



Figure 7. Decision tree for allocation of expenses and income.\*

\* The Section 163(j) limitation takes into account only items of income, gain, expense, or deduction (including interest) allocable to a "non-excepted" T/B. Electing real property T/Bs, electing farm T/Bs, certain regulated utilities, and performing services as an employee are excepted from Section 163(j).<sup>17</sup>

\*\* A consolidated group is treated as a single corporation. First determine the percentage of the group's interest expense allocable to excepted T/Bs, then apply proportionally to each member that has paid interest to a third party during the year.

\*\*\* Average the adjusted basis of assets on a quarterly basis to calculate the relative amounts of adjusted basis allocable to excepted and non-excepted T/Bs for a tax year. Use the most reasonable of the various identified methodologies for allocating adjusted basis in an asset used in more than one T/B. A partner with at least eighty percent of a partnership's capital or profits may look through to its share of the adjusted basis in the partnership's assets to determine how to allocate its adjusted basis in its partnership interest to excepted or non-excepted T/Bs (taking into account any Section 754(b) and 743(b) adjustments).

# New Form To Report 163 J

**Michael Seilmaier**

A red circular graphic with a gradient, appearing as a partial circle or a stylized arrow pointing to the right, located to the right of the name bar.

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**Description of Revenue Provisions Contained in the President's Fiscal Year 2011 Budget Proposal, [Joint Committee Print], August 16, 2010** United States. Congress. Joint Committee on Taxation, Congress, 2010 NOTE NO FURTHER DISCOUNT FOR THIS PRINT PRODUCT OVERSTOCK SALE Significantly reduced list price This document prepared by the staff of the Joint Committee on Taxation provides a description and analysis of the revenue provisions modifying the Internal Revenue Code of 1986 the Code that are contained in the President's fiscal year 2011 budget proposal as submitted to the Congress on February 2010 The document generally follows the order of the proposals as included in the Department of the Treasury's explanation of the President's budget proposal For each provision there is a description of present law and the proposal including effective date a reference to relevant prior budget proposals or recent legislative action and an analysis of policy issues related to the proposal

### **Description of Revenue Provisions Contained in the President's Fiscal Year ... Budget Proposal ,2008**

Internal Revenue Cumulative Bulletin United States. Internal Revenue Service, 2007 **Joint Committee Print,**

**Description of Revenue Provisions Contained in the President's Fiscal Year 2010 Budget Proposal Part One:, ... September 2009 ,2009** Description of Revenue Provisions Contained in the President's Fiscal Year 2010 Budget Proposal: Provisions related to the taxation of cross-border income and investment United States. Congress. Joint Committee on Taxation, 2009 *Description of Revenue Provisions Contained in The President's Fiscal Year 2009 Budget Proposal, [Joint Committee Print], March 2008 ,2008* Management Bulletin: Simplifying Procedures Through Forms Control United States. Bureau of the Budget, 1948 Reports of the Progress of Applied Chemistry Society of Chemical Industry (Great Britain), 1921 **Fundamentals of International Taxation** Boris I. Bittker, 2008 *Description of Revenue Provisions Contained in the President's Fiscal Year 2010 Budget Proposal* United States. Congress. Joint Committee on Taxation,

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International Monetary Fund, 1990-07-01 The classical corporate profits tax in the United States involves non neutralities between different sources of financing different forms of business organization and retaining or distributing earnings and

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