Property 11-13
- Other Provisions Affecting the Rate at Which Gains Are Taxed 11-14
 - Unrecaptured §1250 Gain for Individuals 11-14
 - Characterizing Gains on the Sale of Depreciable Property to Related Persons 11-16
- Calculating Net §1231 Gains or Losses 11-16
 - §1231 Look-Back Rule 11-18
- Gain or Loss Summary 11-20
- Nonrecognition Transactions 11-20
 - Like-Kind Exchanges 11-20
 - Definition of Like-Kind Property 11-24
 - Real Property* 11-24
 - Personal Property* 11-24
 - Property Ineligible for Like-Kind Treatment* 11-25
 - Property Use 11-25
 - Timing Requirements for a Like-Kind Exchange 11-25
 - Tax Consequences When Like-Kind Property Is Exchanged Solely for Like-Kind Property 11-27

Tax Consequences of Transfers Involving Like-Kind and Non-Like-Kind Property (Boot)	11-27
Reporting Like-Kind Exchanges	11-29
Involuntary Conversions	11-29
Installment Sales	11-32
Gains Ineligible for Installment Reporting	11-34
Other Nonrecognition Provisions	11-34
Related-Person Loss Disallowance Rules	11-35
Conclusion	11-36

12 Compensation

Salary and Wages	12-2
Employee Considerations for Salary and Wages	12-2
<i>Tax Withholding</i>	12-2
Employer Considerations for Salary and Wages	12-3
<i>Deductibility of Salary Payments</i>	12-3
Equity-Based Compensation	12-7
Stock Options	12-8
<i>Employee Considerations for Stock Options</i>	12-10
<i>Employer Considerations for Stock Options</i>	12-13
Restricted Stock	12-15
<i>Employee Considerations for Restricted Stock</i>	12-16
<i>Employer Considerations for Restricted Stock</i>	12-18
Equity-Based Compensation Summary	12-19
Fringe Benefits	12-19
Taxable Fringe Benefits	12-20
<i>Employee Considerations for Taxable Fringe Benefits</i>	12-20
<i>Employer Considerations for Taxable Fringe Benefits</i>	12-22
Nontaxable Fringe Benefits	12-24
<i>Group-Term Life Insurances</i>	12-24
<i>Health and Accident Insurance and Benefits</i>	12-25
<i>Meals and Lodging for the Convenience of the Employer</i>	12-25
<i>Employee Educational Assistance</i>	12-26
<i>Dependent Care Benefits</i>	12-26
<i>No-Additional-Cost Services</i>	12-26
<i>Qualified Employee Discounts</i>	12-27
<i>Working Condition Fringe Benefits</i>	12-28
<i>De Minimis Fringe Benefits</i>	12-28
<i>Qualified Transportation Fringe</i>	12-28
<i>Qualified Moving Expense Reimbursement</i>	12-28
<i>Cafeteria Plans and Flexible Spending Accounts (FSAs)</i>	12-29

<i>Employee and Employer Considerations for Nontaxable Fringe Benefits</i>	12-29
Tax Planning with Fringe Benefits	12-30
Fringe Benefits Summary	12-31
Conclusion	12-33

13 Retirement Savings and Deferred Compensation

Employer-Provided Qualified Plans	13-3
Defined Benefit Plans	13-3
Vesting	13-4
Distributions	13-5
Nontax Considerations	13-5
Defined Contribution Plans	13-6
Employer Matching	13-6
Contribution Limits	13-7
Vesting	13-7
After-Tax Cost of Contributions to Traditional (non-Roth) Defined Contribution Plans	13-8
Distributions From Traditional Defined Contribution Plans	13-9
After-Tax Rates of Return for Traditional Defined Contribution Plans	13-11
Roth 401(k) Plans	13-11
Comparing Traditional Defined Contribution Plans and Roth 401(k) Plans	13-14
Nonqualified Deferred Compensation	13-15
Nonqualified Plans vs. Qualified Defined Contribution Plans	13-15
Employee Considerations	13-16
Employer Considerations	13-18
Individually Managed Qualified Retirement Plans	13-19
Individual Retirement Accounts	13-19
Traditional IRAs	13-20
<i>Contributions</i>	13-20
<i>Nondeductible Contributions</i>	13-22
<i>Distributions</i>	13-23
Roth IRAs	13-23
<i>Contributions</i>	13-23
<i>Distributions</i>	13-24
Rollover from Traditional to Roth IRA	13-25
Comparing Traditional and Roth IRAs	13-26
Self-Employed Retirement Accounts	13-27
Simplified Employee Pension (SEP) IRA	13-27
<i>Nontax Considerations</i>	13-28
Individual 401(k)s	13-28
<i>Nontax Considerations</i>	13-30
Saver's Credit	13-30
Conclusion	13-31
Appendix A: Traditional IRA Deduction Limitations	13-32
Appendix B: Roth IRA Contribution Limits	13-34

14 Tax Consequences of Home Ownership

- Personal Use of the Home 14-3
 - Exclusion of Gain on Sale of Personal Residence 14-4
 - Requirements* 14-5
 - Exclusion of Gain from Debt Forgiveness on Foreclosure of Home Mortgage* 14-8
 - Interest Expense on Home-Related Debt 14-8
 - Limitations on Home-Related Debt* 14-9
 - Mortgage Insurance* 14-13
 - Points* 14-13
 - Real Property Taxes 14-15
- Rental Use of the Home 14-17
 - Residence with Minimal Rental Use 14-17
 - Residence with Significant Rental Use (Vacation Home) 14-18
 - Nonresidence (Rental Property) 14-21
 - Losses on Rental Property* 14-23
- Business Use of the Home 14-25
 - Direct vs. Indirect Expenses* 14-27
- Limitations on Deductibility of Expenses 14-28
- Conclusion 14-30
- Appendix A: Sample Settlement Statement for the Jeffersons 14-32
- Appendix B: Flowchart of Tax Rules Relating to Home Used for Rental Purposes 14-34

15 Entities Overview

- Entity Legal Classification and Nontax Characteristics 15-2
 - Legal Classification 15-2
 - Nontax Characteristics 15-2
 - Responsibility for Liabilities* 15-3
 - Rights, Responsibilities, and Legal Arrangement among Owners* 15-3
- Entity Tax Classification 15-5
- Entity Tax Characteristics 15-7
 - Double Taxation 15-8
 - After-Tax Earnings Distributed* 15-8
 - Some or All After-Tax Earnings Retained* 15-11
 - Mitigating the Double Tax* 15-12
 - Deductibility of Entity Losses 15-14
- Other Tax Characteristics 15-15
 - Converting to Other Entity Types 15-15
- Conclusion 15-20

16 Corporate Operations

- Corporate Taxable Income Formula 16-2
 - Accounting Periods and Methods 16-2
- Computing Corporate Regular Taxable Income 16-3
 - Book-Tax Differences 16-3
 - Common Permanent Book-Tax Differences* 16-4
 - Common Temporary Book-Tax Differences* 16-6
 - Corporate-Specific Deductions and Associated Book-Tax Differences 16-9
 - Stock Options* 16-9
 - Net Capital Losses* 16-12
 - Net Operating Losses* 16-13
 - Charitable Contributions* 16-15
 - Dividends Received Deduction* 16-18
- Taxable Income Summary 16-22
- Regular Tax Liability 16-22
 - Controlled Groups* 16-24
- Compliance 16-25
 - Consolidated Tax Returns* 16-29
 - Corporate Tax Return Due Dates and Estimated Taxes 16-29
- Corporate Alternative Minimum Tax 16-33
 - Preference Items 16-33
 - Adjustments 16-34
 - Depreciation Adjustment* 16-34
 - Gain or Loss on Disposition of Depreciable Assets* 16-35
 - ACE Adjustment* 16-35
 - AML NOL Deduction (ATNOLD)* 16-37
 - Alternative Minimum Taxable Income (AMTI)* 16-37
 - AMT Exemption* 16-38
 - Alternative Minimum Tax* 16-38
- Conclusion 16-39

17 Accounting for Income Taxes

- Objectives of Accounting for Income Taxes and the Income Tax Provision Process 17-2
 - Why Is Accounting for Income Taxes So Complex? 17-3
 - Objectives of ASC 740 17-4
 - The Income Tax Provision Process 17-6
- Calculating the Current and Deferred Income Tax Expense or Benefit Components of a Company's Income Tax Provision 17-6
 - Step 1: Adjust Pretax Net Income for All Permanent Differences 17-6
 - Step 2: Identify All Temporary Differences and Tax Carryforward Amounts 17-8

<i>Revenues or Gains That Are Taxable after They Are Recognized in Financial Income</i>	17-8	Income Tax Footnote Disclosure	17-30
<i>Expenses or Losses That Are Deductible after They Are Recognized in Financial Income</i>	17-8	<i>Computation and Reconciliation of the Income Tax Provision with a Company's Hypothetical Tax Provision</i>	17-30
<i>Revenues or Gains That Are Taxable before They Are Recognized in Financial Income</i>	17-9	<i>Importance of a Corporation's Effective Tax Rate</i>	17-33
<i>Expenses or Losses That Are Deductible before They Are Recognized in Financial Income</i>	17-9	Interim Period Effective Tax Rates	17-33
Identifying Taxable and Deductible Temporary Differences	17-9	FASB Projects Related to Accounting for Income Taxes	17-33
<i>Taxable Temporary Difference</i>	17-9	Conclusion	17-34
<i>Deductible Temporary Difference</i>	17-9	18 Corporate Taxation: Nonliquidating Distributions	
Step 3: Compute the Current Income Tax Expense or Benefit	17-11	Taxation of Property Distributions	18-2
Step 4: Determine the Ending Balances in the Balance Sheet Deferred Tax Asset and Liability Accounts	17-12	Determining the Dividend Amount from Earnings and Profits	18-3
Determining Whether a Valuation Allowance Is Needed	17-18	Overview	18-3
Step 5: Evaluate the Need for a Valuation Allowance for Gross Deferred Tax Assets	17-18	Dividends Defined	18-3
Determining the Need for a Valuation Allowance	17-18	Computing Earnings and Profits	18-4
<i>Future Reversals of Existing Taxable Temporary Differences</i>	17-18	<i>Nontaxable Income Included in E&P</i>	18-4
<i>Taxable Income in Prior Carryback Year(s)</i>	17-19	<i>Deductible Expenses That Do Not Reduce E&P</i>	18-5
<i>Expected Future Taxable Income Exclusive of Reversing Temporary Differences and Carryforwards</i>	17-19	<i>Nondeductible Expenses That Reduce E&P</i>	18-5
<i>Tax Planning Strategies</i>	17-19	<i>Timing Items Requiring Separate Accounting Methods for E&P Purposes</i>	18-5
<i>Negative Evidence that a Valuation Allowance Is Needed</i>	17-19	Ordering of E&P Distributions	18-7
Step 6: Calculate the Deferred Income Tax Expense or Benefit	17-22	<i>Positive Current E&P and Positive Accumulated E&P</i>	18-7
Accounting for Uncertainty in Income Tax Positions	17-23	<i>Positive Current E&P and Negative Accumulated E&P</i>	18-8
Application of ASC 740 to Uncertain Tax Positions	17-24	<i>Negative Current E&P and Positive Accumulated E&P</i>	18-9
<i>Step 1: Recognition</i>	17-24	<i>Negative Current E&P and Negative Accumulated E&P</i>	18-9
<i>Step 2: Measurement</i>	17-24	Distributions of Noncash Property to Shareholders	18-11
Subsequent Events	17-26	<i>Corporate Tax Consequences of Noncash Distributions</i>	18-12
Interest and Penalties	17-26	<i>Liabilities</i>	18-12
Disclosures of Uncertain Tax Positions	17-27	<i>Effect of Noncash Property Distributions on E&P</i>	18-13
Schedule UTP (Uncertain Tax Position Statement)	17-27	Constructive Dividends	18-15
Financial Statement Disclosure and the Computation of a Corporation's Effective Tax Rate	17-28	The Motivation to Pay Dividends	18-17
Balance Sheet Classification	17-28	Stock Dividends	18-17
		Tax Consequences to Shareholders Receiving a Stock Distribution	18-18
		<i>Nontaxable Stock Distributions</i>	18-18
		<i>Taxable Stock Distributions</i>	18-18
		Stock Redemptions	18-19
		The Form of a Stock Redemption	18-20
		Redemptions That Reduce a Shareholder's Ownership Interest	18-21

- Redemptions That Are Substantially Disproportionate* 18-21
- Complete Redemption of the Stock Owned by a Shareholder* 18-24
- Redemptions That Are Not Essentially Equivalent to a Dividend* 18-25
- Tax Consequences to the Distributing Corporation 18-26
- Trends in Stock Redemptions by Publicly Traded Corporations 18-27
- Partial Liquidations 18-28
- Conclusion 18-29

19 Corporate Formation, Reorganization, and Liquidation

- Review the Taxation of Property Dispositions 19-2
- Tax-Deferred Transfers of Property to a Corporation 19-4
 - Transactions Subject to Tax Deferral 19-5
 - Meeting the Section 351 Tax Deferral Requirements 19-5
 - Section 351 Applies Only to the Transfer of Property to the Corporation* 19-5
 - The Property Transferred to the Corporation Must Be Exchanged for Stock of the Corporation* 19-6
 - The Transferor(s) of Property to the Corporation Must Be in Control, in the Aggregate, of the Corporation Immediately after the Transfer* 19-6
 - Tax Consequences to Shareholders 19-9
 - Tax Consequences When a Shareholder Receives Boot 19-10
 - Assumption of Shareholder Liabilities by the Corporation 19-12
 - Tax-Avoidance Transactions* 19-12
 - Liabilities in Excess of Basis* 19-12
 - Tax Consequences to the Transferee Corporation 19-14
 - Other Issues Related to Incorporating an Ongoing Business 19-17
 - Depreciable Assets Transferred to a Corporation* 19-17
 - Contributions to Capital 19-18
 - Section 1244 Stock 19-18
- Taxable and Tax-Deferred Corporate Acquisitions 19-20
 - The Acquisition Tax Model 19-21
- Tax Consequences to a Corporate Acquisition 19-22
 - Taxable Acquisitions 19-23
 - Tax-Deferred Acquisitions 19-26

- Judicial Principles That Underlie All Tax-Deferred Reorganizations 19-26
 - Continuity of Interest (COI)* 19-26
 - Continuity of Business Enterprise (COBE)* 19-26
 - Business Purpose Test* 19-27
- Type A Asset Acquisitions 19-27
 - Forward Triangular Type A Merger* 19-29
 - Reverse Triangular Type A Merger* 19-29
- Type B Stock-for-Stock Reorganizations 19-30
- Complete Liquidation of a Corporation 19-33
 - Tax Consequences to the Shareholders in a Complete Liquidation 19-34
 - Tax Consequences to the Liquidating Corporation in a Complete Liquidation 19-35
 - Taxable Liquidating Distributions* 19-35
 - Nontaxable Liquidating Distributions* 19-39
- Conclusion 19-39

20 Forming and Operating Partnerships

- Flow-through Entities Overview 20-2
 - Aggregate and Entity Concepts 20-2
- Partnership Formations and Acquisitions of Partnership Interests 20-3
 - Acquiring Partnership Interests When Partnerships Are Formed 20-3
 - Contributions of Property* 20-3
 - Contribution of Services* 20-9
 - Organization, Start-Up, and Syndication Costs* 20-12
 - Acquisitions of Partnership Interests 20-13
- Partnership Accounting Periods, Methods, and Tax Elections 20-13
 - Tax Elections 20-14
 - Accounting Periods 20-14
 - Required Year-Ends* 20-14
 - Accounting Methods 20-16
- Reporting the Results of Partnership Operations 20-17
 - Ordinary Business Income (Loss) and Separately Stated Items 20-17
 - Guaranteed Payments* 20-19
 - Self-Employment Tax* 20-20
 - Net Investment Income Tax 20-22
 - Allocating Partners' Shares of Income and Loss 20-22
 - Partnership Compliance Issues 20-23
- Partner's Adjusted Tax Basis in Partnership Interest 20-27
 - Cash Distributions in Operating Partnerships 20-29

Loss Limitations	20-29	Short Tax Years	22-6
Tax-Basis Limitation	20-29	S Corporation Reelections	22-7
At-Risk Limitation	20-30	Operating Issues	22-8
Passive Activity Loss Limitation	20-31	Accounting Methods and Periods	22-8
<i>Passive Activity Defined</i>	20-32	Income and Loss Allocations	22-8
<i>Income and Loss Baskets</i>	20-32	Separately Stated Items	22-9
Conclusion	20-34	Shareholder's Basis	22-11
		<i>Initial Basis</i>	22-11
21 Dispositions of Partnership Interests and Partnership Distributions		<i>Annual Basis Adjustments</i>	22-12
Basics of Sales of Partnership Interests	21-2	Loss Limitations	22-13
Seller Issues	21-3	<i>Tax-Basis Limitation</i>	22-13
<i>Hot Assets</i>	21-3	<i>At-Risk Limitation</i>	22-14
Buyer and Partnership Issues	21-7	<i>Post-Termination Transition Period Loss Limitation</i>	22-14
<i>Varying Interest Rule</i>	21-8	<i>Passive Activity Loss Limitation</i>	22-15
Basics of Partnership Distributions	21-9	Self-Employment Income	22-15
Operating Distributions	21-9	3.8 Percent Net Investment Income	22-16
<i>Operating Distributions of Money Only</i>	21-9	Fringe Benefits	22-16
<i>Operating Distributions That Include Property Other Than Money</i>	21-10	Distributions	22-17
Liquidating Distributions	21-12	Operating Distributions	22-17
<i>Gain or Loss Recognition in Liquidating Distributions</i>	21-13	<i>S Corporation with No C Corporation Accumulated Earnings and Profits</i>	22-17
<i>Basis in Distributed Property</i>	21-13	<i>S Corporations with C Corporation Accumulated Earnings and Profits</i>	22-18
<i>Partner's Outside Basis Is Greater Than Inside Basis of Distributed Assets</i>	21-14	<i>Property Distributions</i>	22-20
<i>Partner's Outside Basis Is Less Than Inside Basis of Distributed Assets</i>	21-17	<i>Post-Termination Transition Period Distributions</i>	22-21
<i>Character and Holding Period of Distributed Assets</i>	21-21	Liquidating Distributions	22-21
Disproportionate Distributions	21-24	S Corporation Taxes and Filing Requirements	22-22
Special Basis Adjustments	21-26	Built-in Gains Tax	22-22
Special Basis Adjustments for Dispositions	21-27	Excess Net Passive Income Tax	22-24
Special Basis Adjustments for Distributions	21-28	LIFO Recapture Tax	22-26
Conclusion	21-29	Estimated Taxes	22-28
		Filing Requirements	22-28
22 S Corporations		Comparing C and S Corporations and Partnerships	22-30
S Corporation Elections	22-2	Conclusion	22-31
Formations	22-2	23 State and Local Taxes	
S Corporation Qualification Requirements	22-2	State and Local Taxes	23-2
S Corporation Election	22-3	Sales and Use Taxes	23-5
S Corporation Terminations	22-5	Sales and Use Tax Nexus	23-5
Voluntary Terminations	22-5	Sales and Use Tax Liability	23-7
Involuntary Terminations	22-5	Income Taxes	23-9
<i>Failure to Meet Requirements</i>	22-5	Income Tax Nexus	23-10
<i>Excess of Passive Investment Income</i>	22-6	<i>Public Law 86-272</i>	23-10
		<i>Income Tax Nexus for Other Business Types or Nonincome-Based Taxes</i>	23-13
		<i>Economic Income Tax Nexus</i>	23-13
		Entities Included on Income Tax Return	23-15

<i>Separate Tax Returns</i>	23-15
<i>Unitary Tax Returns</i>	23-15
State Taxable Income	23-16
Dividing State Tax Base among States	23-18
<i>Business Income</i>	23-19
<i>Nonbusiness Income</i>	23-24
State Income Tax Liability	23-24
Non (Net) Income-Based Taxes	23-25
Conclusion	23-25

24 The U.S. Taxation of Multinational Transactions

The U.S. Framework for Taxing Multinational Transactions	24-2
U.S. Taxation of a Nonresident	24-3
Definition of a Resident for U.S. Tax Purposes	24-4
Overview of the U.S. Foreign Tax Credit System	24-5
U.S. Source Rules for Gross Income and Deductions	24-6
Source of Income Rules	24-7
<i>Interest</i>	24-7
<i>Dividends</i>	24-8
<i>Compensation for Services</i>	24-8
<i>Rents and Royalties</i>	24-10
<i>Gain or Loss from Sale of Real Property</i>	24-10
<i>Gain or Loss from Sale of Purchased Personal Property</i>	24-10
<i>Inventory Produced within the United States and Sold Outside the United States (§863 Sales)</i>	24-11
Source of Deduction Rules	24-12
<i>General Principles of Allocation and Apportionment</i>	24-12
<i>Special Apportionment Rules</i>	24-13
Treaties	24-15
Foreign Tax Credits	24-20
FTC Limitation Categories of Taxable Income	24-20
<i>Passive Category Income</i>	24-20
<i>General Category Income</i>	24-20
Creditable Foreign Taxes	24-21
<i>Direct Taxes</i>	24-22
<i>In Lieu of Taxes</i>	24-22
<i>Indirect (Deemed Paid) Taxes</i>	24-22
Planning for International Operations	24-25
Check-the-Box Hybrid Entities	24-26
U.S. Anti-Deferral Rules	24-27
Definition of a Controlled Foreign Corporation	24-28

Definition of Subpart F Income	24-29
Planning to Avoid Subpart F Income	24-31
Proposals for Change	24-33
Conclusion	24-33

25 Transfer Taxes and Wealth Planning

Introduction to Federal Transfer Taxes	25-2
Beginnings	25-2
Common Features of Integrated Transfer Taxes	25-2
The Federal Gift Tax	25-4
Transfers Subject to Gift Tax	25-5
<i>Valuation</i>	25-6
<i>The Annual Exclusion</i>	25-8
Taxable Gifts	25-9
<i>Gift-Splitting Election</i>	25-10
<i>Marital Deduction</i>	25-10
<i>Charitable Deduction</i>	25-12
Computation of the Gift Tax	25-12
<i>Tax on Current Taxable Gifts</i>	25-13
<i>Unified Credit</i>	25-14
The Federal Estate Tax	25-17
The Gross Estate	25-17
<i>Specific Inclusions</i>	25-18
<i>Valuation</i>	25-21
<i>Gross Estate Summary</i>	25-22
The Taxable Estate	25-22
<i>Administrative Expenses, Debts, Losses, and State Death Taxes</i>	25-23
<i>Marital and Charitable Deductions</i>	25-23
Computation of the Estate Tax	25-25
<i>Adjusted Taxable Gifts</i>	25-25
<i>Applicable (Unified) Credit</i>	25-26
Wealth Planning Concepts	25-29
The Generation-Skipping Tax	25-29
Income Tax Considerations	25-29
Transfer Tax Planning Techniques	25-30
Serial Gifts	25-30
<i>The Step-Up in Tax Basis</i>	25-31
Integrated Wealth Plans	25-32
Conclusion	25-33
<i>Appendix A Tax Forms</i>	A-1
<i>Appendix B Tax Terms Glossary</i>	B
<i>Appendix C Comprehensive Tax Return Problems</i>	C
<i>Appendix D Tax Rates</i>	D
<i>Code Index</i>	CI
<i>Subject Index</i>	SI-1

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Taxation of Individuals and Business Entities

chapter

1

An Introduction to Tax

Learning Objectives

Upon completing this chapter, you should be able to:

- LO 1-1** Demonstrate how taxes influence basic business, investment, personal, and political decisions.
- LO 1-2** Discuss what constitutes a tax and the general objectives of taxes.
- LO 1-3** Describe the different tax rate structures and calculate a tax.
- LO 1-4** Identify the various federal, state, and local taxes.
- LO 1-5** Apply appropriate criteria to evaluate alternate tax systems.