

## **HIGHLIGHTS OF THIS ISSUE**

These synopses are intended only as aids to the reader in identifying the subject matter covered. They may not be relied upon as authoritative interpretations.

### **SPECIAL ANNOUNCEMENT**

#### **Announcement 2003-73, page 1149.**

This announcement solicits applications from potential partners to participate in the 2004 IRS Individual *e-file* Partnership Program. The partnership opportunities are a result of RRA 98, which requires the IRS to receive 80 percent of all returns electronically by 2007. RRA 98 authorized the IRS Commissioner to promote the benefits of and encourage the use of *e-file* services through partnerships with various entities that offer low cost tax preparation and electronic filing of income tax returns for qualified taxpayers. Those applicants that are accepted as partners will have a link(s) and description(s) of their services placed on the IRS website at [www.irs.gov](http://www.irs.gov) (IRS *e-file* Partners Page).

### **INCOME TAX**

#### **Rev. Rul. 2003-118, page 1095.**

**CPI adjustment for below-market loans for 2004.** The amount that section 7872(g) of the Code permits a taxpayer to lend to a qualified continuing care facility without incurring imputed interest is published and adjusted for inflation for years 1987-2004. Rev. Rul. 2002-78 supplemented and superseded.

#### **Rev. Rul. 2003-119, page 1094.**

**Section 1274A — inflation adjusted numbers for 2004.** This ruling provides the dollar amounts, increased by the 2004 inflation adjustment, for section 1274A of the Code. Rev. Rul. 2002-79 supplemented and superseded.

Announcements of Disbarments and Suspensions begin on page 1143.  
Finding Lists begin on page ii.  
Index for July through November begins on page x.

### **EMPLOYEE PLANS**

#### **Notice 2003-74, page 1097.**

**Weighted average interest rate update.** The weighted average interest rate for November 2003 and the resulting permissible range of interest rates used to calculate current liability for purposes of the full funding limitation of section 412(c)(7) of the Code are set forth.

### **EXEMPT ORGANIZATIONS**

#### **Announcement 2003-72, page 1146.**

A list is provided of organizations now classified as private foundations.

### **ADMINISTRATIVE**

#### **Rev. Proc. 2003-82, page 1097.**

**Low-income housing credit tenant income certifications.** This procedure provides safe harbors under which the Internal Revenue Service will treat a residential rental unit in a building as a low-income unit under section 42(i)(3)(A) of the Code if the incomes of the individuals occupying the unit are at or below the applicable income limitation before the beginning of the building's credit period, but their incomes exceed that limitation at the beginning of the building's credit period.

#### **Rev. Proc. 2003-83, page 1099.**

This procedure provides specifications for filing Form 1042-S, *Foreign Person's U.S. Source Income Subject to Withholding*, Electronically or Magnetically. The procedure will be reprinted as the current revision of Publication 1187. Rev. Proc. 2001-40 superseded.



# The IRS Mission

Provide America's taxpayers top quality service by helping them understand and meet their tax responsibilities and by applying the tax law with integrity and fairness to all.

## Introduction

The Internal Revenue Bulletin is the authoritative instrument of the Commissioner of Internal Revenue for announcing official rulings and procedures of the Internal Revenue Service and for publishing Treasury Decisions, Executive Orders, Tax Conventions, legislation, court decisions, and other items of general interest. It is published weekly and may be obtained from the Superintendent of Documents on a subscription basis. Bulletin contents are consolidated semiannually into Cumulative Bulletins, which are sold on a single-copy basis.

It is the policy of the Service to publish in the Bulletin all substantive rulings necessary to promote a uniform application of the tax laws, including all rulings that supersede, revoke, modify, or amend any of those previously published in the Bulletin. All published rulings apply retroactively unless otherwise indicated. Procedures relating solely to matters of internal management are not published; however, statements of internal practices and procedures that affect the rights and duties of taxpayers are published.

Revenue rulings represent the conclusions of the Service on the application of the law to the pivotal facts stated in the revenue ruling. In those based on positions taken in rulings to taxpayers or technical advice to Service field offices, identifying details and information of a confidential nature are deleted to prevent unwarranted invasions of privacy and to comply with statutory requirements.

Rulings and procedures reported in the Bulletin do not have the force and effect of Treasury Department Regulations, but they may be used as precedents. Unpublished rulings will not be relied on, used, or cited as precedents by Service personnel in the disposition of other cases. In applying published rulings and procedures, the effect of subsequent legislation, regulations,

court decisions, rulings, and procedures must be considered, and Service personnel and others concerned are cautioned against reaching the same conclusions in other cases unless the facts and circumstances are substantially the same.

The Bulletin is divided into four parts as follows:

### **Part I.—1986 Code.**

This part includes rulings and decisions based on provisions of the Internal Revenue Code of 1986.

### **Part II.—Treaties and Tax Legislation.**

This part is divided into two subparts as follows: Subpart A, Tax Conventions and Other Related Items, and Subpart B, Legislation and Related Committee Reports.

### **Part III.—Administrative, Procedural, and Miscellaneous.**

To the extent practicable, pertinent cross references to these subjects are contained in the other Parts and Subparts. Also included in this part are Bank Secrecy Act Administrative Rulings. Bank Secrecy Act Administrative Rulings are issued by the Department of the Treasury's Office of the Assistant Secretary (Enforcement).

### **Part IV.—Items of General Interest.**

This part includes notices of proposed rulemakings, disbarment and suspension lists, and announcements.

The last Bulletin for each month includes a cumulative index for the matters published during the preceding months. These monthly indexes are cumulated on a semiannual basis, and are published in the last Bulletin of each semiannual period.\*

The contents of this publication are not copyrighted and may be reprinted freely. A citation of the Internal Revenue Bulletin as the source would be appropriate.

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\* Beginning with Internal Revenue Bulletin 2003-43, we are publishing the index at the end of the month, rather than at the beginning.

# Part I. Rulings and Decisions Under the Internal Revenue Code of 1986

## Section 42.—Low-Income Housing Credit

26 CFR 1.42-15: Available unit rule.

Safe harbor methods are provided under which the Service will treat a residential rental unit in a building as a low-income unit under section 42(i)(3)(A) of the Internal Revenue Code if the incomes of the individuals occupying the unit are at or below the applicable income limitation under section 42(g)(1) or section 142(d)(4)(B)(i) before the beginning of the first taxable year of the building's credit period under section 42(f)(1), but their incomes exceed the applicable income limitation at the beginning of the first taxable year of the building's credit period. See Rev. Proc. 2003-82, page 1097.

## Section 483.—Interest on Certain Deferred Payments

26 CFR 1.483-1: Computation of interest on certain deferred payments.

As defined by section 1274A, the definitions for both "qualified debt instruments" and "cash method debt instruments" have dollar ceilings on the stated principal amount. The limits to the stated principal amount are adjusted for inflation for sales or exchanges occurring in the 2004 calendar year. See Rev. Rul. 2003-119, page 1094.

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

26 CFR 1.1274A-1: Special rules for certain transactions where stated principal amount does not exceed \$2,800,000.

As defined by section 1274A, the definitions for both "qualified debt instruments" and "cash method debt instruments" have dollar ceilings on the stated principal amount. The limits to the stated principal amount are adjusted for inflation for sales or exchanges occurring in the 2004 calendar year. See Rev. Rul. 2003-119, page 1094.

## Section 1274A.—Special Rules for Certain Transactions Where Stated Principal Amount Does Not Exceed \$2,800,000

(Also § 1274, 483; 1.1274A-1, 1.483-1.)

**Section 1274A — inflation adjusted numbers for 2004.** This ruling provides the dollar amounts, increased by the 2004 inflation adjustment, for section 1274A of the Code. Rev. Rul. 2002-79 supplemented and superseded.

### Rev. Rul. 2003-119

This revenue ruling provides the dollar amounts, increased by the 2004 inflation adjustment, for § 1274A of the Internal Revenue Code.

### BACKGROUND

In general, §§ 483 and 1274 determine the principal amount of a debt instrument given in consideration for the sale or exchange of nonpublicly traded property. In addition, any interest on a debt instrument subject to § 1274 is taken into account under the original issue discount provisions of the Code. Section 1274A, however, modifies the rules under §§ 483 and 1274 for certain types of debt instruments.

In the case of a "qualified debt instrument," the discount rate used for purposes of §§ 483 and 1274 may not exceed 9 percent, compounded semiannually. Section 1274A(b) defines a qualified debt instrument as any debt instrument given in consideration for the sale or exchange of property (other than new § 38 property within the meaning of § 48(b), as in effect on the day before the date of enactment of the Revenue Reconciliation Act of 1990) if the stated principal amount of the instrument does not exceed the amount specified in § 1274A(b). For debt instruments arising out of sales or exchanges before January 1, 1990, this amount is \$2,800,000.

In the case of a "cash method debt instrument," as defined in § 1274A(c), the borrower and lender may elect to use the

cash receipts and disbursements method of accounting. In particular, for any cash method debt instrument, § 1274 does not apply, and interest on the instrument is accounted for by both the borrower and the lender under the cash method of accounting. A cash method debt instrument is a qualified debt instrument that meets the following additional requirements: (A) In the case of instruments arising out of sales or exchanges before January 1, 1990, the stated principal amount does not exceed \$2,000,000; (B) the lender does not use an accrual method of accounting and is not a dealer with respect to the property sold or exchanged; (C) § 1274 would have applied to the debt instrument but for an election under § 1274A(c); and (D) an election under § 1274A(c) is jointly made with respect to the debt instrument by the borrower and lender. Section 1.1274A-1(c)(1) of the Income Tax Regulations provides rules concerning the time for, and manner of, making this election.

Section 1274A(d)(2) provides that, for any debt instrument arising out of a sale or exchange during any calendar year after 1989, the dollar amounts stated in § 1274A(b) and § 1274A(c)(2)(A) are increased by the inflation adjustment for the calendar year. Any increase due to the inflation adjustment is rounded to the nearest multiple of \$100 (or, if the increase is a multiple of \$50 and not of \$100, the increase is increased to the nearest multiple of \$100). The inflation adjustment for any calendar year is the percentage (if any) by which the CPI for the preceding calendar year exceeds the CPI for calendar year 1988. Section 1274A(d)(2)(B) defines the CPI for any calendar year as the average of the Consumer Price Index as of the close of the 12-month period ending on September 30 of that calendar year.

### INFLATION-ADJUSTED AMOUNTS

For debt instruments arising out of sales or exchanges after December 31, 1989, the inflation-adjusted amounts under § 1274A are shown in Table 1.

REV. RUL. 2003-119 TABLE 1  
Inflation-Adjusted Amounts Under § 1274A

Calendar Year of Sale or Exchange	1274A(b) Amount (qualified debt instrument)	1274A(c)(2)(A) Amount (cash method debt instrument)
1990	\$2,933,200	\$2,095,100
1991	\$3,079,600	\$2,199,700
1992	\$3,234,900	\$2,310,600
1993	\$3,332,400	\$2,380,300
1994	\$3,433,500	\$2,452,500
1995	\$3,523,600	\$2,516,900
1996	\$3,622,500	\$2,587,500
1997	\$3,723,800	\$2,659,900
1998	\$3,823,100	\$2,730,800
1999	\$3,885,500	\$2,775,400
2000	\$3,960,100	\$2,828,700
2001	\$4,085,900	\$2,918,500
2002	\$4,217,500	\$3,012,500
2003	\$4,280,800	\$3,057,700
2004	\$4,381,300	\$3,129,500

Note: These inflation adjustments were computed using the All-Urban, Consumer Price Index, 1982-1984 base, published by the Bureau of Labor Statistics.

**EFFECT ON OTHER DOCUMENTS**

Rev. Rul. 2002-79, 2002-2 C.B. 908, is supplemented and superseded.

**DRAFTING INFORMATION**

The author of this revenue ruling is Avital Grunhaus of the Office of the Associate Chief Counsel (Financial Institutions and Products). For further information regarding this revenue ruling, please contact Mrs. Grunhaus at (202) 622-3930 (not a toll-free call).

**Section 7872.—Treatment of Loans With Below-Market Interest Rates**

**CPI adjustment for below-market loans for 2004.** The amount that section 7872(g) of the Code permits a taxpayer to lend to a qualified continuing care facility without incurring imputed interest is published and adjusted for inflation for years 1987-2004. Rev. Rul. 2002-78 supplemented and superseded.

**Rev. Rul. 2003-118**

This revenue ruling publishes the amount that § 7872(g) of the Internal Revenue Code permits a taxpayer to lend to a qualifying continuing care facility without incurring imputed interest. The amount is adjusted for inflation for the years after 1986.

Section 7872 generally treats loans bearing a below-market interest rate as if they bore interest at the market rate.

Section 7872(g)(1) provides that, in general, § 7872 does not apply for any calendar year to any below-market loan made by a lender to a qualified continuing care facility pursuant to a continuing care contract if the lender (or the lender's spouse) attains age 65 before the close of the year.

Section 7872(g)(2) provides that, in the case of loans made after October 11, 1985, and before 1987, § 7872(g)(1) applies only to the extent that the aggregate outstanding amount of any loan to which § 7872(g) applies (determined without regard to § 7872(g)(2)), when added to the

aggregate outstanding amount of all other previous loans between the lender (or the lender's spouse) and any qualified continuing care facility to which § 7872(g)(1) applies, does not exceed \$90,000.

Section 7872(g)(5) provides that, for loans made during any calendar year after 1986 to which § 7872(g)(1) applies, the \$90,000 limit specified in § 7872(g)(2) is increased by an inflation adjustment. The inflation adjustment for any calendar year is the percentage (if any) by which the Consumer Price Index (CPI) for the preceding calendar year exceeds the CPI for calendar year 1985. Section 7872(g)(5) states that the CPI for any calendar year is the average of the CPI as of the close of the 12-month period ending on September 30 of that calendar year.

Table 1 sets forth the amount specified in § 7872(g)(2) of the Code. The amount is increased by the inflation adjustment for the years 1987-2004.

REV. RUL. 2003-118  
TABLE 1  
Limit under § 7872(g)(2)

<u>Year</u>	<u>Amount</u>
Before 1987	\$90,000
1987	\$92,200
1988	\$94,800
1989	\$98,800
1990	\$103,500
1991	\$108,600
1992	\$114,100
1993	\$117,500
1994	\$121,100
1995	\$124,300
1996	\$127,800
1997	\$131,300
1998	\$134,800
1999	\$137,000
2000	\$139,700
2001	\$144,100
2002	\$148,800
2003	\$151,000
2004	\$154,500

Note: These inflation adjustments were computed using the All-Urban, Consumer Price Index 1982-1984 base, published by the Bureau of Labor Statistics.

**EFFECT ON OTHER DOCUMENTS**

Rev. Rul. 2002-78, 2002-2 C.B. 915, is supplemented and superseded.

**DRAFTING INFORMATION**

The author of this revenue ruling is Avital Grunhaus of the Office of the Associate Chief Counsel (Financial Institutions

and Products). For further information regarding this revenue ruling, please contact Mrs. Grunhaus at (202) 622-3930 (not a toll-free call).

# Part III. Administrative, Procedural, and Miscellaneous

## Weighted Average Interest Rate Update

### Notice 2003-74

Sections 412(b)(5)(B) and 412(l)(7)(C)(i) of the Internal Revenue Code provide that the interest rates used to calculate current liability for purposes of determining the full funding limitation under § 412(c)(7) and the required contribution under § 412(l) must be within a permissible range around the weighted average of the rates of interest on 30-year Treasury securities during the four-year period ending on the last day before the beginning of the plan year.

Notice 88-73, 1988-2 C.B. 383, provides guidelines for determining the

weighted average interest rate and the resulting permissible range of interest rates used to calculate current liability for the purpose of the full funding limitation of § 412(c)(7) of the Code.

Section 417(e)(3)(A)(ii)(II) of the Code defines the applicable interest rate, which must be used for purposes of determining the minimum present value of a participant's benefit under § 417(e)(1) and (2), as the annual rate of interest on 30-year Treasury securities for the month before the date of distribution or such other time as the Secretary may by regulations prescribe. Section 1.417(e)-1(d)(3) of the Income Tax Regulations provides that the applicable interest rate for a month is the annual interest rate on 30-year Treasury securities as specified by the Commissioner

for that month in revenue rulings, notices or other guidance published in the Internal Revenue Bulletin.

The rate of interest on 30-year Treasury Securities for October 2003 is 5.16 percent. Pursuant to Notice 2002-26, 2002-1 C.B. 743, the Service has determined this rate as the monthly average of the daily determination of yield on the 30-year Treasury bond maturing in February 2031.

Section 405 of the Job Creation and Worker Assistance Act of 2002 amended § 412(l)(7)(C) of the Code to provide that for plan years beginning in 2002 and 2003 the permissible range is extended to 120 percent.

The following rates were determined for the plan years beginning in the month shown below.

Month	Year	Weighted Average	90% to 110% Permissible Range	90% to 120% Permissible Range
November	2003	5.28	4.75 to 5.81	4.75 to 6.33

### Drafting Information

The principal authors of this notice are Paul Stern and Tony Montanaro of the Employee Plans, Tax Exempt and Government Entities Division. For further information regarding this notice, please contact the Employee Plans' taxpayer assistance telephone service at 1-877-829-5500 (a toll-free number), between the hours of 8:00 a.m. and 6:30 p.m. Eastern time, Monday through Friday. Mr. Stern may be reached at 1-202-283-9703. Mr. Montanaro may be reached at 1-202-283-9714. The telephone numbers in the two preceding sentences are not toll-free.

*26 CFR 601.105: Examination of returns and claims for refund, credit or abatement; determination of correct tax liability.*  
(Also Part I, § 42; 1.42-15.)

### Rev. Proc. 2003-82

#### SECTION 1. PURPOSE

This revenue procedure provides safe harbors under which the Internal Revenue Service will treat a residential unit in a building as a low-income unit under § 42(i)(3)(A) of the Internal Revenue Code if the incomes of the individuals occupying the unit are at or below the applicable income limitation under § 42(g)(1) or § 142(d)(4)(B)(i) before the beginning of the first taxable year of the building's credit period under § 42(f)(1), but their incomes exceed the applicable income limitation at the beginning of the first taxable year of the building's credit period.

#### SECTION 2. BACKGROUND

.01 Questions have arisen regarding when individuals must satisfy the applicable income limitation under § 42(g)(1)

or § 142(d)(4)(B)(i) when they move into a residential unit in an existing building under § 42(i)(5) on or after the date a taxpayer acquires the existing building for rehabilitation under § 42(e), but before the beginning of the first taxable year of the building's credit period under § 42(f)(1). Because of these questions, some taxpayers require that the individuals' incomes not exceed the applicable income limitation at the beginning of the first taxable year of the building's credit period, even though the individuals' income did not exceed the applicable income limitation when the individuals moved into the unit. This has resulted in some individuals being evicted, where permissible under local law, from low-income housing projects.

.02 Section 42(a) provides that, for purposes of § 38, the amount of the low-income housing credit determined for any taxable year in the credit period is an amount equal to the applicable percentage of the qualified basis of each qualified low-income building.

.03 Section 42(c)(2)(A) generally defines a qualified low-income building as any building which is part of a qualified low-income housing project at all times

during the building's compliance period (which is defined in § 42(i)(1) as the period of 15 taxable years beginning with the first taxable year of the credit period under § 42(f)(1)).

.04 Section 42(i)(4) defines a new building as a building the original use of which begins with the taxpayer. An existing building is defined in § 42(i)(5) as any building which is not a new building. Section 42(e)(1) provides that rehabilitation expenditures paid or incurred by the taxpayer with respect to any building are treated as a separate new building for purposes of § 42.

.05 Section 42(f)(1) defines the credit period as the period of 10 taxable years beginning with (A) the taxable year in which the building is placed in service, or (B) at the election of the taxpayer, the succeeding taxable year, but in each case only if the building is a qualified low-income building as of the close of the first year of the period. Under § 42(f)(5)(A), the credit period for an existing building must not begin before the first taxable year of the credit period for rehabilitation expenditures with respect to the building.

.06 Section 42(g)(1) defines a qualified low-income housing project as any project for residential rental use that meets one of the following requirements: (A) 20 percent or more of the residential units in the project are both rent-restricted and occupied by individuals whose income is 50 percent or less of the area median gross income, or (B) 40 percent or more of the residential units in the project are both rent-restricted and occupied by individuals whose income is 60 percent or less of the area median gross income. Under § 42(g)(2), a residential unit is rent-restricted for purposes of § 42(g)(1) if the gross rent for the unit does not exceed 30 percent of the imputed income limitation for the unit. Residential units that satisfy these rent and income requirements are defined in § 42(i)(3)(A) as "low-income units." Section 42(i)(3)(B), (C), (D), and (E) provide more requirements for low-income units. Under § 42(g)(4), a deep rent skewed project, as defined in § 142(d)(4)(B), is also a qualified low-income housing project. To be a deep rent skewed project, § 142(d)(4)(B)(i) requires that 15 percent or more of the low-income units in the project must be occupied by

individuals whose income is 40 percent or less of the area median gross income.

.07 Section 42(g)(2)(D)(i) provides that, notwithstanding an increase in the income of the occupants of a low-income unit above the income limitation applicable under § 42(g)(1), the unit will continue to be treated as a low-income unit if the income of the occupants initially met the income limitation and the unit continues to be rent-restricted. However, under the available unit rule in § 42(g)(2)(D)(ii), if the income of the occupants of the unit increases above 140 percent of the income limitation applicable under § 42(g)(1), § 42(g)(2)(D)(i) ceases to apply to the unit if any residential rental unit in the building (of a size comparable to, or smaller than, such unit) is occupied by a new resident whose income exceeds the applicable income limitation. In the case of a deep rent skewed project described in § 142(d)(4)(B), if the income of the occupants of the unit increases above 170 percent of the income limitation applicable under § 42(g)(1), § 42(g)(2)(D)(i) ceases to apply to the unit if any low-income unit in the building is occupied by a new resident whose income exceeds 40 percent of area median gross income. See also § 1.42-15 of the Income Tax Regulations.

.08 Under § 42(h)(1), the amount of the credit determined under § 42(a) for any taxable year with respect to any building must not exceed the housing credit dollar amount allocated to the building. However, under § 42(h)(4)(A), a credit allocation generally is not necessary for the portion of a building's eligible basis financed by an obligation the interest on which is exempt from tax under § 103 and the obligation is taken into account under § 146. Under § 42(h)(4)(B), no credit allocation under § 42(h)(1) is necessary for any portion of a building's eligible basis if 50 percent or more of the aggregate basis of the building and the land on which it is located is financed with tax-exempt obligations.

### SECTION 3. SCOPE

This revenue procedure only applies to residential units in a building where the incomes of the individuals occupying the unit are at or below the applicable income limitation under § 42(g)(1) or § 142(d)(4)(B)(i) before the beginning of the first taxable year of the building's

credit period under § 42(f)(1), but their incomes exceed the applicable income limitation at the beginning of the first taxable year of the building's credit period.

### SECTION 4. SAFE HARBORS

.01 *Existing buildings under § 42(i)(5) and new buildings under § 42(e)(1).* A residential unit in an existing building under § 42(i)(5) or a new building under § 42(e)(1) will be considered a low-income unit under § 42(i)(3)(A) at the beginning of the first taxable year of the building's credit period under § 42(f)(1) if:

(1) The individuals occupying the unit have incomes that are at or below the applicable income limitation under § 42(g)(1) or § 142(d)(4)(B)(i) on either the date the existing building was acquired by the taxpayer or the date the individuals started occupying the unit, whichever is later (based on the area median gross income on that date), but their incomes exceed the applicable income limitation at the beginning of the first taxable year of the building's credit period (based on the area median gross income on that date);

(2) The incomes of the individuals occupying the unit are first tested for purposes of the available unit rule under § 42(g)(2)(D)(ii) and § 1.42-15 at the beginning of the first taxable year of the building's credit period;

(3) The unit has been rent-restricted under § 42(g)(2) from either the date the existing building was acquired by the taxpayer or the date the individuals started occupying the unit, whichever is later, to the beginning of the first taxable year of the building's credit period;

(4) Either:

(a) Section 42(h)(1) applies to the building and the taxpayer either receives an allocation to rehabilitate the existing building or enters into a binding commitment for an allocation to rehabilitate the existing building by either the end of the taxable year the taxpayer acquired the existing building or the end of the taxable year the individuals started occupying the unit, whichever is later; or

(b) Section 42(h)(1) does not apply to the building by reason of § 42(h)(4) and the tax-exempt bonds for the project are issued by either the end of the taxable year the taxpayer acquired the existing building or the end of the taxable year the individuals

started occupying the unit, whichever is later; and

(5) The unit has been a low-income unit under § 42(i)(3)(B), (C), (D), and (E) from either the date the existing building was acquired by the taxpayer or the date the individuals started occupying the unit, whichever is later, to the beginning of the first taxable year of the building's credit period.

.02 *New buildings under § 42(i)(4) (not including new buildings under § 42(e)(1)).* A residential unit in a new building under § 42(i)(4) will be considered a low-income unit under § 42(i)(3)(A) at the beginning of the first taxable year of the building's credit period under § 42(f)(1) if:

(1) The individuals occupying the unit have incomes that are at or below the applicable income limitation under § 42(g)(1) or § 142(d)(4)(B)(i) on the date the individuals started occupying the unit (based on the area median gross income on that date), but their incomes exceed the applicable income limitation in effect at the beginning of the first taxable year of the building's credit period (based on the area median gross income on that date);

(2) The incomes of the individuals occupying the unit are first tested for purposes of the available unit rule under

§ 42(g)(2)(D)(ii) and § 1.42-15 at the beginning of the first taxable year of the building's credit period;

(3) The unit has been rent-restricted under § 42(g)(2) from the date the individuals started occupying the unit to the beginning of the first taxable year of the building's credit period;

(4) The taxpayer elects under § 42(f)(1)(B) to treat the taxable year succeeding the taxable year the building was placed in service as the first taxable year of the credit period; and

(5) The unit has been a low-income unit under § 42(i)(3)(B), (C), (D), and (E) from the date the individuals started occupying the unit to the beginning of the first taxable year of the building's credit period.

#### SECTION 5. AUDIT PROTECTION

If the taxpayer currently uses a method consistent with the safe harbors for determining whether a unit is a low-income unit under § 42(i)(3)(A) at the beginning of the first taxable year of the building's credit period under § 42(f)(1) (as described in section 4 of this revenue procedure), the issue will not be raised by the Service in a taxable year that ends before November 24, 2003. Also, if the taxpayer currently

uses a method consistent with the safe harbors for determining whether a unit is a low-income unit under § 42(i)(3)(A) at the beginning of the first taxable year of the building's credit period under § 42(f)(1) (as described in section 4 of this revenue procedure) and the issue is under consideration (within the meaning of section 3.09 of Rev. Proc. 2002-9, 2002-1 C.B. 327) for taxable years in examination, before an appeals office, or before the U.S. Tax Court in a taxable year that ends before November 24, 2003, the issue will not be further pursued by the Service.

#### SECTION 6. EFFECTIVE DATE

This revenue procedure is effective for taxable years ending on or after November 24, 2003.

#### SECTION 7. DRAFTING INFORMATION

The principal author of this revenue procedure is Paul Handleman of the Office of Associate Chief Counsel (Passthroughs and Special Industries). For further information regarding this revenue procedure, contact Mr. Handleman at (202) 622-3040 (not a toll-free call).

#### NOTE:

Following is a list of related instructions and forms for filing Form 1042-S Electronically/Magnetically:

- **Current Instructions for Form 1042-S**
- **Form 4419 — Application for Filing Information Returns Electronically/Magnetically**
- **Form 4804 — Transmittal of Information Returns Reported Magnetically**
- **Form 8508 — Request for Waiver From Filing Information Returns Magnetically**
- **Form 8809 — Request for Extension of Time To File Information Returns (Forms W-2, W-2G, 1042-S, 1098, 1099, 5498, and 8027)**
- **Notice 210 — Preparation Instructions for Media Labels**
- **Publication 515 — Withholding of Tax on Nonresident Aliens and Foreign Corporations (for general information and explanation of tax law associated with Form 1042-S)**
- **Publication 901 — U.S. Tax Treaties**

The Internal Revenue Service (IRS), Martinsburg Computing Center (MCC) encourages filers to make copies of the blank forms in the back of this publication for future use. These forms can also be obtained by calling 1-800-TAX-FORM (1-800-829-3676). You can also download forms and publications from the IRS Web Site at [www.irs.gov](http://www.irs.gov).



## IMPORTANT NOTES:

**IRS/MCC no longer accepts 8mm, 4mm, and Quarter-Inch Cartridges (QIC) for filing information returns.**

**The FIRE System will be down from December 24 through January 5 for upgrading. It is not operational during this time for electronic submissions.**

**Rev. Proc. 2003-83**

### TABLE OF CONTENTS

#### Part A. General

SEC. 1. PURPOSE .....	1102
SEC. 2. NATURE OF CHANGES—CURRENT YEAR (TAX YEAR 2003) .....	1102
SEC. 3. WHERE TO FILE AND HOW TO CONTACT THE IRS, MARTINSBURG COMPUTING CENTER.....	1103
SEC. 4. FILING REQUIREMENTS .....	1104
SEC. 5. VENDOR LIST .....	1104
SEC. 6. FORM 4419, APPLICATION FOR FILING INFORMATION RETURNS ELECTRONICALLY/MAGNETICALLY.....	1104
SEC. 7. TEST FILES .....	1106
SEC. 8. FILING OF INFORMATION RETURNS MAGNETICALLY AND RETENTION REQUIREMENTS.....	1106
SEC. 9. DUE DATES .....	1107
SEC. 10. PROCESSING OF INFORMATION RETURNS MAGNETICALLY AT IRS/MCC.....	1107
SEC. 11. VALIDATION OF INFORMATION RETURNS AT IRS SERVICE CENTER .....	1108
SEC. 12. COMMON SUBMISSION PROBLEMS .....	1109
SEC. 13. VOIDED AND CORRECTED RETURNS .....	1110
SEC. 14. TAXPAYER IDENTIFICATION NUMBER (TIN).....	1112
SEC. 15. EFFECT ON PAPER RETURNS AND STATEMENTS TO RECIPIENTS .....	1112
SEC. 16. DEFINITION OF TERMS .....	1113
SEC. 17. STATE ABBREVIATIONS .....	1116

#### Part B. Electronic Filing Specifications

SEC. 1. BACKGROUND .....	1116
SEC. 2. ADVANTAGES OF FILING ELECTRONICALLY.....	1116
SEC. 3. GENERAL.....	1117
SEC. 4. ELECTRONIC FILING APPROVAL PROCEDURE .....	1117
SEC. 5. TEST FILES .....	1117
SEC. 6. ELECTRONIC SUBMISSIONS.....	1117

SEC. 7. PIN REQUIREMENTS .....	1118
SEC. 8. ELECTRONIC FILING SPECIFICATIONS .....	1118
SEC. 9. DIAL-UP NETWORK/BROWSER SPECIFICATIONS (WEB INTERFACE).....	1118
SEC. 10. COMMUNICATIONS SOFTWARE SPECIFICATIONS (TEXT INTERFACE).....	1121
SEC. 11. MODEM CONFIGURATION.....	1124
SEC. 12. COMMON PROBLEMS ASSOCIATED WITH ELECTRONIC FILING .....	1124

**Part C. Magnetic Media Specifications**

SEC. 1. GENERAL.....	1126
SEC. 2. TAPE CARTRIDGE SPECIFICATIONS .....	1126
SEC. 3. 3½-INCH DISKETTE SPECIFICATIONS.....	1126
SEC. 4. TRANSMITTER “T” RECORD.....	1127
SEC. 5. WITHHOLDING AGENT “W” RECORD .....	1129
SEC. 6. RECIPIENT “Q” RECORD .....	1132
SEC. 7 RECONCILIATION “C” RECORD .....	1137
SEC. 8. END OF TRANSMISSION “F” RECORD .....	1138

**Part D. Extensions of Time and Waivers**

SEC. 1. GENERAL — EXTENSIONS.....	1139
SEC. 2. SPECIFICATIONS FOR ELECTRONIC FILING OR MAGNETIC MEDIA EXTENSIONS OF TIME .....	1140
SEC. 3. RECORD LAYOUT — EXTENSION OF TIME .....	1140
SEC. 4. EXTENSION OF TIME FOR RECIPIENT COPIES OF INFORMATION RETURNS.....	1141
SEC. 5. FORM 8508, REQUEST FOR WAIVER FROM FILING INFORMATION RETURNS ON MAGNETIC MEDIA .....	1142

Use this Revenue Procedure to prepare Tax Year 2003 and prior year information returns for submission to Internal Revenue Service (IRS) using any of the following:

- Electronic Filing
- Tape Cartridge
- 3½-Inch Diskette

**This Revenue Procedure is not revised every year. Updates will be printed as needed in the Internal Revenue Bulletin. General Instructions for Form 1042-S are revised every year. Be sure to consult current instructions when preparing Form 1042-S.**

**Part A. General**

Revenue Procedures are generally revised annually to reflect legislative and form changes. Comments concerning this Revenue Procedure, or suggestions for making it more helpful, can be addressed to:

Internal Revenue Service  
Martinsburg Computing Center  
Attn: Information Reporting Program  
230 Murall Drive  
Kearneysville, WV 25430

## Sec. 1. Purpose

**.01** The purpose of this Revenue Procedure is to provide the specifications for filing Form 1042-S with IRS electronically through the FIRE (Filing Information Returns Electronically) System or magnetically, using IBM 3480, 3490, 3490E, 3590, 3590E or AS400 compatible tape cartridges or 3½-inch diskette. **IRS/MCC will no longer accept 8mm, 4mm and Quarter-Inch Cartridges (QIC) for the processing of information returns.** This Revenue Procedure must be used to prepare current and prior year information returns **filed beginning January 1, 2004, and received by IRS/MCC or postmarked by December 31, 2004.**

**.02** Generally, the box names on the paper Form 1042-S correspond with the fields used to file electronically/magnetically; however, if discrepancies occur, the instructions in this Revenue Procedure govern.

**.03** This Revenue Procedure supersedes Rev. Proc. 2001-40 published as Publication 1187, Specifications for Filing Form 1042-S, Foreign Person's U.S. Source Income Subject to Withholding, Electronically or Magnetically.

**.04** Refer to Part A, Sec.16, for definitions of terms used in this publication.

**.05** Specifications for filing Forms W-2, Wage and Tax Statements, electronically/magnetically are available from the Social Security Administration (SSA) **only**. Filers can call 1-800-SSA-6270 to obtain the phone number of the SSA Employer Service Liaison Officer for their area.

**.06** IRS/MCC does **not** process Forms W-2. Paper **and/or** magnetic media for Forms W-2 must be sent to SSA. IRS/MCC does, however, process waiver requests (Form 8508) and extension of time to file requests (Form 8809) for Forms W-2 and requests for an extension of time to provide the employee copies of Forms W-2.

**.07** The following Revenue Procedures and publications provide more detailed filing procedures for certain information returns:

- (a) 2003 Instructions for Form 1042-S.
- (b) Publication 1179, Rules and Specifications for Private Printing of Substitute Forms 1096, 1098, 1099, 1042-S, 5498, and W-2G.
- (c) Publication 1239, Specifications for Filing Form 8027, Employer's Annual Information Return of Tip Income and Allocated Tips, Electronically or Magnetically.
- (d) Publication 1220, Specifications for Filing Forms 1098, 1099, 5498, and W-2G, Electronically or Magnetically.
- (e) Publication 1245, Specifications for Filing Form W-4, Employee's Withholding Allowance Certificate, Electronically or Magnetically.

## Sec. 2. Nature of Changes—Current Year (Tax Year 2003)

**.01** The title of Publication 1187 is changed to Specifications for Filing Form 1042-S, Foreign Person's U.S. Source Income Subject to Withholding, Electronically or Magnetically.

**.02** The organization of information in Publication 1187 was changed for emphasis and clarity. All extension and waiver information is contained in Part D, Extensions of Time and Waivers. Part E, Miscellaneous Information, was deleted since this information is found in Part A, Sec. 3. Part B is now Electronic Filing Specifications, Part C is Magnetic Media Specifications, and Part D is Extensions of Time and Waivers.

**.03** A new Section 12, Common Submission Problems, was added to Part A. The sections following Section 12 were renumbered.

**.04** IRS/MCC no longer accepts 8mm, 4mm and Quarter-Inch Cartridges for the filing of Forms 1042-S.

**.05** Money amounts in the Recipient "Q" Record must equal the total amounts reported in the corresponding fields in the Reconciliation "C" Record.

**.06** Do not send a file that doesn't include Recipient "Q" Records. If there are no Recipient "Q" Records to report, do not send a file of Transmitter "T", Withholding Agent "W", Reconciliation "C" and End of Transmission "F" Records.

**.07** In the Transmitter "T" Record, Province Code, positions 117-118, the Province Code for Quebec was changed to QC. The new Province Code, NU, for Nunavut was added.

**.08** In the Recipient "Q" Record, if Recipient Code 20 is used, Recipient Name Line-1, must be reported as "Unknown" and additional recipient name and address lines must be blank.

**.09** Additional editorial changes of a clarifying nature have been made throughout this publication. Please read the entire publication carefully.

### Sec. 3. Where To File and How to Contact the IRS, Martinsburg Computing Center

.01 All information returns filed electronically or magnetically are processed at IRS/MCC. Files containing information returns and requests for IRS electronic filing and magnetic media information should be sent to the following address:

IRS–Martinsburg Computing Center  
Attn: 1042–S Reporting  
230 Murall Drive  
Kearneysville, WV 25430

.02 All requests for an extension of time to file information returns with IRS/MCC or to the recipients, and requests for undue hardship waivers filed on Form 8508, should be sent to the following address:

IRS–Martinsburg Computing Center  
Information Reporting Program  
**Attn: Extension of Time Coordinator**  
240 Murall Drive  
Kearneysville, WV 25430

.03 The telephone numbers for electronic or magnetic media inquiries submissions are:

#### CUSTOMER SERVICE SECTION

**TOLL-FREE 1–866–455–7438 or Outside the U.S. 304–263–8700**

**email at [mccirp@irs.gov](mailto:mccirp@irs.gov)**

**304–267–3367 — TDD**

**(Telecommunication Device for the Deaf)**

**304–264–5602 — Fax Machine**

**Electronic Filing — FIRE system**

**304–262–2400**

**TO OBTAIN FORMS:**

**1–800–TAX–FORM (1–800–829–3676)**

**[www.irs.gov](http://www.irs.gov) — IRS Web Site access to forms**

.04 Current Instructions for Form 1042–S have been included in the Publication 1187 for your convenience. The Form 1042–T is used only to transmit Copy A of **paper** Form 1042–S. If filing paper returns, follow the mailing instructions on Form 1042–T and submit the paper returns to the Internal Revenue Service Center, Philadelphia, PA 19255.

.05 Requests for paper Form 1042–S and publications relating to electronic/magnetic media filing should be made by calling the IRS toll-free number **1–800–TAX–FORM (1–800–829–3676)** or via the IRS Web Site at **[www.irs.gov](http://www.irs.gov)**.

.06 Questions pertaining to magnetic media filing of Forms W–2 **must** be directed to the Social Security Administration (SSA). Filers can call 1–800–SSA–6270 to obtain the phone number of the SSA Employer Service Liaison Officer for their area.

.07 Filers **should not** contact IRS/MCC if they have received a penalty notice and need additional information or are requesting an abatement of the penalty. A penalty notice contains an IRS representative’s name and/or phone number for contact purposes; or, the filer may be instructed to respond in writing to the address provided. IRS/MCC does **not** issue penalty notices and does **not** have the authority to abate penalties. For penalty information, refer to the Penalty section of the current Instructions for Form 1042–S.

.08 A taxpayer or authorized representative may request a copy of a tax return, including Form W–2 filed with a return, by submitting Form 4506, Request for Copy or Transcript of Tax Form, to IRS. This form may be obtained by calling **1–800–TAX–FORM (1–800–829–3676)**. For any questions regarding this form, call 215–516–2000. This is not a toll-free number.

.09 The Information Reporting Program Customer Service Section (IRP/CSS), located at IRS/MCC, answers electronic/magnetic media, paper filing and tax law questions from the payer community relating to the filing of business information returns (Forms 1096, 1098, 1099, 5498, 8027, W–2G, and W–4). IRP/CSS also answers questions relating to the electronic/magnetic media filing of Form 1042–S. Inquiries dealing with backup withholding and reasonable cause requirements due to missing and incorrect taxpayer identification numbers are also addressed by IRP/CSS. Assistance is available year-round to payers, transmitters, and employers nationwide, Monday through Friday, 8:30 a.m. to 4:30 p.m. Eastern time, by calling toll-free **1–866–455–7438** or via email at [mccirp@irs.gov](mailto:mccirp@irs.gov). **Do**

**not include SSNs or EINs on emails since this is not a secure line.** The Telecommunications Device for the Deaf (TDD) toll number is 304-267-3367. Call as soon as questions arise to avoid the busy filing seasons at the end of January and February. Recipients of information returns (payees) should continue to contact 1-800-829-1040 with any questions on how to report the information returns data on their tax returns.

**Note:** The Customer Service Section does not answer tax law questions concerning the requirements for withholding of tax on payments of U.S. source income to foreign persons under Chapter 3 of the Code. If you need such assistance, you may call 215-516-2000 (not a toll-free number) or write to: Philadelphia Internal Revenue Service, International Section, P.O. Box 920, Bensalem, PA 19020-8518.

## Sec. 4. Filing Requirements

.01 The regulations under section 6011(e)(2)(A) of the Internal Revenue Code provide that any person, including a corporation, partnership, individual, estate, and trust, who is required to file 250 or more information returns must file such returns electronically/magnetically. Withholding agents who meet the threshold of 250 or more Forms 1042-S are required to submit their information electronically or magnetically.

**Note:** Even though filers with less than 250 information returns are not required to submit the information returns electronically or magnetically and may submit them on paper, IRS encourages filers to transmit those information returns electronically or magnetically.

.02 These requirements apply separately to both originals and corrections filed electronically/magnetically.

.03 All filing requirements that follow apply individually to each reporting entity as defined by its separate Taxpayer Identification Number (TIN), [Social Security Number (SSN), Employer Identification Number (EIN), Individual Taxpayer Identification Number (ITIN), or Qualified Intermediary Employer Identification Number (QI-EIN)]. For example, if a corporation with several branches or locations uses the same EIN, the corporation must aggregate the total volume of returns to be filed for that EIN and apply the filing requirements to each type of return accordingly.

.04 Filers who are required to submit their information returns on magnetic media may choose to submit their documents by electronic filing. IRS/MCC has one method for filing information returns electronically; see Part B.

.05 The above requirements do not apply if the filer establishes hardship (see Part D, Sec. 5).

## Sec. 5. Vendor List

.01 IRS/MCC prepares a list of vendors who support electronic filing or magnetic media. The Vendor List (Pub. 1582) contains the names of service bureaus that will produce files on the prescribed types of magnetic media or via electronic filing. It also contains the names of vendors who provide software packages for filers who wish to produce electronic or magnetic media files on their own computer systems. This list is compiled as a courtesy and in no way implies IRS/MCC approval or endorsement.

.02 If filers meeting the filing requirements engage a service bureau to prepare media on their behalf, the filers should be careful not to report duplicate data, which may cause penalty notices to be generated.

.03 The Vendor List, Publication 1582, is updated as needed. The most current copy is available by contacting IRS/MCC toll-free at 1-866-455-7438 or in writing (see Part A, Sec. 3). The Vendor List is also available at [www.irs.gov](http://www.irs.gov).

.04 A vendor who offers a software package, has the ability to produce magnetic media for customers, or has the capability to electronically file information returns, and would like to be included on the list, must submit a written request to IRS/MCC. The request should include:

- (a) Company name,
- (b) Address (include city, state, and ZIP code),
- (c) Telephone number (include area code),
- (d) Email address,
- (e) Contact person,
- (f) Type(s) of service provided (e.g., service bureau and/or software),
- (g) Type(s) of media offered (e.g., tape cartridge, 3 1/2-inch diskette, or electronic filing),
- (h) Type(s) of return(s)

## Sec. 6. Form 4419, Application for Filing Information Returns Electronically/Magnetically

.01 Transmitters are required to submit Form 4419, Application for Filing Information Returns Electronically/Magnetically, to request authorization to file information returns with IRS/MCC. A single Form 4419 may be filed. IRS/MCC encourages transmitters who file for multiple withholding agents or qualified intermediaries to submit one application and to use the assigned TCC for all. Please make sure you submit your electronic/magnetic files using the correct TCC.

## EXCEPTIONS

**An additional Form 4419 is required for filing each of the following types of returns:  
Forms 1098, 1099, 5498, W-2G, 8027 and Questionable W-4.**

FORM	TITLE	EXPLANATION
1098, 1099, 5498, W-2G	Various types of information returns	Payments subject to reporting requirements under Code Section 6011(e)(2)(A), including interest, dividends, royalties, pensions and annuities, gambling winnings and compensation for personal services.
8027	Employer's Annual Information Return of Tip Income and Allocated Tips	Receipts from operations where tipping is customary. Used by employers to report employees' tips or allocated tips.
Questionable W-4 (See Note)	Employer's Withholding Allowance Certificate	Forms received during the quarter from employees still employed at the end of the quarter who claim (a) More than 10 withholding allowances, or (b) Exempt status and wages normally would be more than \$200 a week.

**Note: Employers are not required to send other Forms W-4 unless notified to do so by the IRS.**

**.02** Tape cartridge, diskette, and electronically-filed returns may not be submitted to IRS/MCC until the application has been approved. Please read the instructions on the back of Form 4419 carefully. A Form 4419 is included in the Publication 1187 for the filer's use. This form may be photocopied. Additional forms may be obtained by calling **1-800-TAX-FORM (1-800-829-3676)**. The form is also available at [www.irs.gov](http://www.irs.gov).

**.03** Upon approval, a five-character alpha/numeric Transmitter Control Code (TCC) beginning with the digits "**22**" will be assigned and included in an approval letter. The TCC **must** be coded in the Transmitter "T" Record. If a transmitter uses more than one TCC to file, each TCC must be reported on separate media or in separate transmissions if filing electronically.

**.04** When revisions occur, a Publication 1187 containing the current Revenue Procedure, forms, and instructions will be sent to the attention of the contact person indicated on Form 4419.

**.05** If **any** of the information (name, TIN or address) on the Form 4419 changes, please notify IRS/MCC in writing so the IRS/MCC database can be updated. However, a change in the method by which information returns are being submitted is not information which needs to be updated (*e.g.*, tape cartridge to diskette). The transmitter should include the TCC in all correspondence.

**.06** Form 4419 may be submitted anytime during the year; however, it **must** be submitted to IRS/MCC at least 30 days before the due date of the return(s) for current year processing. This will allow IRS/MCC the minimum amount of time necessary to process and respond to applications. In the event that computer equipment or software is not compatible with IRS/MCC, a waiver may be requested to file returns on paper documents.

**.07** IRS/MCC encourages a transmitter who files for multiple withholding agents to submit one application and to use the assigned TCC for all withholding agents.

**.08** If a withholding agent's files are prepared by a service bureau, it may not be necessary for the withholding agent to submit an application to obtain a TCC. Some service bureaus will produce files, code their own TCC on the media, and send it to IRS/MCC for the withholding agent. Other service bureaus will prepare magnetic media and return the media to the withholding agent for submission to IRS/MCC. These service bureaus may require the withholding agent to obtain a TCC to be coded in the Transmitter "T" Record. Withholding agents should contact their service bureaus for further information.

**.09** Once a transmitter is approved to file electronically or magnetically, it is not necessary to reapply each year **unless:**

- (a) The withholding agent has discontinued filing electronically or magnetically for two consecutive years; the withholding agent's TCC may have been reassigned by IRS/MCC. Withholding agents who are aware that the TCC assigned will no longer be used are requested to notify IRS/MCC so these numbers may be reassigned; **or**

(b) The withholding agent's magnetic media files were transmitted in the past by a service bureau using the service bureau's TCC, but now the withholding agent has computer equipment compatible with that of IRS/MCC and wishes to prepare his or her own files. The withholding agent must request a TCC by filing Form 4419.

.10 One Form 4419 may be submitted regardless of how many types of media or methods are used to file the return. Multiple TCCs will only be issued to withholding agents with multiple TINs. Only one TCC will be issued per TIN unless the filer has checked the application for the following forms in addition to the Form 1042-S: Forms 1098, 1099, 5498, W-2G, 8027, and/or W-4. A separate TCC will be assigned for these forms.

.11 Approval to file does not imply endorsement by IRS/MCC of any computer software or of the quality of tax preparation services provided by a service bureau or software vendor.

## Sec. 7. Test Files

.01 IRS/MCC strongly encourages all electronic or magnetic media filers to submit a test. The test file must consist of a sample of each type of record:

- (a) Transmitter "T" Record
- (b) Withholding Agent "W" Record
- (c) Multiple Recipient "Q" Records (**at least 20**)
- (d) Reconciliation "C" Record
- (e) End of Transmission "F" Record

.02 Use the Test Indicator "TEST" (upper case) in Field Positions 195-198 of the "T" Record to show this is a test file.

.03 IRS/MCC will check the file to ensure it meets the specifications of this Revenue Procedure. For current filers, sending a test file will provide the opportunity to ensure their software reflects all required programming changes. Filers are reminded that no validity, consistency, or math error tests will be conducted.

.04 Tests should be sent to IRS/MCC between January 1 and February 15. Tests must be received at MCC by February 15 in order to be processed.

.05 For tests filed on tape cartridge, and 3 1/2-inch diskette, the transmitter must include the signed Form 4804 in the same package with the corresponding magnetic media. Mark the "TEST" box in Block 1 on the form. Also, mark "TEST" on the external media label.

.06 IRS/MCC will send a letter of acknowledgment to indicate the test results for magnetic media with documentation identifying the fatal errors. Resubmission of magnetic media test files must be received by IRS/MCC no later than February 15. See Part B, Sec. 5.03 for information on electronic test results.

.07 Magnetic media will not be returned to filers.

**Note: Validity, consistency and related math error checks within individual "Q" Records will no longer be conducted as part of MCC's testing procedures.**

## Sec. 8. Filing of Information Returns Magnetically and Retention Requirements

.01 Form 4804, Transmittal of Information Returns Reported Magnetically, or a computer-generated substitute, must accompany all magnetic media shipments.

.02 IRS/MCC allows for the use of computer-generated substitutes for Form 4804. The substitutes must contain all information requested on the original forms including the affidavit and signature line. Photocopies are acceptable but an original signature is required. When using computer-generated forms, be sure to mark very clearly which tax year is being reported. This will eliminate phone communication from IRS/MCC to question the tax year.

.03 Multiple types of media may be submitted in a shipment. However, submit a separate Form 4804 for each type of media.

.04 Current and prior year data may be submitted in the same shipment; however, each tax year must be on separate media, and a separate Form 4804 must be prepared to clearly indicate each tax year.

.05 Filers who have prepared their information returns in advance of the due date should submit this information to IRS/MCC no earlier than January 1 of the year the return is due.

.06 Do not report duplicate information. If a filer submits returns electronically/magnetically, identical paper documents must not be filed. This may result in erroneous penalty notices.

.07 Form 4804 may be signed by the withholding agent or the transmitter, service bureau, paying agent, or disbursing agent (all hereafter referred to as agent) on behalf of the payer. Failure to sign the affidavit on Form 4804 may delay processing or could result in IRS/MCC requesting a replacement file. An agent may sign the Form 4804 if the agent has the authority to sign the affidavit under an agency agreement (either oral, written, or implied) that is valid under state law and adds the caption "FOR: (name of withholding agent/payer)."

.08 Although an authorized agent may sign the affidavit, the withholding agent is responsible for the accuracy of the Form 4804 and the returns filed. The withholding agent will be liable for tax and interest penalties for failure to comply with filing requirements.

.09 A self-adhesive external media label, created by the filer, must be affixed to each piece of magnetic media. For instructions on how to prepare an external media label, refer to Notice 210 in the forms section of this publication.

.10 On the outside of the shipping container, affix or attach a label which reads “**IRB Box \_\_\_\_\_ of \_\_\_\_\_**” reflecting the number of containers in the shipment. (Filers can create a label with this information or cut out one of the labels on the special label page provided in this publication.) If there is only one container, mark the outside as Box 1 of 1. For multiple containers, include the sequence (for example, Box 1 of 3, 2 of 3, 3 of 3).

.11 When submitting magnetic files include the following:

- (a) A **signed** Form 4804;
- (b) External media label (created by filer) affixed to magnetic media;
- (c) IRB Box \_\_\_\_\_ of \_\_\_\_\_ outside label.

.12 IRS/MCC will not pay for or accept “Cash-on-Delivery” or “Charge to IRS” shipments of tax information that an individual or organization is legally required to submit.

.13 Withholding agents should retain a copy of the information returns filed with IRS or have the ability to reconstruct the data for at least 3 years from the due date of the returns.

## Sec. 9. Due Dates

.01 The due dates for filing paper returns with IRS also apply to magnetic media. Filing of Form 1042-S is on a calendar year basis.

.02 Form 1042-S filed magnetically must be submitted to IRS/MCC postmarked on or before March 15.

.03 If any due date falls on a Saturday, Sunday, or legal holiday, the return or statement is considered timely if filed or furnished on the next day that is not a Saturday, Sunday, or legal holiday.

.04 Magnetic media returns postmarked by the United States Postal Service (USPS) on or before March 15, and delivered by United States mail to IRS/MCC after the due date, are treated as timely under the “timely mailing as timely filing” rule. Notice 97-26, 1997-1 C.B. 413, provides rules for determining the date that is treated as the postmark date. A similar rule applies to items delivered by private delivery services (PDSs) designated by the IRS. A PDS must be designated by the IRS before it will qualify for the timely mailing rule. (See **Note**.) Notice 99-41, 1999-35 I.R.B. 325, provides the list of designated PDSs. Designation is effective until the IRS issues a revised list. For items delivered by a non-designated PDS, the actual date of receipt by IRS/MCC will be used as the filing date. For items delivered by a designated PDS, but through a type of service not designated in Notice 99-41, the actual date of receipt by IRS/MCC will be used as the filing date.

**Note:** Due to security regulations at MCC, the Internal Revenue police officers will only accept media from PDSs or couriers from 7:00 a.m. to 5:00 p.m., Monday through Friday.

.05 Statements to recipients must be mailed on or before March 15.

## Sec. 10. Processing of Information Returns Magnetically at IRS/MCC

.01 All data received at IRS/MCC for processing will be given the same protection as individual income tax returns (Form 1040). IRS/MCC will process the data and determine if the records are formatted and coded according to this Revenue Procedure.

.02 **If the data is formatted incorrectly, IRS/MCC will request a replacement file in writing. When IRS/MCC requests a replacement file, it is because we encountered errors and were unable to process the media. Filers will receive a Media Tracking Slip (Form 9267) and letter detailing the reason(s) their media could not be processed. It is imperative that filers maintain backup copies and/or recreate capabilities for their information return files.**

- A **replacement** is an information return file sent by the filer **at the request of IRS/MCC** because of errors encountered while processing the filer’s original submission. After necessary changes have been made, the file must be resubmitted for processing along with the Media Tracking Slip (Form 9267) which was included in the correspondence from IRS/MCC. Filers should never send anything to IRS/MCC marked “Replacement” unless IRS/MCC has requested a replacement file in writing or via the FIRE System.

.03 The following list of errors are considered fatal processing errors and will cause IRS/MCC to request a replacement file:

- (a) **Pre-processing Errors:**
  - Damaged Media
  - Media Type Invalid/Missing
  - Invalid Record Length (**MUST** be 780 positions)
  - Invalid Block Size (**cannot** exceed 23,400)



**(b) Processing Errors:**

- Invalid Tax Year
- Transmitter Control Code Invalid/Missing (**MUST** begin with “22”)
- No Transmitter Record (“T” Record)
- No Withholding Agent Record (“W” Record)
- No Recipient Record (“Q” Record)
- No Reconciliation Record (“C” Record)
- No End of Transmission Record (“F” Record)
- Records are not in proper sequence (*e.g.*, T, W, Q, C, F)
- No data entered in “W” Record
- No data entered in “Q” Record
- No data entered in “C” Record
- No data entered in a “Required” field
- Count of “Q” Records missing in “C” Record
- Total “Q” Record count differs from count indicated in “C” Record
- Total Gross Amount Paid missing in “C” Record
- Total U.S. Tax Withheld missing in “C” Record
- Total Gross Amount in “Q” Records differs from amount indicated in “C” Record
- Total U.S. Tax Withheld amount in “Q” Records differs from amount indicated in “C” Record

**.04** Magnetic media files must be corrected and returned with the Media Tracking Slip (Form 9267) to IRS/MCC within 45 days from the date of the letter. Refer to Part B, Section 6, for procedures for correcting files submitted electronically. A penalty for failure to file correct information returns by the due date will be assessed if the files are not corrected and replaced within the 45 days **or if IRS/MCC requests replacement files more than two times**. A penalty for intentional disregard of the filing requirements will be assessed if a replacement file is not received. (For penalty information, refer to the Penalty section of the current Instructions for Form 1042-S.)

**.05** A letter identifying errors encountered will be provided. It is the responsibility of the transmitter to check the entire replacement file for errors before resubmitting.

**.06** IRS/MCC will not return magnetic media. Therefore, if the transmitter wants proof that IRS/MCC received a shipment, the transmitter should select a service with tracking capabilities or one that will provide proof of delivery.

**.07** IRS/MCC will work with filers as much as possible to assist with processing problems.

## **Sec. 11. Validation of Information Returns at IRS Service Center**

**.01** The accuracy of data reported on Form 1042-S will now be reviewed and validated at the IRS Service Center. All fields indicated as “**Required**” in the record layouts in Part C **must** contain valid information. If the Service identifies an error, you will be notified and required to provide correct information.

**.02 Know your recipient!**

**.03** The tax rate entered must be a valid tax rate based on the Internal Revenue Code or on a valid treaty article. The valid treaty rate is based on the recipient’s country of residence for tax purposes. The rate selected must be justified by the appropriate treaty.

**.04** The Gross Income amount field must reflect pretax income. The Gross Income amount is the total income paid before any deduction of tax at source.

**.05** If a qualified intermediary is acting as such, either as a withholding agent or as a recipient, the TIN reported must be a QI-EIN, WP-EIN or WT-EIN and must begin with “98”. See definition of QI in the Instructions for Form 1042-S.

**.06** Country Codes used must be valid codes taken from the Country Code Table. Generally, the use of “OC” or “UC” will generate an error condition. If a recipient is claiming treaty benefits, the Country Code can never be “OC” or “UC”.

**.07** If a recipient is an “Unknown Recipient” or “Withholding Rate Pool”, no address should be present. These are the only two situations where a street address is not required.

**.08** A U.S. TIN for a recipient is now generally required, particularly for most treaty benefits. The exceptions are very limited and are listed in the current Instructions for Form 1042-S.

**.09** Apply the following formula to determine U.S. Federal Tax Withheld (field positions 48–59 of the “Q” Record). All field positions described below are in the “Q” Record.

### Income Codes (15–19)

Gross Income Paid (6–17)  
– Withholding Allowance (18–29)  
= Net Income Amount (30–41)  
X Tax Rate (42–45)  
= U.S. Federal Tax Withheld (48–59)

### All other Income Codes

Gross Income Paid (6–17)  
X Tax Rate (42–45)  
= U.S. Federal Tax Withheld (48–59)

.10 If the Recipient Code is 20 (Unknown Recipient), the tax rate **must** be 30%.

.11 When making a payment to an international organization (*e.g.*, United Nations) or a tax-exempt organization under IRC 501(a), use Country Code “OC”. Use “UC” only when you have an “Unknown Recipient”.

.12 When using Exemption Code 4, the Recipient Country of Residence Code for Tax Purposes **MUST** be a **VALID** treaty country (*e.g.* if tax resident of Northern Ireland use United Kingdom). Do not use Exemption Code 4 unless a reduction or exemption of tax is based on a treaty claim.

.13 Generally, payments under Income Codes 06 and 08 are not exempt from withholding, however, certain exceptions apply. See the current Instructions for Form 1042–S.

.14 If income is from gambling winnings (Income Code 28) or is not specified (Income Code 50), the tax rate must generally be 30%. This type of income is only exempt from withholding at source if the exemption is based on a tax treaty that has an “Other Income” article.

.15 If Income Code 20 (Earnings as Artist or Athlete) is used, the Recipient Code must be 09. Do not use Recipient Code 01 (Individual), 02 (Corporation), or 03 (Partnership). Generally, the tax rate cannot be reduced even if a treaty may apply.

.16 When paying scholarship and fellowship grants (Income Code 15), the Recipient’s Country of Residence for Tax Purposes must be identified and cannot be “OC” or “UC”. Grants that are exempt under Code Section 117 are no longer required to be reported on Form 1042–S.

**Note: Grants that are exempt under Code 117 include only amounts provided for tuition, fees, books, and supplies to a qualified student. Amounts provided for room and board can only be exempted under a tax treaty and must be reported on Form 1042–S whether exempt from tax or not.**

.17 If a student is receiving compensation (Income Code 19) or a teacher or a researcher is receiving compensation (Income Code 18), all or part of which is exempted from tax under a tax treaty, the Country of Residence for Tax Purposes must be identified and cannot be “OC” or “UC”.

## **Sec. 12. Common Submission Problems**

.01 Publication 1187 is a format document, **not** a tax law document. Therefore, this publication cannot provide for all possible reporting situations. For any given record entry, it is the responsibility of the filer to make sure that the relevant tax law is applied to the record entry being made.

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### **1. Incorrect TIN indicator in the “W” Record**

Be careful that the correct TIN Indicator is used. A U.S. withholding agent always has an EIN. Only a foreign withholding agent that has entered into a Qualified Intermediary agreement with the IRS can have a QI-EIN. If the withholding agent is a foreign company then a foreign address must be entered in the withholding agent address fields.

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### **2. Blank or invalid information in the Withholding Agent’s name and address fields**

The IRS error correction process requires that the “W” Record be checked for validity before the “Q” Record can be corrected. Please ensure that the withholding agent’s Name, EIN, Street Address, City and State or Country is present along with the appropriate Postal or ZIP Code. Withholding Agent’s Name Line–1 **must** contain the withholding agent’s name.

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### **3. Missing Recipient TIN in the “Q” Record**

A Recipient TIN **must** be present in order to allow a reduction or exemption from withholding at 30% tax rate. The only major exceptions to this rule involve payments of portfolio interest, dividends, and certain royalty payments. If the recipient doesn’t have a TIN, one must be applied for and provided to the withholding agent before a reduction or exemption of withholding is allowed.

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#### 4. Invalid recipient name and address information

The recipient name entered in Recipient's Name Line-1 must be the same name shown on the withholding certification document provided to and retained by the withholding agent. Recipient's Street Line-1 should only show the official street address. Use Recipient's Street Line-2 for additional internal distribution information such as mail stop numbers or attention information. Follow the instructions for entry of foreign postal codes, cities and countries. Do not input all information in the City field. Use the appropriate fields and codes.

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#### 5. Incorrect use of Recipient Code 20 (Unknown Recipient)

This Recipient Code may be used **only** if no withholding certification document has been provided to and retained by the withholding agent, or the withholding certification document provided to and retained has been determined by the withholding agent to be incomplete or otherwise unreliable. If Recipient Code 20 is used then Recipient Name Line-1 must contain the words Unknown Recipient and the other name and address fields must be blank.

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#### 6. Incorrect use of Recipient Code 20 and the Tax Rate and U. S. Tax Withheld fields

If Recipient Code 20 is used, the Tax Rate and the U.S. Tax Withheld must always be 30%. Exemption Code 04 (treaty exemption) **CANNOT BE USED**.

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#### 7. Incorrect use of Country Codes in the "Q" Record

There are 3 places in the "Q" Record where country information must be entered. Generally, the information entered in these three fields should be consistent. The country list in the Instructions for Form 1042-S is comprehensive. **Do not** use any code that isn't on the list. Read the instructions for Form 1042-S regarding the use of "OC" and "UC". **Do not** use these two codes under any circumstance other than those specifically indicated in the Instructions for Form 1042-S.

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#### 8. Incorrect reporting of Tax Rates in the "Q" Record

A Table of Allowable Tax Rates can be found in Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities. Please refer to this table and only use the tax rates listed. "Blended rates" are not allowed. If a tax rate for a given recipient changes during the year, two "Q" Records must be submitted.

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#### 9. Total amounts reported in the "C" Record do not equal the total amounts reported in the "Q" Records.

The total Gross Income and U.S. Tax Withheld reported in the "Q" Record must equal the Total Gross Income and Total U.S. Tax Withheld reported in the corresponding "C" Record.

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.02 Problems relating specifically to filing Form 1042-S electronically can be found in Part B, Sec. 12.

### Sec. 13. Voided and Corrected Returns

.01 A corrected record must always have a corresponding voided record submitted prior to or in association with the corrected record.

.02 To provide clarification of the correction process for Form 1042-S, the following definitions have been provided:

- (a) A void record is an information return (Form 1042-S) submitted by the transmitter to delete a previously filed incorrect original return. A void record must be a duplicate of the original successfully processed return with the exception of a Return Type Indicator of "1" (1 = Void) in field position 2 of the "W" and "Q" Records. The voided "Q" Record can be filed with or without a corresponding correction record. For example, a Form 1042-S was submitted, and it should have been prepared as a Form 1099. A "Q" Record with the original Form 1042-S information would be filed with a Return Type Indicator of "1" (1 = Void) in field position 2. In this instance, a corresponding "Q" Record coded as a correction would NOT be necessary and should not be submitted.
- (b) A correction is an information return (Form 1042-S) submitted by the transmitter to correct a return that was successfully processed by IRS/MCC, but contained erroneous information. A Return Type Indicator of "2" (2 = Corrected) in field position 2 of the "W" and "Q" Records identifies a correction record. **A corrected record must always have a corresponding voided record submitted prior to or in association with the corrected record.**

.03 The magnetic media filing requirement of information returns of 250 or more applies separately to both original and corrected returns.

**EXAMPLE** If a withholding agent has 100 Forms 1042-S to be corrected, they can be filed on paper because they fall under the 250 threshold. However, if the withholding agent has 300 Forms 1042-S to be corrected, they must be filed electronically or magnetically because they exceed the 250 threshold. If for some reason a withholding agent cannot file the 300 corrections on magnetic media, to avoid penalties, a request for a waiver must be submitted before filing on paper. If a waiver is approved for original documents, any corrections for the same type of return will be covered under this waiver.

**.04** Corrections should be filed **as soon as possible**. Corrections filed after August 1 may be subject to the maximum penalty of \$50 per return. Corrections filed by August 1 may be subject to a lesser penalty. For information on penalties, refer to the Penalty section of the current Instructions for Form 1042-S. However, if a withholding agent discovers errors after August 1, the withholding agent is still required to file corrections or be subject to a penalty for intentional disregard of the filing requirements. If a record is incorrect, all fields on that record must be completed with the correct information. Submit corrections only for the returns filed in error. Do not submit the entire file. Furnish corrected statements to recipients as soon as possible.

**.05** Corrected returns must be identified on the Form 4804 and the external media label by indicating "Correction".

**Note: Do not include original returns and corrected returns on the same media or in the same electronic file.**

**.06** If filers discover that certain information returns were omitted on their original file, they must not code these documents as corrections. The file must be coded and submitted as an original file.

**.07** Prior year data, original and corrected, **must** be filed according to the requirements of this Revenue Procedure. If submitting prior year corrections, use the record format for the current year and submit on separate media. However, use the actual year designation of the correction in Field Positions 2-5 of the "T" Record. If filing electronically, a separate transmission must be made for each tax year.

**.08** In general, filers should submit corrections for returns filed within the last 3 calendar years.

**.09** All paper returns, whether original or corrected, must be filed with IRS Philadelphia Service Center.

**.10** Form 4804 must be submitted with corrected files submitted magnetically.

**.11** The "Q" Record provides a 20-position field (positions 72-91) for the recipient's account number assigned by the withholding agent. This number will help identify the appropriate incorrect return if more than one return is filed for a particular payee. This number should appear on the initial return and on the corrected return in order to identify and process the correction properly. **Do not enter a TIN in this field.**

**.12** The record sequence for filing corrections is the same as for original returns.

**.13** Following is a chart showing the steps to be taken for voiding and correcting Form 1042-S:

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### Guidelines for Filing Corrected Returns Electronically/Magnetically

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#### Transaction 1: Identify incorrect returns (void process)

The record sequence for filing corrections is the same as for original returns. Create the file in the following order exactly the same as the original transmission:

- (a) Transmitter "T" Record
- (b) Withholding Agent "W" Record with a Return Type Indicator of "1" (1 = Void) in field position 2
- (c) Recipient "Q" Record(s) with the exact information as submitted originally; however, place a Return Type Indicator of "1" (1 = Void) in field position 2 of the "Q" Record (See **Note**)
- (d) Prepare a Reconciliation "C" Record summarizing the preceding voided "Q" Records. (See sample format below.)

**Note: A voided "Q" Record may or may not have a corresponding corrected "Q" Record.**

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#### Transaction 2: Report the correct information (correction process)

If possible, on the same media or electronic submission prepare:

- (a) Withholding Agent "W" Record with a Return Type Indicator of "2" (2 = Corrected) in field position 2.
- (b) Recipient "Q" Record(s) with the correct information. Place a "2" (2 = Corrected) in field position 2 of the "Q" Record.
- (c) Prepare a Reconciliation "C" Record summarizing the preceding corrected "Q" Records.
- (d) Prepare an End of Transmission "F" Record.

**Note: Each corrected "Q" Record MUST have a corresponding voided "Q" Record submitted prior to or in association with the corresponding correction record.**

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## Guidelines for Filing Corrected Returns Electronically/Magnetically

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### Sample data sequence for void/correction records submitted in the same file:

“T” Record  
“W” Record coded for voided records  
“Q” Record coded as void  
“Q” Record coded as void  
“Q” Record coded as void  
“Q” Record coded as void  
“Q” Record coded as void  
“C” Record to summarize voided records  
“W” Record coded for corrected records  
“Q” Record coded as corrected records  
“Q” Record coded as corrected  
“Q” Record coded as corrected  
“C” Record to summarize corrected records  
“F” Record

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.14 For information on when an amended Form 1042 is required, refer to Pub. 515, Withholding of Tax on Nonresident Aliens and Foreign Corporations.

## Sec. 14. Taxpayer Identification Number (TIN)

.01 Section 6109 of the Internal Revenue Code establishes the general requirements under which a person is required to furnish a TIN to the person obligated to file the information return.

.02 The Withholding Agent must provide its EIN, QI-EIN, WP-EIN or WT-EIN as appropriate, in the “W” Record and “T” Record if the Withholding Agent is also the transmitter.

.03 A recipient TIN (SSN, ITIN, EIN, QI-EIN) must be provided on every “Q” Record when:

- (a) Tax rate is less than 30% (See the current Instructions for Form 1042-S for exceptions)
- (b) Income is effectively connected with the conduct of a trade or business in the United States
- (c) Recipient claims tax treaty benefits (generally)
- (d) Recipient is a Qualified Intermediary
- (e) An NRA individual is claiming exemption from withholding on independent personal services
- (f) Other situations may apply, see Publication 515

.04 In the event the recipient does not have a TIN, the withholding agent should advise the recipient to take the necessary steps to apply for one.

.05 The recipient’s TIN and name combination are used to associate information returns reported to IRS/MCC with corresponding information on recipients’ tax returns. It is imperative that **correct** Taxpayer Identification Numbers (TINs) for recipients be provided to IRS/MCC. **Do not enter hyphens or alpha characters.** Entering all zeros, ones, twos, etc., will have the effect of an incorrect TIN.

.06 The withholding agent and recipient names with associated TINs should be consistent with the names and TINs used on other tax returns.

➤ **Note: A withholding agent must have valid EINs and/or QI-EINs. It is no longer valid for a withholding agent to use SSNs and ITINs.**

## Sec. 15. Effect on Paper Returns and Statements to Recipients

.01 Electronic/magnetic reporting of Form 1042-S eliminates the need to submit paper documents to the IRS. **CAUTION: Do not send Copy A of the paper forms to IRS for any forms filed electronically or on magnetic media.** This will result in duplicate filing.

.02 Withholding agents are responsible for providing statements to the recipients as outlined in the current Instructions for Form 1042-S. Refer to those instructions for filing Form 1042-S on paper with the IRS and furnishing statements to recipients.

.03 Statements to recipients should be clear and legible. If the official IRS form is not used, the filer must adhere to the specifications and guidelines in Publication 1179, Rules and Specifications for Private Printing of Substitute Forms 1096, 1098, 1099, 1042-S, 5498, and W-2G.

.04 The address for filing paper Forms 1042-S and Form 1042 is: Internal Revenue Service Center, Philadelphia, PA 19255. Do **NOT** send paper Forms 1042-S or 1042 to IRS/MCC.

## Sec. 16. Definition of Terms

<b>Element</b>	<b>Description</b>
Asynchronous Protocols	This type of data transmission is most often used by microcomputers, PCs and some minicomputers. Asynchronous transmissions transfer data at arbitrary time intervals using the start-stop method. Each character transmitted has its own start bit and stop bit.
␣	Denotes a blank position. Enter blank(s) when this symbol is used (do not enter the letter "b"). This appears in numerous areas throughout the record descriptions.
Beneficial Owner	The beneficial owner of income is, generally, the person who is required under U.S. tax principles to include the income in gross income on a tax return. For additional information and special conditions, see Definitions in the current Instructions for Form 1042-S.
Correction	A correction is an information return submitted by the transmitter to correct an information return that was previously submitted to and processed by IRS/MCC, but contained erroneous information. A corrected record must always have a corresponding voided record submitted prior to or in association with the corrected record.
Employer Identification Number (EIN)	A nine-digit number assigned by IRS for Federal tax reporting purposes.
Electronic Filing	Submission of information returns using switched telecommunications network circuits. These transmissions use modems, dial-up phone lines, and asynchronous protocols. See Parts A and B of this publication for specific information on electronic filing.
File	For purposes of this Revenue Procedure, a file consists of one Transmitter "T" Record at the beginning of the file, a Withholding Agent "W" Record, followed by the Recipient "Q" Record(s), a Reconciliation "C" Record summarizing the number of preceding "Q" Records and total of preceding money fields. Follow with any additional "W", "Q", and "C" Record sequences as needed. The last record on the file will be the End of Transmission "F" Record. Nothing should be reported after the End of Transmission "F" Record. A file format diagram is located at the end of Part D.
Filer	Person (may be withholding agent and/or transmitter) submitting information returns to IRS.
FIRE System	Filing Information Returns Electronically (FIRE) System is the method for submitting Forms 1042-S electronically to IRS/MCC. See Part B.
Filing Year	The calendar year in which the information returns are being submitted to IRS.
Flow-Through Entity	A flow-through entity is a foreign partnership (other than a withholding foreign partnership), or a foreign simple or grantor trust (other than a withholding foreign trust). For any payments for which a reduced rate of withholding under an income tax treaty is claimed, any entity is considered to be a flow-through entity if it is considered to be fiscally transparent under IRC Section 894 with respect to the payment by an interest holder's jurisdiction.
Foreign Person	A foreign person includes a nonresident alien individual, a foreign corporation, a foreign partnership, a foreign trust, a foreign estate, and any other person that is not a U.S. person. The term also includes a foreign branch or office of a U.S. financial institution or U.S. clearing organization if the foreign branch is a Qualified Intermediary. Generally, a payment to a U.S. branch of a foreign person is a payment to a foreign person.

Element	Description
Gross Income	Gross income includes income from all sources, except certain items expressly excluded by statute. Gross income is the starting point for computing adjusted gross income and taxable income.
Individual Taxpayer Identification Number (ITIN)	A nine-digit number issued by IRS to individuals who are required to have a U.S. Taxpayer Identification Number for tax purposes but are not eligible to obtain a Social Security Number (SSN). ITIN may be used for tax purposes only.
Information Return	The vehicle for withholding agents to submit required tax information about a recipient to IRS. For this Revenue Procedure, it is information about a foreign person's U.S. source income subject to withholding, and the information return is Form 1042-S.
Intermediary	An intermediary is a person that acts as a custodian, broker, nominee, or otherwise as an agent for another person, regardless of whether that other person is the beneficial owner of the amount paid, a flow-through entity, or another intermediary.
ISDN – Integrated Services Digital Network	ISDN's basic service is Basic Rate Interface (BRI) which is made up of two 64Kbps B channels and one 16Kbps D channel. If both channels are combined into one, called Bonding, the total data rate becomes 128Kpbs and is 4½ times the bandwidth of a 28.8 modem.
Magnetic Media	For this Revenue Procedure, the term magnetic media refers to IBM 3480, 3490, 3490E, 3590, 3590E or AS400 compatible tape cartridge; or 3½-inch diskette.
Media Tracking Slip	Form 9267 accompanies correspondence sent by IRS/MCC requesting a replacement file due to incorrect format or certain errors encountered when trying to process the media. <b>This form must be returned with the replacement file.</b>
Nonqualified Intermediary (NQI)	A Nonqualified Intermediary is a foreign intermediary that is not a U.S. person and that is not a Qualified Intermediary.
Payer	A payer is the person for whom the withholding agent acts as a paying agent pursuant to an agreement whereby the withholding agent agrees to withhold and report a payment.
Presumption Rules	The presumption rules are those rules prescribed under Chapter 3 and Chapter 61 of the Internal Revenue Code that a withholding agent must follow to determine the status of a beneficial owner as a U.S. or foreign person when it cannot reliably associate a payment with valid documentation.
Pro-Rata Basis Reporting	If the withholding agent has agreed that an NQI may provide information allocating a payment to its account holders under the provisions of Regulations section 1.1441-1(e)(3)(iv)(D), and the NQI fails to allocate the payment in a withholding rate pool to the specific recipients in the pool, the withholding agent must file a Form 1042-S for each recipient on a <i>pro-rata</i> basis.
Qualified Intermediary (QI)	A Qualified Intermediary is a foreign intermediary that is a party to a withholding agreement with the IRS, in which it agrees to comply with the relevant terms of Chapters 3 and 61 of the Internal Revenue Code.
Qualified Intermediary Employer Identification Number (QI-EIN)	A nine-digit number assigned by IRS to a QI for Federal tax reporting purposes. A QI-EIN may be used only when the QI is not acting on its own behalf.
Recipient	Person (nonresident alien individual, fiduciary, foreign partnership, foreign corporation, Qualified Intermediary, Withholding Rate Pool, or other foreign entity) that receives payments from a withholding agent as a beneficial owner or as a qualified intermediary acting on behalf of a beneficial owner. A non-qualified intermediary cannot be a recipient.
Replacement File	A replacement file is an information return file sent by the filer <b>at the request of IRS/MCC</b> because of certain errors encountered while processing the filer's original submission.

<b>Element</b>	<b>Description</b>
Service Bureau	Person or organization with whom the withholding agent has a contract to prepare and/or submit information return files to IRS/MCC. A parent company submitting data for a subsidiary is not considered a service bureau.
Social Security Number (SSN)	A nine-digit number assigned by Social Security Administration to an individual for wage and tax reporting purposes.
Special Character	Any character that is <b>not</b> a numeric, an alpha, or a blank.
Taxpayer Identification Number (TIN)	Refers to either an Employer Identification Number (EIN), Social Security Number (SSN), Individual Taxpayer Identification Number (ITIN), or a Qualified Intermediary Employer Identification Number (QI-EIN).
Tax Year	The year in which payments were made by a withholding agent to a recipient.
Transmitter	Refers to the person or organization submitting file(s) electronically/magnetically. The transmitter may be the payer, agent of the payer, or withholding agent.
Transmitter Control Code (TCC)	A five-character alpha/numeric number assigned by IRS/MCC to the transmitter prior to filing electronically or magnetically. An application Form 4419 must be filed with IRS/MCC to receive this number. This number is inserted in the Transmitter "T" Record (field positions 190-194) of the file and <b>must</b> be present before the file can be processed. Transmitter Control Codes assigned to 1042-S filers will always begin with "22".
Unknown Recipient	For this Revenue Procedure, an unknown recipient is a recipient for which no documentation has been received by a withholding agent or intermediary or for which documentation received cannot be reliably associated. This includes incomplete documentation. An unknown recipient is always subject to withholding at the maximum applicable rate. No reduction of or exemption from tax may be applied <b><u>under any circumstances.</u></b>
Vendor	Vendors include service bureaus that produce information return files on the prescribed types of magnetic media or via electronic filing for withholding agents. Vendors also include companies that provide software for those who wish to produce their own media or electronic files.
Void	A void record is used in the correction process of Form 1042-S. For purposes of this Revenue Procedure, a void record is submitted by the transmitter to delete a previously filed incorrect original Form 1042-S. A void record must be a duplicate of the original successfully processed record with the exception of a "1" in field position 2 of the "W" and "Q" Records.
Withholding Agent	Any person, U.S. or foreign, that has control, receipt, or custody of an amount subject to withholding or who can disburse or make payments of an amount subject to withholding. The withholding agent may be an individual, corporation, partnership, trust, association, or any other entity. The term withholding agent also includes, but is not limited to, a qualified intermediary, a nonqualified intermediary, a withholding foreign partnership, a withholding foreign trust, a flow-through entity, a U.S. branch of a foreign insurance company or foreign bank that is treated as a U. S. person, and an authorized foreign agent. A person may be a withholding agent under U.S. law even if there is no requirement to withhold from a payment or even if another person has already withheld the required amount from a payment.
Withholding Foreign Partnership (WP) or Withholding Foreign Trust (WT)	A foreign partnership or trust that has entered into a withholding or Withholding Foreign Trust agreement with the IRS in which it agrees to assume primary withholding responsibility for all payments that are made to it for its partners, beneficiaries, or owners.



## Sec. 17. State Abbreviations

.01 The following state and U.S. territory abbreviations are to be used when developing the state code portion of address fields. This table provides state and territory abbreviations.

State	Code	State	Code	State	Code
Alabama	AL	Kansas	KS	No. Mariana Islands	MP
Alaska	AK	Kentucky	KY	Ohio	OH
American Samoa	AS	Louisiana	LA	Oklahoma	OK
Arizona	AZ	Maine	ME	Oregon	OR
Arkansas	AR	Maryland	MD	Pennsylvania	PA
California	CA	Massachusetts	MA	Puerto Rico	PR
Colorado	CO	Michigan	MI	Rhode Island	RI
Connecticut	CT	Minnesota	MN	South Carolina	SC
Delaware	DE	Mississippi	MS	South Dakota	SD
District of Columbia	DC	Missouri	MO	Tennessee	TN
Federated States of Micronesia	FM	Montana	MT	Utah	UT
Florida	FL	Nebraska	NE	Vermont	VT
Georgia	GA	Nevada	NV	Virginia	VA
Guam	GU	New Hampshire	NH	(U.S.) Virgin Islands	VI
Hawaii	HI	New Jersey	NJ	Washington	WA
Idaho	ID	New Mexico	NM	West Virginia	WV
Illinois	IL	New York	NY	Wisconsin	WI
Indiana	IN	North Carolina	NC	Wyoming	WY
Iowa	IA	North Dakota	ND		

.02 When reporting APO/FPO addresses use the following format:

### EXAMPLE:

Payee Name	PVT Willard J. Doe
Mailing Address	Company F, PSC Box 100 167 Infantry REGT
Payee City	APO (or FPO)
Payee State	AE, AA, or AP*
Payee ZIP Code	098010100

\*AE is the designation for ZIPs beginning with 090–098, AA for ZIP 340, and AP for ZIPs 962–966.

## Part B. Electronic Filing Specifications

### Sec. 1. Background

.01 Information returns filed electronically are received at IRS/MCC via the FIRE (Filing Information Returns Electronically) System. The FIRE System can be accessed via analog and ISDN BRI connections. The system is designed to support the electronic filing of information returns only. The telephone number for electronic filing is (304–262–2400). Publications and forms are no longer available electronically from MCC. Users needing publications and forms will need to download them from the IRS Website at [www.irs.gov](http://www.irs.gov) or order them by calling 1–800-TAX-FORM (1–800–829–3676). IRS/MCC encourages the sending of test files, especially, when extensive changes have occurred in processing procedures, format, or if you have never filed electronically. See Sec. 5 for testing procedures.

### Sec. 2. Advantages of Filing Electronically

.01 Some of the advantages of filing electronically are as follows:

- (a) Paperless, no Form 4804 requirements.
- (b) Acknowledgment of files received.
- (c) Better customer service due to on-line availability of transmitter's files for research purposes.

### Sec. 3. General

.01 Electronic filing of Form 1042-S (originals, corrections, and replacements) is offered as an alternative to magnetic media (tape cartridge or diskette) or paper filing, but is not a requirement. Transmitters filing electronically will fulfill the magnetic media requirements for those withholding agents who are required to file magnetically. It may also be used by withholding agents who are under the filing threshold requirement, but would prefer to file their information returns electronically. If the original file was sent magnetically, but IRS/MCC requested a replacement file, the replacement may be transmitted electronically. Also, if the original file was submitted via magnetic media, any corrections may be transmitted electronically.

.02 Files submitted to IRS/MCC electronically must be in standard ASCII code. No magnetic media or paper forms are to be submitted with the same information as the electronically submitted file.

.03 If a request for an extension is approved, transmitters who file electronically will be granted an extension of time to file. Part D, Sec. 1, explains procedures for requesting extensions of time. Filers are encouraged to file their data as soon as possible.

.04 The formats of the "T", "W", "Q", "C" and "F" Records are the same for electronically filed records as they are for magnetic media, and must be in standard ASCII code. For electronically filed documents, each transmission is considered a separate file; therefore, each transmission **must** begin with a Transmitter "T" Record and end with an End of Transmission (EOT) "F" Record.

### Sec. 4. Electronic Filing Approval Procedure

.01 Filers must obtain, or already have, a Transmitter Control Code (TCC) assigned before submitting their files electronically. (Filers who currently have a TCC for magnetic media filing of Form 1042-S, beginning with "22", will not be assigned a second TCC for electronic filing.) Refer to Part A, Sec. 6, for information on how to obtain a TCC.

.02 Once a TCC is obtained, electronic filers assign their own logon name, password and PIN (Personal Identification Number) and do not need prior or special approval. See Part B, Sec. 7.

.03 If a filer is submitting files for more than one TCC, it's not necessary to create a separate logon and password for each TCC.

.04 For all passwords, it is the user's responsibility to remember the password and not allow the password to be compromised. Passwords are user assigned at first logon and must be 8 alpha/numerics containing at least 1 uppercase, 1 lowercase, and 1 numeric. However, if filers forget their password or PIN, call **toll-free 1-866-455-7438** for assistance. The FIRE System will require users to change their passwords on a yearly basis.

 **Note: Passwords are case sensitive.**

### Sec. 5. Test Files

.01 Filers are not required to submit a test file; however, the submission of a test file is encouraged for all *new electronic filers to test hardware and software*. If filers wish to submit an electronic test file, it **must** be submitted to IRS/MCC **no earlier than** January 6, and **no later than** February 15.

.02 If a filer encounters problems while transmitting the electronic test file, contact IRS/MCC for assistance.

.03 Filers can verify the status of the transmitted test data by connecting to the electronic filing system at **304-262-2400**.

.04 Form 4804 is no longer required for test files submitted electronically. See Part B, Sec. 7.

### Sec. 6. Electronic Submissions

.01 Electronically filed information may be submitted to IRS/MCC 24 hours a day, 7 days a week. Technical assistance will be available Monday through Friday between 8:30 a.m. and 4:30 p.m. Eastern time by calling us **toll-free** at **1-866-455-7438**.

.02 **The FIRE System will be down from December 24 through January 5.** This allows IRS/MCC to update its system to reflect current year changes.

.03 Data compression is encouraged when submitting information returns electronically. WinZip and PKZip are acceptable compression packages. UNIX COMPRESS may be acceptable; however, a test file is recommended to verify compatibility. IRS/MCC cannot accept self-extracting zip files or compressed files containing multiple files.

The time required to transmit information returns electronically will vary depending on the modem speed and the type of data compression used, if any. The time required to transmit a file can be reduced by as much as 95 percent by using software compression.

The following are transmission rates achieved in test uploads at MCC using compressed files. The transmission rates will vary depending on the modem speeds.

Transmission Speed in bps	1,000 Records	10,000 Records	100,000 Records
19.2K	34 Sec.	6 Min.	60 Min.
56K	20 Sec.	3½ Min.	33 Min.
128K (ISDN)	8 Sec.	1 Min.	10 Min.

.04 Files submitted electronically will be assigned a unique filename by the FIRE System (the users may name files anything they choose from their end). The filename assigned by the FIRE System will consist of submission type [TEST, ORIG (original), CORR (correction), and REPL (replacement)], the filer's TCC and a four-digit number sequence. The sequence number will be incremented for every file sent. For example, if it is your first original file for the calendar year and your TCC is 22000, the IRS assigned filename would be ORIG.22000.0001. Record the filename.

.05 If a file was submitted timely and is bad, the filer will receive a letter and listing detailing the reasons a replacement file is needed. The filer will have up to 45 days to transmit the first replacement file, and 30 days thereafter, if additional replacements are necessary.

**.06 Filers are advised not to resubmit an entire file if records were omitted from the original transmission. This will result in duplicate filing. A new file should be sent consisting of only those records that had not previously been submitted.**

.07 The TCC (beginning with the numbers "22") in the Transmitter "T" Record must be the TCC used to transmit the file; otherwise, the file will be considered an error.

## Sec. 7. PIN Requirements

.01 The Form 4804 is not required for electronic files. All new users will be prompted to create a PIN consisting of ten numerics when they are establishing their initial logon name and password. All users having existing accounts will already have a PIN assignment from the previous year.

.02 The PIN is required each time you send us a file electronically and is your permission to release the file. If you forget your PIN, please call us **toll-free at 1-866-455-7438**.

## Sec. 8. Electronic Filing Specifications

.01 Connect to the FIRE System by dialing **304-262-2400**. This number supports analog connections from 1200bps to 56Kbps or ISDN BRI 128Kbps. The system can be accessed via Dial-up network/web browser (*see Part B, Sec. 9*) or communications software (*see Part B, Sec. 10*). The Dial-up network/web browser (point-to-point) will provide an Internet-like look, however, it is not the Internet. If you do not have this capability, a text interface is provided that can be accessed via communication software such as Hyperterminal, Procomm, PCAnywhere, etc.

.02 It is the filer's responsibility to dial back to verify the acceptability of files submitted by checking the File Status area of the system.

## Sec. 9. Dial-up Network/Browser Specifications (Web Interface)

.01 Dial-up network settings for Windows 2000 and XP - Disable the LCP extension and Software Compression by going to your Dial-up Networking Properties, Networking and Settings.

.02 When running Norton Internet Security or similar software, you may need to disable this feature if your file transfer does not complete properly.

.03 Before dialing have your TCC and EIN available.

.04 Due to the large number of communication products available, it is impossible to provide specific information on all software/hardware configurations. However, since most filers use Windows software, the following instructions are based upon Windows 2000. Other versions may vary slightly.

### Web-like Interface

Select

*Programs*  
*Accessories*  
*Communications*  
*Network and Dial-Up Connections*

**First time connecting with Dial-Up Network** (If you have logged on previously, skip to Subsequent Dial-up Network Connections.)

Select ***“Make new connection”***.  
Click ***“Next”***.  
Select ***“Dial-Up a private Network”***.  
Click ***“Next”***.

Enter area code 304 and telephone number 262–2400 and any other special dialing codes you require.

Click ***“Next”***.

Type the name you want to use for this connection.

Click ***“Finish”***.

Normally, a user name and password is not required at this time unless local procedures call for it, therefore, enter blanks.

Click ***“Properties”***.  
Click ***“Networking”***.  
Click ***“Settings”***.  
Disable ***“LCP extensions”*** and ***“Software Compression”***.  
Click ***“OK”*** Click ***“OK”***.  
Click ***“Dial”***.

When you receive the message that you have connected to our system, launch your Web Browser (***remember, you are not connecting via the Internet — this is a point-to-point connection***).

In the URL Address enter ***http://10.225.224.2*** and press ***ENTER***.

### **Subsequent Dial-Up Network connections**

Click ***“Dial”***.

If prompted for user name and password, leave blank unless local procedures require otherwise; click ***“OK”***.

When you receive ***“Connection Complete”***, click ***“OK”***.

Click on your Web Browser (***remember, you are not connecting via the Internet***).

In the URL Address enter ***http://10.225.224.2*** and press ***ENTER***.

**First time connection to The FIRE System** (If you have logged on previously, skip to Subsequent Connections to the FIRE System.)

Click ***“Create New Account”***.

Fill out the registration form and click ***“Submit”***.

Enter your ***logon name*** (most users logon with their first and last name).

Enter your ***password*** (the password is user assigned and must be 8 alpha/numerics, containing at least 1 uppercase, 1 lowercase and 1 numeric). FIRE will force you to change the password once a year.

Complete the online survey by choosing one of the options.

Click ***“Create”***.

**First time connection to The FIRE System** (If you have logged on previously, skip to Subsequent Connections to the FIRE System.)

If you receive the message “**account created**”, click “**OK**”.

Enter your 10-digit self-assigned PIN (Personal Identification Number) and verify.

Click “**Submit**”.

If you receive the message “**Your PIN has been successfully created!**”, click “**OK**”.

Read the bulletin(s) and/or click “**Start the FIRE application**”.

### **Subsequent Connections to The FIRE System**

Click “**Log On**”.

Enter your *logon name* (most users logon with their first and last name).

Enter your *password* (the password is user assigned and is case sensitive).

At Menu Options:

Click “**Information Returns**”

Enter your *TCC*:

Enter your *EIN*:

Click “**Submit**”.

The system will then display the company name, address, city, state, ZIP code and phone number. This information will be used to contact or send correspondence (if necessary) regarding this transmission. Update as appropriate and/or Click “**Accept**”.

Click one of the following:

***Original File***

***Correction File***

***Test File***

***Replacement File*** (if you select this option, select one of the following):

***FIRE Replacement*** (file was originally transmitted on this system)

Click file to be replaced

***Magnetic Media Replacement File***

Enter the alpha character from Form 9267, Media Tracking Slip, that was sent with the request for replacement file.

Click “**Submit**”.

Enter your 10-digit PIN.

Click “**Submit**”.

Enter the *drive/path/filename* of the file you want to upload or click “**Browse**” to locate the file.

Click “**Upload**”.

**When the upload is complete, the screen will display the total bytes received and tell you the name of the file you just uploaded.**

If you have more files to upload for that TCC:

## Subsequent Connections to The FIRE System

Click "**File Another?**"; otherwise,  
Click "**Main Menu**".

At the Main Menu:

Click "**File Stats**".  
Enter your **TCC**:  
Enter your **EIN**:  
Click "**Search**".

If "Results" indicate:

**"Good"** and you agree with the "Count of Payees", you are finished with this file.

**"File Bad"** — Correct the errors and timely resubmit the file as a "replacement".

**"Not Yet Processed"** — File has been received, but we do not have results available yet. Please check back in a few days.

Click on the desired file for a detailed report of your transmission.

When you are finished, click on **Main Menu**.

Click "**Logoff**".  
Close your Web Browser.

## IMPORTANT

Go back into your Dial-Up Network and click "hang-up"; otherwise, you may stay connected and incur unnecessary phone charges.

## **Sec. 10. Communications Software Specifications (Text Interface)**

**.01** Communications software settings must be:

- No parity
- Eight data bits
- One stop bit

**.02** Terminal Emulation must be VT100.

**.03** Before dialing have your TCC and EIN available.

**.04** Due to the large number of communication products available, it is impossible to provide specific information on all software/hardware configurations. However, since most filers use Windows software, the following instructions are based on Windows 2000. Other versions may vary slightly.

### Text Interface

Select            **Programs**  
                      **Accessories**  
                      **Communications**  
                      **HyperTerminal**

A box will appear titled "**New Connection**".

## Text Interface

*Enter a name and choose an icon* for the connection:  
Country Code: *United States of America*  
Area Code: *304*  
Phone Number: *262-2400*

Click **“OK”**.

(If you need to modify the phone number, click modify, remove the “✓” from use country/region code and area code. Enter the area code, phone numbers and/or any special access codes in the phone number box.)

Click **“OK”**.

Click **“Dial”**.

A **“Connect”** box will appear to show the status.

Once you have connected to the FIRE System, if you do not get a menu within a few seconds, press the **ENTER** key one time.

Press **“I”** to connect to the system.

Read the information notice and/or press **ENTER** to continue.

## First Time Logon

When you have connected to the system, enter **“new”** to create your logon name and password.

Complete the registration information and enter **“y”** to create account.

## Logon Name and Password

**Logon Name:** Enter a logon name. Most users enter their first and last name as the logon name.

**Password:** Enter a password (the password is user assigned and must be 8 alpha/numerics, containing at least 1 uppercase, 1 lowercase and 1 numeric). FIRE will force you to change the password once a year.

After entering the password and completing the survey, press **ENTER**.

Enter your 10-digit self-assigned PIN (Personal Identification Number) and verify. Enter **“y”** to create the PIN. If successful, you will receive a message that the PIN creation has been completed. Press **ENTER**.

Read the information notice and/or press **ENTER**.

## Transferring Your Electronic File

From the Main Menu:

Enter **“A”** for Electronic Filing.

Enter **“A”** for Forms 1098, 1099, 5498, W-2G, 1042-S, 8027 and Questionable Forms W-4.

Press the Tab key to advance to TCC box; otherwise, enter **“E”** to exit.

Enter your **TCC**:

Enter your **EIN**:

The system will then display the company name, address, city, state, ZIP code and phone number. This information will be used to contact or send correspondence (if necessary) regarding this transmission. If you need to update, enter **“n”** to correct; otherwise, enter **“y”** to accept.

Select one of the following:

**“A”** for an Original file

**“B”** for a Replacement file

**“C”** for a Correction file

**“D”** for a Test file

**If you selected “B” for a replacement file, select one of the following:**

“A” Replacement files for this system

This option is to replace an original/correction file that was submitted electronically on this system, but was bad and needs to be replaced. Select the file needing replaced.

“B” Magnetic media replacement files

Enter the alpha character from Form 9267, Media Tracking Slip, that was sent with the request for replacement file.

Press **ENTER** to continue or “e” to exit.

Enter your 10-digit PIN and press **ENTER**.

Choose one of the following protocols (HyperTerminal is normally set to Zmodem by default. Do **not** use Zmodem with crash recovery.):

**X** — Xmodem

**Y** — Ymodem

**Z** — Zmodem (Zmodem will normally give you the fastest transfer rate.)

At this point, you must start the upload from your PC.

To send a file:

Go to the HyperTerminal menu bar.

Click on “**Transfer**”.

Click on “**Send File**”. (Be sure the protocol selected matches the protocol selected earlier. If Zmodem was selected, set to Zmodem **not** Zmodem with crash recovery.)

A box will appear titled “**Send File**”.

Enter the drive/path/filename or click on “**Browse**” to locate your file.

Click on “**Send**”.

**When the upload is complete, the screen will display the total bytes received and the name IRS assigned to your file.**

Press **ENTER** to continue.

If you have more files to send for the same TCC/EIN, enter “y”; otherwise, enter “n”.

At the Main Menu:

Enter “**B**” for file status.

Press the Tab key to advance to TCC box; otherwise, enter “**E**” to exit.

Enter your **TCC**:

Enter your **EIN**:

Enter “**B**” for the current year file results.

Tab to the appropriate file and press **ENTER**.

If “Results” indicate:

“**Good**” and you agree with the “Count of Payees”, you are finished with this file.

“**File Bad**” — Correct the errors and timely resubmit the file as a “replacement”.



**“Not Yet Processed”** — File has been received, but we do not have results available yet. Please check back in a few days.

Select the desired file for a detailed report of your transmission.

When you are finished, enter **“E”** from the Main Menu to logoff.

Enter **“2”** to hang-up.

## Sec. 11. Modem Configuration

### .01 Hardware features

- (a) Enable hardware flow control
- (b) Enable modem error control
- (c) Enable modem compression

## Sec. 12. Common Problems Associated with Electronic Filing

.01 Refer to Part A, for Major Problems Encountered with Form 1042–S electronic/magnetic files.

.02 The following are the major non-format errors associated with electronic filing:

---

### 1. Transmitter does not dial back to the electronic system to determine file acceptability.

It is your responsibility to verify file acceptability and, if the file contains errors, you can get an online listing of the errors after 20 business days. Date received and number of payee records are also displayed.

---

### 2. Transmitter uses wrong TCC.

Use the TCC assigned for Form 1042–S filing only. This TCC will begin with a **“22”**.

---

### 3. Transmitter compresses several files into one.

Only compress one file at a time. For example, if you have 10 uncompressed files to send, compress each file separately and send 10 separate compressed files.

---

### 4. Transmitter sends a file and File Status indicates that the file is good, but the transmitter wants to send a replacement or correction file to replace the original/correction/replacement file.

Once a file has been transmitted, you cannot send a replacement file unless File Status indicates the file is bad (20 business days after file was transmitted). If you do not want us to process the file, you must first contact us toll-free at 1–866–455–7438 to see if this is a possibility. However, this will count as a replacement. (See Part A, Sec. 16, for the definition of replacement.)

---

### 5. Transmitter sends an original file that is good, then sends a correction file for the entire file even though there are only a few changes.

The correction file, containing the proper coding, should only contain the records needing correction, not the entire file.

---

### 6. File is formatted as EBCDIC.

All files submitted electronically must be in standard ASCII code.

---

.03 The following are the most common problems associated with connecting with dial-up networking/web browser:

---

### 1. Transmitter is unable to connect to the FIRE System using dial-up networking.

- 1. The user name and password should be blank when trying to connect unless it is needed for your system.
  - 2. Windows 95/98: Disable ‘enable software compression’.
  - 3. Windows NT/2000: Disable both ‘enable software compression’ and ‘enable PPP/LCP extensions’.
  - 4. TCP/IP should be the only network protocol that is enabled.
- (Make sure you are using analog lines rather than digital.)**
-

**2. Transmitter is connecting using dial-up networking, but is unable to bring up the URL address using my web browser.**

1. Proxy server should be disabled for a dial-up connection.
  2. Using a modem option should be selected.
  3. The home page should either display **http://10.225.224.2** or be set to 'about:blank'.
  4. The security level should be set at medium.
  5. The option 'enable software compression' should be disabled under Dial-Up Networking.
- 

**3. Transmitter clicks on 'start the FIRE application', but the logon screen is displayed again.**

Your browser must be set to receive 'cookies'.

---

**4. Transmitter is getting a menu when connecting with dial-up networking.**

The option 'pop-up a terminal window' should be disabled.

---

**5. Transmitter cannot find the browse button to upload file.**

If using Internet Explorer, you must have version 4.0 or higher. If using Netscape Navigator, it must be version 2.0 or higher.

---

**6. The line is busy when dialed.**

*The volume of filers accessing the FIRE System peaks during the last weeks and days of February and March. If you wait to download your files until these peak times, you may receive a busy signal. If you do, please keep trying and make sure you have dialed the correct number, 304-262-2400, and used the proper number to access an outside line (e.g. 8 or 9). Also, some companies require an access code for long distance dialing. Contacting the Customer Service Section will not expedite your access to the FIRE System. We encourage you to prepare and download your files during less busy times in February and March.*

---

**7. Transmitter is receiving the error message "Remote PPP Peer Not Responding".**

Disable 'enable PPP/LCP Extensions' in Dial-Up Networking.

---

**.04** The following are the most common problems associated with connecting with hyperterminal:

---

**1. Transmitter is unable to connect using hyperterminal.**

1. If you need a number such as an 8 or a 9 to access an outside line, make sure it is present.
2. Set the terminal emulation to VT100.
3. Try lowering the modem speed.
4. Turn the modem off and then back on to reset it.

**Make sure you are using analog lines rather than digital.**

---

**2. Transmitter is getting the message 'annex command line interpreter'.**

Disconnect and try again. You may need to lower the modem speed if this happens several times in a row.

---

**3. When trying to logon, the cursor is not in the correct box, or the menus are distorted.**

Check the terminal emulation. It must be set to VT100. Also, verify that the data bits are set at 8, the stop bit is set at 1 and parity is set at None.

---

**4. Transmitter was able to connect and the menu is displayed, but is unable to type anything.**

Scroll lock cannot be turned on.

---

**5. When transmitter connects, the menus keep scrolling and display garbage characters.**

Make sure 'Use error control' and 'Compress data' are enabled under the Advanced Connection Settings.

---

**6. Transmitter receives message saying 'bad data packet' when the file is transmitting. What does this mean?**

Your modem is having problems sending the data, so it is re-trying to send it. Normally, if the transfer does not abort, the file will be sent successfully.

---

## Part C. Magnetic Media Specifications

### Sec. 1. General

.01 The specifications contained in this part of the Revenue Procedure define the **required** format and content of the records to be included in the electronic/magnetic media file. Do not deviate from this format.

.02 Transmitters must be consistent in the use of recording modes and density on files. If the media does not meet these specifications, IRS/MCC will request a replacement file. Filers are encouraged to submit a test prior to submitting the actual file. Contact IRS/MCC for further information **toll-free at 1-866-455-7438**.

.03 Regardless of the type of media used or if returns are filed electronically, the record length must be 780 positions.

### Sec. 2. Tape Cartridge Specifications

.01 In most instances, IRS/MCC can process tape cartridges that meet the following specifications:

- (a) Must be IBM 3480, 3490, 3490E, 3590, 3590E or AS400 compatible.
- (b) Must meet American National Standard Institute (ANSI) standards, and have the following characteristics:
  - (1) Tape cartridges will be 1/2-inch tape contained in plastic cartridges which are approximately 4-inches by 5-inches by 1-inch in dimension.
  - (2) Magnetic tape will be chromium dioxide particle based 1/2-inch tape.
  - (3) Cartridges must be 18-track, 36-track, 128-track, or 256-track parallel (See **Note**).
  - (4) Cartridges will contain 37,871 CPI or 75,742 CPI (characters per inch).
  - (5) Mode will be full function.
  - (6) The data may be compressed using EDRC (Memorex) or IDRC (IBM) compression.
  - (7) Either EBCDIC (Extended Binary Coded Decimal Interchange Code) or ASCII (American Standard Coded Information Interchange) may be used.

.02 The tape cartridge records defined in this Revenue Procedure may be blocked subject to the following:

- (a) A block **must not** exceed 23,400 tape positions.
- (b) All records, except the header and trailer labels, may be blocked or unblocked. A record may not contain any control fields or block descriptor fields which describe the length of the block or the logical records within the block. The number of logical records within a block (the blocking factor) must be constant in every block with the exception of the last block which may be shorter (see item (b) above). The block length must be evenly divisible by 780.
- (c) **Records may not span blocks.**

.03 Tape cartridges may be labeled or unlabeled.

.04 For the purposes of this Revenue Procedure, the following must be used:

Tape Mark:

- (a) Signifies the physical end of the recording on tape.
- (b) For even parity, use BCD configuration 001111 (8421).
- (c) May follow the header label and precede and/or follow the trailer label.

➤ **Note: Filers should indicate on the external media label and transmittal Form 4804 whether the cartridge is 18-track, 36-track, 128-track or 256-track.**

### Sec. 3. 3 1/2-Inch Diskette Specifications

.01 To be compatible, a diskette file must meet the following specifications:

- (a) 3 1/2-inches in diameter.
- (b) Data must be recorded in standard ASCII code.
- (c) Records must be a fixed length of 780 bytes per record.
- (d) Delimiter character commas (,) must not be used.
- (e) Positions 779 and 780 of each record have been reserved for use as carriage return/line feed (cr/lf) characters, if applicable.
- (f) Filename of 1042TAX must be used. Do not enter any other data in this field. If a file will consist of more than one diskette, the filename 1042TAX will contain a three-digit extension. This extension will indicate the sequence of the diskettes within the file. For example, if the file consists of three diskettes, the first diskette will be named 1042TAX.001, the second will be 1042TAX.002, and the third will be 1042TAX.003. The first diskette, 1042TAX.001 will begin with a "T" Record and the third diskette, 1042TAX.003 will have an "F" Record at the end of the file.
- (g) A diskette will not contain multiple files as defined in Part A, Section 16. A file may have only ONE Transmitter "T" Record.
- (h) Failure to comply with instructions will result in IRS/MCC requesting a replacement file.

(i) Diskettes must meet one of the following specifications:

<u>Capacity</u>	<u>Tracks</u>	<u>Sides/Density</u>	<u>Sector Size</u>
1.44 mb	96tpi	hd	512
1.44 mb	135tpi	hd	512

.02 IRS/MCC encourages transmitters to use blank or currently formatted diskettes when preparing files. If extraneous data follows the End of Transmission "F" Record, IRS/MCC will request a replacement file.

.03 IRS/MCC will **only** accept 3 1/2-inch diskettes created using MS-DOS.

**Notes:** IRS no longer has the capability to process non-MS-DOS compatible diskettes. 3 1/2-inch diskettes created on a System 36 or AS400 are not acceptable.

.04 Transmitters should check diskettes for viruses before submitting it to IRS/MCC.

## Sec. 4. Transmitter "T" Record

.01 This record identifies the entity preparing and transmitting the file. The transmitter and the withholding agent may be the same, but they need not be.

.02 The first record of a file **MUST** be a Transmitter "T" Record (preceded only by header labels). The "T" Record must appear on each tape and cartridge; otherwise a replacement file may be requested.

.03 The "T" Record is a fixed length of 780 positions.

.04 All alpha characters entered in the "T" Record must be upper case.

**Note 1:** For all fields marked Required, the transmitter must provide the information described under Description and Remarks. If required fields are not completed in accordance with these instructions, IRS will contact you to request correct information. For those fields not marked Required, a transmitter must allow for the field, but may be instructed to enter blanks or zeroes in the indicated media position(s) and for the indicated length. All records have a fixed length of 780 positions.

**Note 2:** A copy of the current Instructions for Form 1042-S for this revision of the Publication 1187 is included at the end of this publication. These instructions should be used for the proper coding of each field in this record where applicable. The instructions are updated each year as required. *Since Publication 1187 may not be revised every year, be sure to use the most current instructions.*

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### Record Name: Transmitter "T" Record

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Field Position	Field Title	Length	Description and Remarks
1	Record Type	1	<b>Required.</b> Enter "T"
2-5	Tax Year	4	<b>Required.</b> Enter year for which income and withholding are being reported.
6-14	Transmitter's Taxpayer Identification Number (TIN)	9	<b>Required.</b> Enter the Taxpayer Identification Number of the Transmitter. This can be a Social Security Number (SSN), Individual Taxpayer Identification Number (ITIN), Employer Identification Number (EIN) or Qualified Intermediary Number (QI-EIN). <b>DO NOT ENTER blanks, hyphens or alpha characters.</b> A TIN consisting of all the same digits ( <i>e.g.</i> , 111111111) is not acceptable.
15-54	Transmitter's Name	40	<b>Required.</b> Enter name of transmitter of file. Abbreviate if necessary to fit 40-character limit. Omit punctuation if possible. Left-justify and blank fill.

**Note:** Do not use special characters in names or addresses that are unique to a language other than English. For example: å = A, æ = A, ũ = U, Ø = O, ñ = N, etc.

---

**Record Name: Transmitter "T" Record**

<b>Field Position</b>	<b>Field Title</b>	<b>Length</b>	<b>Description and Remarks</b>
55-94	Transmitter's Address	40	<b>Required.</b> Enter full mailing address of the transmitter. This will include number, street, and apartment or suite number (P.O. Box can be used if mail is not delivered to street address). Abbreviate as needed to fit 40-character limit. Omit punctuation if possible. Left-justify and blank fill.
95-114	City	20	<b>Required.</b> Enter the city or town (or other locality name) of transmitter. If applicable, enter APO or FPO only. Left-justify and blank fill.
115-116	State Code	2	<b>Required if U.S. Transmitter.</b> Enter only the two-alpha State Code. DO NOT spell out the state name. See State Code Table Part A, Sec. 17.
117-118	Province Code	2	<b>Required if Foreign Country Code is "CA" (Canada).</b> Enter only the two-alpha character Province Code as shown in the Province Code table. <b>DO NOT spell out the Province Name. If foreign country other than Canada, blank fill.</b>
	<b>Province Code</b>	<b>Province</b>	
	AB	Alberta	
	BC	British Columbia	
	LB	Labrador	
	MB	Manitoba	
	NB	New Brunswick	
	NF	Newfoundland	
	NS	Nova Scotia	
	NT	Northwest Territories	
	NU	Nunavut	
	ON	Ontario	
	PE	Prince Edward Island	
	QC	Quebec	
	SK	Saskatchewan	
	YK	Yukon Territory	
119-120	Country Code	2	<b>Required if Foreign Transmitter. If Country Code is present, State Code field MUST be blank.</b> Enter only the two-alpha Country Code from the Country Code table. <b>DO NOT spell out the Country Name.</b>
<b>Note 1: COUNTRY CODES: The list of country codes provided in the current Instructions for Form 1042-S includes all internationally recognized country codes and must be used to ensure the proper coding of the Country Code field. This list is updated each year as required. Do not enter U.S. in the Country Code field.</b>			
121-129	Postal or ZIP Code	9	<b>Required if U.S. address. Enter up to nine numeric characters for all U.S. addresses (including territories, possessions and APO/FPO).</b>  <b>Conditional for foreign addresses.</b> Enter the alpha/numeric foreign postal code. Left-justify and blank fill the remaining positions. DO NOT use hyphens.
130-169	Contact Name	40	<b>Required.</b> Enter the name of the person to contact if any questions should arise with the transmission.
170-189	Contact Telephone Number	20	<b>Required.</b> Enter the contact person's telephone number, and extension, if applicable. If foreign, provide appropriate codes for overseas calls. Left-justify.
190-194	Transmitter Control Code (TCC)	5	<b>Required.</b> Enter the five-character alpha/numeric TCC assigned ONLY for Form 1042-S reporting. (The first two numbers will always be <b>22</b> ).
195-198	Test Indicator	4	<b>Required if this is a test file.</b> Enter the word "TEST". Otherwise enter blanks.
199-778	Reserved	580	Blank fill.
779-780	Blank or Carriage Return Line Feed	2	Enter blanks or carriage return line feed (CR/LF) characters.

### Transmitter "T" Record Layout

Record Type	Tax Year	Transmitter's TIN	Transmitter's Name	Transmitter's Address	City	State Code	Province Code
1	2-5	6-14	15-54	55-94	95-114	115-116	117-118

Country Code	Postal or ZIP Code	Contact Name	Contact Telephone Number	TCC	Test Indicator	Reserved	Blank or Carriage Return Line Feed
119-120	121-129	130-169	170-189	190-194	195-198	199-778	779-780

### Sec. 5. Withholding Agent "W" Record

.01 The "W" Record identifies the Withholding Agent.

.02 Enter a "W" Record after the initial "T" Record on the file, followed by the Recipient "Q" Records, and a Reconciliation "C" Record. *Do not report for a withholding agent if there are no corresponding Recipient "Q" records.*

.03 Several "W" Records for different Withholding Agents may appear on the same Transmitter's File.

.04 Each "W" Record is a fixed length of 780 positions.

.05 All alpha characters entered in the "W" Record must be upper case.

**Note 1:** For all fields marked Required, the transmitter must provide the information described under Description and Remarks. If required fields are not completed in accordance with these instructions, your file may not process correctly. For those fields not marked Required, a transmitter must allow for the field, but may be instructed to enter blanks or zeroes in the indicated media position(s) and for the indicated length. All records have a fixed length of 780 positions.

**Note 2:** A copy of the current Instructions for Form 1042-S for this revision of the Publication 1187 is included at the end of this publication. These instructions should be used for the proper coding of each field in this record where applicable. The list of country codes in the instructions includes all recognized country codes and MUST be used for coding. The instructions are updated each year as required. *Since Publication 1187 may not be revised every year, be sure to use the most current instructions.*

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#### Record Name: Withholding Agent "W" Record

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Field Positions	Field Title	Length	Description and Remarks
1	Record Type	1	<b>Required.</b> Enter "W".
2	Return Type Indicator	1	<b>Required.</b> Enter the one position value below to identify whether the record is Original, Void or Corrected. Do not enter a blank or alpha character.
			Acceptable Values are:
			• 0 (Zero) = Original
			• 1 = Void
			• 2 = Corrected

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**Record Name: Withholding Agent “W” Record**

<b>Field Positions</b>	<b>Field Title</b>	<b>Length</b>	<b>Description and Remarks</b>
3	Pro Rata Basis Reporting	1	<p><b>Required.</b> Enter the one position value below to identify if reporting on a Pro Rata Basis.</p> <p>Acceptable Values are:</p> <ul style="list-style-type: none"> <li>• 0 (Zero) = Not Pro Rata</li> <li>• 1 = Pro Rata Basis Reporting</li> </ul>
4–12	Withholding Agent’s EIN	9	<p><b>Required.</b> Enter the nine-digit Employer Identification Number of the Withholding Agent. Do <b>NOT</b> enter blanks, hyphens or alpha characters. An EIN consisting of all the same digits (<i>e.g.</i>, 11111111) is not acceptable. Do <b>NOT</b> enter the recipient’s TIN in this field.</p> <p><b>Note:</b> See current Instructions for Form 1042–S to determine when a Qualified Intermediary must provide its QI-EIN in this field.</p>
13	Withholding Agent’s EIN Indicator	1	<p><b>Required.</b> Enter the Withholding Agent’s EIN indicator from the following values:</p> <ul style="list-style-type: none"> <li>• 1 = EIN</li> <li>• 2 = QI-EIN</li> </ul> <p><b>Note:</b> Use EIN indicator 2 only if the Withholding Agent’s EIN begins with “98” <b>AND</b> the Withholding Agent’s City, State and Country Code fields indicate that the Withholding Agent is <u>not</u> a U.S. withholding agent.</p>
14–53	Withholding Agent’s Name Line-1	40	<p><b>Required.</b> Enter the Withholding Agent’s Name as established when filing for the EIN or QI-EIN which appears in positions 4–12 of the “W” Record. Left-justify and blank fill.</p> <p><b>Note:</b> Do not use special characters in names or addresses that are unique to a language other than English. For example: å = A, æ = A, ũ = U, Ø = O, ñ = N, etc.</p>
54–93	Withholding Agent’s Name Line-2	40	<p>Enter supplementary withholding agent’s name information; otherwise enter blanks. Use this line for additional names (<i>e.g.</i>, partners or joint owners), for trade names, stage names, aliases or titles. Also use this line for “care of” or “via”. Valid characters are alpha, numeric, blank, ampersand (&amp;), hyphen (-), comma (,) and the percent (%). The percent [% (used as “in care of”)] is valid in the first position only.</p>
94–133	Withholding Agent’s Name Line-3	40	<p>See above.</p>
134–173	Withholding Agent’s Street Line-1	40	<p><b>Required.</b> Enter the mailing address of the withholding agent. Street address should include number, street, and apartment or suite number (or P.O. Box if mail is not delivered to street address). Abbreviate as needed. Left-justify and blank fill.</p>
174–213	Withholding Agent’s Street Line-2	40	<p>Enter supplementary withholding agent street address information. Otherwise blank fill.</p>
214–253	Withholding Agent’s City	40	<p><b>Required.</b> Enter the city or town (or other locality name). Enter APO or FPO only if applicable. <b>Do not</b> enter a foreign postal code in the city field. Left-justify and blank fill</p>
254–255	Withholding Agent’s State Code	2	<p><b>Required if Withholding Agent has a U.S. address.</b> Enter the two-character State Code abbreviation. If not a U.S. state, territory or APO/FPO identifiers, blank fill. <b>Do not use any of the two character Country Codes in the State Code Field.</b></p> <p><b>Note 1:</b> If the withholding agent has a U.S. address, leave the country code in positions 258–259 blank.</p>

**Record Name: Withholding Agent "W" Record**

Field Positions	Field Title	Length	Description and Remarks
256–257	Withholding Agent's Province Code	2	<b>Required if Foreign Country Code is "CA" (Canada).</b> Enter only the two-alpha character Province Code as shown in the Province Code Table. See "T" record positions 117–118 for Province Code Table. <b>DO NOT spell out the Province Name. If foreign country other than Canada, blank fill.</b>
258–259	Withholding Agent's Country Code	2	<b>Required if QI or NQI or other foreign withholding agent.</b> Enter only the two-alpha Country Code from the Country Code Table. <b>DO NOT spell out the Country Name.</b>
<p><b>Note 1: COUNTRY CODES:</b> The list of country codes provided in the current Instructions for Form 1042-S includes all internationally recognized country codes and <b>MUST</b> be used to ensure the proper coding of the Country Code field. This list is updated each year as required. Do not enter U.S. in the Country Code field.</p>			
260–268	Postal or ZIP Code	9	<b>Required if U.S. address.</b> Enter up to nine numeric characters for all U.S. addresses (including territories, possessions and APO/FPO). <b>Conditional for foreign addresses.</b> Enter the alpha/numeric foreign postal code. DO NOT use hyphens or blanks within the Postal Code. Left-justify and blank fill the remaining positions.
269–272	Tax Year	4	<b>Required.</b> Enter the four-digit year of the calendar year for which income and withholding are being reported. All recipient "Q" Records must report payments for this year only. Different tax years may not appear on the same file.
273–292	Contact Phone Number and Extension	20	<b>Required.</b> Enter the telephone number of a person to contact regarding electronic or magnetic files. Omit hyphens. If no extension is available, left-justify and fill unused positions with blanks. If foreign, provide appropriate codes for overseas call.
293	Final Return Indicator	1	<b>Required.</b> Enter the one position value below to indicate whether you will be filing Forms 1042-S in the future. <ul style="list-style-type: none"> <li>• 0 (Zero) = will be filing</li> <li>• 1 = will not be filing</li> </ul>
294–778	Reserved	485	Blank fill.
779–780	Blank or Carriage Return Line Feed	2	Enter blanks or carriage return line feed characters (CR/LF).

**Withholding Agent "W" Record Layout**

Record Type	Return Type Indicator	Pro Rata Basis Reporting	Withholding Agent's EIN	Withholding Agent's EIN Indicator	Withholding Agent's Name Line 1	Withholding Agent's Name Line 2
1	2	3	4–12	13	14–53	54–93

Withholding Agent's Name Line 3	Withholding Agent's Street -1	Withholding Agent's Street -2	Withholding Agent's City	Withholding Agent's State Code	Withholding Agent's Province Code	Withholding Agent's Country Code
94–133	134–173	174–213	214–253	254–255	256–257	258–259



Postal or ZIP Code	Tax Year	Contact Phone Number and Extension	Final Return Indicator	Reserved	Blank or Carriage Return Line Feed
260–268	269–272	273–292	293	294–778	779–780

## Sec. 6. Recipient “Q” Record

.01 The “Q” Record contains name and address information for the Recipient of Income, Non-Qualified Intermediary or Flow-Through Entity if appropriate, Payer, and all data concerning the income paid and tax withheld that is required to be reported under U.S. law. Each Recipient “Q” Record is treated as if it were a separate Form 1042–S.

.02 Since the “Q” Record is restricted to one type of income and one tax rate, under certain circumstances it may be necessary to submit more than one “Q” Record for the same recipient. Failure to provide multiple Recipient “Q” Records when necessary may generate math computation errors during processing. This will result in IRS contacting you for correct information.

.03 Following are some of the circumstances when more than one “Q” Record for a recipient would be required:

- (a) Different types of income. For example, Recipient X derived income from Capital Gains (Income Code 09) and Industrial Royalties (Income Code 10). A separate “Q” Record must be reported for each Income Code, providing Gross Income Paid and U.S. Federal Tax Withheld pertaining to that Income Code.
- (b) Change in Country Code during the year. For example, the Withholding Agent received notification via Form W–8BEN that the recipient’s country of residence for tax purposes changed from country X to country Y. A separate “Q” Record must be reported for each Country Code providing Gross Income Paid, Tax Rate, U.S. Federal Tax Withheld and Exemption Code, if any. The amounts reported must be based on each country.
- (c) Change in a country’s tax treaty rate during the year. For example, effective April 1, country X changes its tax treaty rate from 10% to 20%. A separate “Q” Record must be reported for each of the tax rates. Provide the Gross Income Paid, Tax Rate, and U.S. Federal Tax Withheld under each tax rate.

.04 All recipient “Q” Records for a particular Withholding Agent must be written after the corresponding Withholding Agent “W” Record, followed by a Reconciliation “C” Record, and before the “W” Record for another Withholding Agent begins.

.05 All alpha characters entered in the “Q” Record must be upper case.

.06 Report income and tax withheld in whole dollars only. Round up or down as appropriate. **DO NOT** enter cents.

**Note 1:** For all fields marked Required, the transmitter must provide the information described under Description and Remarks. If required fields are not completed in accordance with these instructions, IRS will contact you to request the correct information. For those fields not marked Required, a transmitter must allow for the field, but may be instructed to enter blanks or zeroes in the indicated media position(s) and for the indicated length. All records have a fixed length of 780 positions.

**Note 2:** A copy of the current Instructions for Form 1042–S for this revision of the Publication 1187 is included at the end of this publication. These instructions should be used for the proper coding of each field in this record where applicable. The list of country codes in the instructions includes all recognized country codes and **MUST** be used for coding. The instructions are updated each year as required. *Since Publication 1187 may not be revised every year, be sure to use the most current instructions.*

### Record Name: Recipient “Q” Record

Field Positions	Field Title	Length	Description and Remarks
1	Record Type	1	<b>Required.</b> Enter “Q”.
2	Return Type Indicator	1	<b>Required.</b> Enter the one position value below to identify whether the record is Original, Void or Corrected. Values are: <ul style="list-style-type: none"> <li>• 0 (Zero) = Original</li> <li>• 1 = Void</li> <li>• 2 = Corrected</li> </ul>

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**Record Name: Recipient "Q" Record**

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Field Positions	Field Title	Length	Description and Remarks
3	Pro Rata Basis Reporting	1	<p><b>Required.</b> Enter the one position value below to identify whether reporting Pro Rata Basis. Values are:</p> <ul style="list-style-type: none"> <li>• 0 (Zero) = Not Pro Rata</li> <li>• 1 = Pro Rata Basis Reporting</li> </ul>
4-5	Income Code	2	<p><b>Required.</b> Enter the two-position value EXACTLY as it appears from the income code table. The Income Code must accurately reflect the type of income paid. <b>DO NOT</b> enter blanks or 00 (zeroes).</p>
<p><b>Note: Refer to the current Instructions for Form 1042-S for more information.</b></p>			
6-17	Gross Income	12	<p><b>Required.</b> Enter the gross income amount in whole dollars only, rounding to the nearest dollar (<b>do not enter cents</b>). For example report \$600.75 as 000000000601. An income amount of zero cannot be shown. Numeric only, right-justify and zero fill.</p>
<p><b>Note: Do Not report negative amounts in any amount field.</b></p>			
18-29	Withholding Allowance	12	<p><b>Used with Income Codes 15 through 19 ONLY.</b> Enter the withholding allowance amount in whole dollars only, rounding to the nearest dollar (<b>do not enter cents</b>). Numeric only, right-justify and zero fill. Otherwise enter blanks.</p>
30-41	Net Income	12	<p><b>Required if Dollar Amount is Entered in Withholding Allowance Field.</b> Enter the net income in whole dollars only, rounding to the nearest dollar (<b>do not enter cents</b>). An amount other than zero <b>must</b> be shown. Numeric only, right-justify and zero fill. Otherwise enter blanks.</p>
42-45	Tax Rate	4	<p><b>Required.</b> Enter the correct Tax Rate applicable to the income in gross income field or net income field, as appropriate. Enter the Tax Rate as a 2-digit whole number and 2-digit decimal (e.g. Enter 39.6% as 3960, 15% as 1500 or 6% as 0600). See Note below.</p>
<p><b>Note: The correct Tax Rate must be entered, even if withholding was at a lesser rate. See the current Instructions for Form 1042-S.</b></p>			
46-47	Exemption Code	2	<p><b>Required. Read Carefully.</b></p> <ul style="list-style-type: none"> <li>• If the tax rate entered is 0%, enter the appropriate exemption code "01" through "09" from the current Instructions for Form 1042-S.</li> <li>• If the tax rate entered is 1% through 30%, enter "00".</li> <li>• If the tax rate entered is 31% or higher, blank fill. <b>DO NOT</b> enter "00".</li> </ul> <p>See the current Instructions for Form 1042-S for circumstances under which Exemption Code "99" must be used.</p>
<p><b>Note: If an incorrect amount of tax was withheld, report the amount that was actually withheld and use the correct tax rate in field positions 42-45.</b></p>			
48-59	U.S. Tax Withheld	12	<p><b>Required.</b> Enter the U.S. Federal tax withheld amount in whole dollars, rounding to the nearest dollar (<b>do not enter cents</b>). For example, report \$600.25 as 000000000600). Right-justify and zero fill.</p>
60-71	Amount Repaid	12	<p>This field should be completed only if:</p> <ul style="list-style-type: none"> <li>• you repaid a recipient an amount that was over-withheld and you are going to reimburse yourself by reducing, by the amount of tax actually repaid, the amount of any deposit made for a payment period in the calendar year following calendar year of withholding. Otherwise, enter blanks.</li> </ul>

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**Record Name: Recipient "Q" Record**

<b>Field Positions</b>	<b>Field Title</b>	<b>Length</b>	<b>Description and Remarks</b>
72–91	Recipient Account Number	20	Enter the account number assigned by the withholding agent to the recipient. <b>Do not</b> enter the recipient's U.S. or foreign TIN. If account numbers are NOT assigned, then blank fill. This field may contain numeric, alpha characters, blanks or hyphens. Left-justify and blank fill.
92–93	Recipient Code	2	<b>Required.</b> Enter the appropriate Recipient Code. Refer to the list of appropriate codes in the current Instructions for Form 1042–S. No other codes or values are valid.
<p>☛ <b>Note: If recipient code "20" is used then Recipient's Name Line-1 must be "Unknown" and Recipient's Name Lines 2 and 3 must be BLANK. The tax rate must be 30%.</b></p>			
94–133	Recipient's Name Line-1	40	<b>Required.</b> Provide the complete name of the recipient. If the recipient has a U.S. TIN, enter the name as established when applying for the TIN. If recipient code "20" is used then "UNKNOWN" must be entered and Recipient's Name Lines 2 and 3 must be blank. See current Instructions for Form 1042–S for specifics on "Unknown Recipient" and "Withholding Rate Pool". Valid characters are alpha, numeric, ampersand (&), hyphen (-), comma (,), or blank. Left-justify and blank fill.
<p>☛ <b>Note 1: A Non-Qualified Intermediary (NQI) can NEVER be entered as the recipient.</b></p> <p>☛ <b>Note: Do not use special characters in names or addresses that are unique to a language other than English. For example: å = A, æ = A, ũ = U, Ø = O, ñ = N, etc.</b></p>			
134–173	Recipient's Name Line-2	40	Enter supplementary recipient name information including titles; otherwise enter blanks. Use this line for additional names ( <i>e.g.</i> , partners or joint owners), for trade names, stage names, aliases or titles. Also use this line for "care of", "Attn." or "via". Valid characters are alpha, numeric, blank, ampersand (&), hyphen (-), comma (,), and the percent (%). The percent [% (use as "in care of")] is valid in the first position only.
174–213	Recipient's Name Line-3	40	See above.
214–253	Recipient's Street Line-1	40	<b>Required.</b> Enter the mailing address of the recipient. Street address should include number, street, apartment, or suite number (or P.O. Box if mail is not delivered to street address). Abbreviate as needed. Valid characters are alpha, numeric, blank, ampersand (&), hyphen (-), comma (,), and the percent (%). Do not use street address fields for "Attn" lines, use name line fields. Left-justify and blank fill.
254–293	Recipient's Street Line-2	40	Enter supplementary recipient street address information. If a P.O. Box is used in addition to a street address enter it here; otherwise blank fill.
294–333	Recipient's City	40	<b>Required.</b> Enter the city or town (or other locality name). Enter APO or FPO only, if applicable. Do not enter a foreign postal code in the city field. Left-justify and blank fill.
334–335	Recipient's State	2	<b>Required if U.S. address.</b> Enter the two-character State Code abbreviation. If no U.S. state, territory or APO/FPO identifier is applicable then blank fill. <b>Do not use any of the two character Country Codes in the State Code Field.</b>
<p>☛ <b>Note: If the recipient has a U.S. address, leave the country code in positions 338–339 blank.</b></p>			
336–337	Recipient's Province Code	2	<b>Required if Foreign Country Code is "CA" (Canada).</b> Enter only the two-alpha character Province Code as shown in the Province Code Table. See "T" record positions 117–118 for Province Code Table. <b>DO NOT spell out the Province Name. If foreign country other than Canada, blank fill.</b>
338–339	Recipient's Country Code	2	<b>Required if the recipient has a foreign address.</b> Enter the two-character Country Code abbreviation.

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**Record Name: Recipient “Q” Record**

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Field Positions	Field Title	Length	Description and Remarks
<p>☛ <b>Note 1:</b> If the state code is entered in positions 334–335, leave this field blank.</p> <p>☛ <b>Note 2: COUNTRY CODES:</b> The list of country codes provided in the current Instructions for Form 1042–S includes all internationally recognized country codes and <b>MUST</b> be used to ensure the proper coding of the Country Code field. This list is updated each year as required.</p> <p>☛ <b>Note 3:</b> Enter “UC” (unknown country) <b>only</b> if the payment is to an unknown recipient. If you are making a payment to a QI or QI withholding rate pool, enter the country code of the QI.</p>			
340–348	Postal or ZIP Code	9	Enter up to nine numeric characters for all U.S. addresses (including territories, possessions and APO/FPO). For foreign addresses enter the alpha/numeric foreign postal code, if applicable. Enter this code in the left most position and blank fill the remaining positions. <b>DO NOT</b> use hyphens or blanks between numbers or letters (e.g. if the postal code is written as A6B 3C5 input as A6B3C5.) Left-justify.
349–357	Recipient’s U.S. TIN	9	<b>Required.</b> Enter the recipient’s nine-digit U.S. Taxpayer Identification Number (TIN). <b>DO NOT</b> enter hyphens or alpha characters. If TIN is not required under regulations, blank fill.
<p>☛ <b>Note: U.S. TINs are now required for most recipients. See current Instructions for Form 1042–S.</b></p>			
358	Recipient’s U.S. TIN Type	1	<p><b>Required.</b> Enter the recipient’s U.S. TIN type indicator from the following values:</p> <ul style="list-style-type: none"> <li>• 0 = No TIN required</li> <li>• 1 = SSN/ITIN</li> <li>• 2 = EIN</li> <li>• 3 = QI-EIN</li> </ul> <p>See current Instructions for Form 1042–S for when a TIN is not required.</p>
359–398	Recipient’s Country of Residence for Tax Purposes	40	<b>Required.</b> Enter the complete name of the recipient’s country of residence for tax purposes in which the recipient claims residency under that country’s tax law, whether or not you are applying a tax treaty benefit to this payment.
399–400	Recipient’s Country of Residence Code for Tax Purposes	2	<b>Required.</b> Enter the two-character Country Code for which the recipient is a resident for tax purposes and on which the tax treaty benefits are based, whether or not you are applying a tax treaty benefit to this payment. The rate of tax withheld is determined by this code.
<p>☛ <b>Note: Do not enter U.S. in the Country Code field. Enter “OC” (other country) only when the country of residence does not appear on the list or the payment is made to an international organization.</b></p>			
401–440	NQI/FLW-THR Name Line-1	40	Provide the complete name of the NQI/FLW-THR Entity. It is very important that the complete name of the NQI/FLW-THR entity be provided. Valid characters are alpha, numeric, ampersand (&), hyphen (-), comma (,), or blank. Left-justify and blank fill.
441–480	NQI/FLW-THR Name Line-2	40	Enter supplementary information; otherwise enter blanks. Use this line for additional names (e.g., partners or joint owners), for trade names, stage names, aliases or titles. Also use this line for “care of” or “via”. Valid characters are alpha, numeric, blank, ampersand (&), hyphen (-), comma (,), and the percent (%). The percent [% (used as “in care of”)] is valid in the first position only.
481–520	NQI/FLW-THR Name Line-3	40	See above.
521–522	Reserved	2	Enter blanks.

**Record Name: Recipient "Q" Record**

Field Positions	Field Title	Length	Description and Remarks
523-562	NQI/FLW-THR Street Line-1	40	Enter the mailing address of the NQI/FLW-THR entity. Street address should include number, street, apartment, or suite number (or P.O. Box if mail is not delivered to street address). Abbreviate as needed. Left-justify and blank fill.
563-602	NQI/FLW-THR Street Line-2	40	Enter supplementary NQI/FLW-THR entity street address information; otherwise, blank fill.
603-642	NQI/FLW-THR City	40	Enter the city or town (or other locality name). Left-justify and blank fill.
643-644	Reserved	2	Enter blanks.
645-646	NQI/FLW-THR Province Code	2	Enter the two-alpha character Province Code abbreviation, if applicable. See "T" record positions 117-118.
647-648	NQI/FLW-THR Country Code	2	Enter the two-character Country Code abbreviation, where the NQI/FLW-THR is located.
649-657	NQI/FLW-THR Postal Code	9	Enter the alpha/numeric foreign postal code. Enter this code in the left most position and blank fill the remaining positions. <b>DO NOT</b> use hyphens or blanks between numbers or letters. ( <i>e.g.</i> if the postal code written as A6B 3C5 input as A6B3C5.) Left-justify.
658-666	NQI/FLW-THR U.S. TIN	9	Enter the NQI/FLW-THR nine-digit U.S. Taxpayer Identification Number (TIN). Do NOT enter hyphens or alpha characters.
<b>Note: All NQI/FLW-THR fields are REQUIRED if the NQI/FLW-THR entity is involved in the payment structure.</b>			
667-706	Payer's Name	40	Enter the name of the Payer of Income if different from the Withholding Agent. Abbreviate as needed. If Withholding Agent and Payer are the same, blank fill.
707-715	Payer's U.S. TIN	9	Enter the Payer's U.S. Taxpayer Identification Number if there is an entry in the Payer Name Field; otherwise leave blank.
716-727	State Income Tax Withheld	12	If State Tax has been withheld, enter that amount, in whole dollars (do not enter cents). Right-justify and zero fill. If no entry, zero fill.
728-737	Payer's State Tax Number	10	Enter the employer's state I.D. number assigned by the state.
738-739	State Code	2	Enter the two-character State Code abbreviation.
740-760	Special Data Entries	21	This field may be used for the filer's own purposes, ( <i>e.g.</i> , Do Not Mail). If this field is not used, enter blanks.
761-778	Reserved	18	Enter blanks.
779-780	Blank or Carriage Return Line Feed	2	Enter blanks or carriage return line feed (CR/LF) characters.

**Recipient "Q" Record Layout**

Record Type	Return Type Indicator	Pro Rata Basis Reporting	Income Code	Gross Income	Withholding Allowance	Net Income	Tax Rate	Exemption Code
1	2	3	4-5	6-17	18-29	30-41	42-45	46-47

U.S. Tax Withheld	Amount Repaid	Recipient Account Number	Recipient Code	Recipient's Name Line 1	Recipient's Name Line 2	Recipient's Name Line 3	Recipient's Street Line 1
48-59	60-71	72-91	92-93	94-133	134-173	174-213	214-253

Recipient's Street Line 2	Recipient's City	Recipient's State	Recipient's Province Code	Recipient's Country Code	Postal or ZIP Code	Recipient's U.S. TIN	Recipient's U.S. TIN Type
254-293	294-333	334-335	336-337	338-339	340-348	349-357	358

Recipient's Country of Residence for Tax Purposes	Recipient's Country of Residence Code for Tax Purposes	NQI/FLW-THR Name Line 1	NQI/FLW-THR Name Line 2	NQI/FLW-THR Name Line 3	Reserved
359-398	399-400	401-440	441-480	481-520	521-522

NQI/FLW-THR Street Line 1	NQI/FLW-THR Street Line 2	NQI/FLW-THR City	Reserved	NQI/FLW-THR Province Code
523-562	563-602	603-642	643-644	645-646

NQI/FLW-THR Country Code	NQI/FLW-THR Postal Code	NQI/FLW-THR U.S. TIN	Payer's Name	Payer's U.S. TIN	State Income Tax Withheld	Payer's State Tax Number
647-648	649-657	658-666	667-706	707-715	716-727	728-737

State Code	Special Data Entries	Reserved	Blank or Carriage Return Line Feed
738-739	740-760	761-778	779-780

## Sec. 7 Reconciliation "C" Record

.01 The "C" Record is a fixed record length of 780 positions and all positions listed are required. The "C" Record is a summary of the number of "Q" Records for each Withholding Agent, Gross Amount Paid, and Total U.S. Tax Withheld.

.02 This record will be written after the last "Q" Record filed for a given withholding agent. For each "W" Record and group of "Q" Records on the file, there must be a corresponding "C" Record.

.03 All alpha characters entered in the "C" Record must be upper case.

### Record Name: Reconciliation "C" Record

Field Positions	Field Title	Length	Description and Remarks
1	Record Type	1	<b>Required.</b> Enter "C".
2-9	Total "Q" Records	8	<b>Required.</b> Enter the total number of "Q" Records for this withholding agent. Right-justify and zero fill. <b>Do not enter all zeros.</b> For example, 53 "Q" records are entered as 00000053. See Part A, Sec. 4, Filing Requirements.

**Record Name: Reconciliation "C" Record**

Field Positions	Field Title	Length	Description and Remarks
10-15	Blank	6	Enter blanks.
16-30	Total Gross Amount Paid	15	<b>Required.</b> Enter the total gross income amount in whole dollars ( <b>do not enter cents</b> ). For example report \$600.00 as 000000000600. An income amount other than zero must be shown. Right-justify and zero fill.
31-45	Total U.S. Tax Withheld	15	<b>Required.</b> Enter the total U.S. Federal tax withheld amount in whole dollars ( <b>do not enter cents</b> ). For example report \$600.00 as 000000000600. Right-justify and zero fill.
46-778	Reserved	733	Blank fill.
779-780	Blank or Carriage Return Line Feed	2	Enter blanks or carriage return line feed (CR/LF) characters.

**Reconciliation "C" Record Layout**

Record Type	Total "Q" Records	Blank	Total Gross Amount Paid	Total U.S. Tax Withheld	Reserved	Blank or Carriage Return Line Feed
1	2-9	10-15	16-30	31-45	46-778	779-780

**Sec. 8. End of Transmission "F" Record**

.01 The "F" Record is a fixed record length of 780 positions and all positions listed are required. The "F" Record is a summary of the number of withholding agents and media count in the entire file.

.02 This record will be written after the last "C" Record of the entire file. End the file with an End of Transmission "F" Record. No data will be read after the "F" Record. Only a "C" Record may precede the "F" Record. The "F" Record may only be followed by a tape mark, a trailer label or a combination of both.

.03 All alpha characters entered in the "F" Record must be upper case.

**Record Name: End of Transmission "F" Record**

Field Positions	Field Title	Length	Description and Remarks
1	Record Type	1	<b>Required.</b> Enter "F".
2-4	Withholding Agent Count	3	<b>Required.</b> Enter the total number of withholding agents on this file. This count must be the same as the total number of "W" records. Right-justify and zero fill.
5-7	Media Count	3	<b>Required.</b> Enter the total number of media for this transmission. Right-justify and zero fill.
8-778	Reserved	771	Blank fill.
779-780	Blank or Carriage Return Line Feed	2	Enter blanks or carriage return line feed (CR/LF) characters.

## End of Transmission "F" Record Layout

Record Type	Withholding Agent Count	Media Count	Reserved	Blank or Carriage Return Line Feed
1	2-4	5-7	8-778	779-780

### Part D. Extensions of Time and Waivers

#### Sec. 1. General — Extensions

**.01** An extension of time to file may be requested for Form 1042-S.

**.02** Submit Form 8809, Request for Extension of Time To File Information Returns, to IRS/MCC at the address listed in .08 of this section. This form may be used to request an extension of time to file Form 1042-S submitted on paper, electronically or magnetically to the IRS. Use a separate Form 8809 for each method of filing information returns you intend to use, *i.e.*, electronically and/or magnetically.

**.03** To be considered, an extension request must be postmarked or transmitted by the due date of the returns; otherwise, the request will be denied. (See Part A, Sec. 9.) If requesting an extension of time to file several types of forms, use one Form 8809; however, Form 8809 or file must be postmarked no later than the earliest due date. For example, if requesting an extension of time to file both Forms 1099-INT and 1042-S, submit Form 8809 on or before March 1, 2004.

**.04 As soon as it is apparent** that a 30-day extension of time to file is needed, an extension request should be submitted. It will take a minimum of 30 days for IRS/MCC to respond to an extension request. Generally, IRS/MCC does not begin processing extension requests until January. Extension requests received prior to January are input on a first come, first serve basis.

**.05** Under certain circumstances, a request for an extension of time may be denied. When a denial letter is received, any additional or necessary information may be resubmitted within 20 days.

**.06** Requesting an extension of time for multiple withholding agents (50 or less) may be done by submitting Form 8809 and attaching a list of the withholding agents names and associated TINs. **The listing must be attached to ensure an extension is recorded for all withholding agents.** Form 8809 may be computer-generated or photocopied. Be sure to use the most recently updated version and include all the pertinent information.

**.07** Requests for an extension of time to file for more than 50 withholding agents are **required** to be submitted electronically or magnetically. IRS encourages requests for 10 to 50 withholding agents to be filed electronically or magnetically. (See Sec. 3, for the record layout.) The request may be filed electronically, on tape cartridges, and 3 1/2-inch diskettes.

**.08** All requests for an extension of time filed on Form 8809 or magnetic media should be sent using the following address:

IRS-Martinsburg Computing Center  
Information Reporting Program  
**Attn: Extension of Time Coordinator**  
240 Murall Drive  
Kearneysville, WV 25430

**Note:** Due to the large volume of mail received by IRS/MCC and the time factor involved in processing Extension of Time (EOT) requests, it is imperative that the attention line be present on all envelopes or packages containing Form 8809.

**.09** Requests for extensions of time to file postmarked by the United States Postal Service on or before the due date of the returns, and delivered by United States mail to IRS/MCC after the due date, are treated as timely under the "timely mailing as timely filing" rule. A similar rule applies to designated private delivery services (PDSs). See Part A, Sec. 9, for more information on PDSs. For requests delivered by a designated PDS, but through a non-designated service, the actual date of receipt by IRS/MCC will be used as the filing date.

**.10** Transmitters requesting an extension of time for multiple withholding agents will receive one approval letter, accompanied by a list of withholding agents covered under that approval.

**.11** If an additional extension of time is needed, a second Form 8809 or file must be filed by the initial extended due date. Check line 7 on the form to indicate that an additional extension is being requested. A second 30-day extension will be approved only in cases of extreme hardship or catastrophic event. **If requesting a second 30-day extension of time, submit the information return files as soon as prepared. Do not wait for MCC's response to your second extension request.**



.12 If an extension request is approved, the approval letter should be kept on file. **DO NOT** send the approval letter or copy of the approval letter to IRS/MCC with the magnetic media file or to the Philadelphia Service Center where the paper Forms 1042-S are filed.

.13 Request an extension for only one tax year.

.14 The extension request must be signed by the withholding agents or a person who is duly authorized to sign a return, statement or other document for the withholding agents.

.15 Failure to properly complete and sign Form 8809 may cause delays in processing the request or result in a denial. Carefully read and follow the instructions on the back of Form 8809.

.16 Form 8809 may be obtained by calling **1-800-TAX-FORM (1-800-829-3676)**. The form is also available on the **IRS Website at [www.irs.gov](http://www.irs.gov)**. A copy of Form 8809 is also provided in the back of Publication 1187.

## Sec. 2. Specifications for Electronic Filing or Magnetic Media Extensions of Time

.01 The specifications in Sec. 3 include the required 200-byte record layout for extensions of time to file requests submitted electronically or magnetically. Also included are the instructions for the information that is to be entered in the record. **Filers are advised to read this section in its entirety to ensure proper filing.**

.02 If a filer does not have an IRS/MCC assigned Transmitter Control Code (TCC), Form 4419, Application for Filing Information Returns Electronically/Magnetically, **must** be submitted to obtain a TCC. This number **must** be used to submit an extension request electronically/magnetically. (See Part A, Sec. 6.)

.03 For extension requests filed on magnetic media, the transmitter must mail the completed, signed Form 8809, Request for Extension of Time To File Information Returns, in the same package as the corresponding media or fax it to 304-264-5602. For extension requests filed electronically, the transmitter must fax Form 8809 the same day the transmission is made.

.04 **Transmitters submitting an extension of time electronically or magnetically should not submit a list of withholding agents names and TINs with Form 8809 since this information is included on the electronic or magnetic file. However, Line 6 of Form 8809 must be completed with the total number of records included on the electronic file or magnetic media.**

.05 Do not submit extension requests filed on magnetic media before *January 1*, or electronically before *January 6*.

.06 Each piece of magnetic media **must** have an external media label containing the following information:

- (a) Transmitter name
- (b) Transmitter Control Code (TCC)
- (c) Tax year
- (d) The words "Extension of Time"
- (e) Record count

.07 Electronic Filing, Tape Cartridge, and 3 1/2-inch Diskette specifications for extensions are the same as the specifications for filing of information returns. (See Part B, or C for specific technical information.)

## Sec. 3. Record Layout — Extension of Time

.01 Positions 6 through 188 of the following record should contain information about the **payer** for whom the extension of time to file is being requested. Do not enter transmitter information in these fields. **Only one TCC may be present in a file.**

**Record Layout for Extension of Time**

Field Positions	Field Title	Length	Description and Remarks
1-5	Transmitter Control Code	5	<b>Required.</b> Enter the five-digit Transmitter Control Code (TCC) issued by IRS. <b>Only one TCC per file is acceptable.</b>
6-14	Withholding Agent's TIN	9	<b>Required.</b> Must be the valid nine-digit TIN assigned to the withholding agent. <b>Do not enter blanks, hyphens or alpha characters.</b> All zeros, ones, twos, etc., will have the effect of an incorrect TIN. For foreign entities that are not required to have a TIN, this field may be blank; however, the Foreign Entity Indicator, position 187, <b>must</b> be set to "X."
15-54	Withholding Agent's Name	40	<b>Required.</b> Enter the name of the withholding agent whose TIN appears in positions 6-14. Left-justify information and fill unused positions with blanks.
55-94	Second Withholding Agent's Name	40	If additional space is needed this field may be used to continue name line information ( <i>e.g.</i> , <i>c/o</i> First National Bank); otherwise, enter blanks.

**Record Layout for Extension of Time**

<b>Field Positions</b>	<b>Field Title</b>	<b>Length</b>	<b>Description and Remarks</b>
95–134	Withholding Agent's Address	40	<b>Required.</b> Enter the withholding agent's address. Street address should include number, street, apartment or suite number (or P.O. Box if mail is not delivered to a street address).
135–174	Withholding Agent's City	40	<b>Required.</b> Enter withholding agent's city, town, or post office.
<b>Note:</b> For foreign addresses, filers may use the payer city, state, and ZIP Code as a continuous 51-position field. Enter information in the following order: city, province or state, postal code, and the name of the country.			
175–176	Withholding Agent's State	2	<b>Required.</b> Enter the withholding agent's valid U.S. Postal Service state abbreviation. (Refer to Part A, Sec. 16.)
177–185	Withholding Agent's ZIP Code	9	<b>Required.</b> Enter withholding agent's ZIP Code. If using a five-digit ZIP Code, left-justify information and fill unused positions with blanks.
186	Document Indicator	1	<b>Required.</b> Enter the appropriate document code that indicates the form for which you are requesting an extension of time.  <u>Code</u> <u>Document</u> 4        1042–S
187	Foreign Entity Indicator	1	Enter "X" if the payer is a foreign entity.
188	Recipient Request Indicator	1	Enter "X" if the extension request is to furnish statements to the recipients of the information return.
189–198	Blank	10	Enter blanks.
199–200	Blank or Carriage Return Line Feed	2	Enter blanks or carriage return/line feed (CR/LF) characters.

**Extension of Time Record Layout**

Transmitter Control Code	Withholding Agent's TIN	Withholding Agent's Name	Second Withholding Agent's Name	Withholding Agent's Address	Withholding Agent's City
1–5	6–14	15–54	55–94	95–134	135–174

Withholding Agent's State	Withholding Agent's ZIP Code	Document Indicator	Foreign Entity Indicator	Recipient Request Indicator	Blank	Blank or CR/LF
175–176	177–185	186	187	188	189–198	199–200

**Sec. 4. Extension of Time for Recipient Copies of Information Returns**

.01 Request an **extension of time to furnish the statements to recipients** of Form 1042–S by submitting a letter to IRS/MCC at the address listed in Part D, Sec. 1.08. The letter should contain the following information:

- (a) Withholding Agent's name
- (b) TIN
- (c) Address
- (d) Type of return

- (e) Specify that the extension request is to provide statements to recipients
- (f) Reason for delay
- (g) Signature of withholding agent or duly authorized person.

.02 Requests for an extension of time to furnish statements to recipients of Form 1042-S are not automatically approved; however, if approved, generally an extension will allow a maximum of 30 additional days from the due date. The request must be postmarked by the date on which the statements are due to the recipients.

.03 Generally, only the withholding agent may sign the letter requesting the extension for recipient copies. A transmitter must have a contractual agreement with the withholding agents to submit extension requests on their behalf. This should be stated in your letter of request for recipient copy extensions. If you are requesting an extension for multiple withholding agents electronically or magnetically, you must use the format specifications in Sec. 3. The Transmitter Control Code (TCC) is not required for recipient's requests.

## Sec. 5. Form 8508, Request for Waiver From Filing Information Returns on Magnetic Media

.01 If a withholding agent is required to file on magnetic media but fails to do so (or fails to file electronically in lieu of magnetic media filing) and does not have an approved waiver on record, the withholding agent will be subject to a penalty of \$50 per return in excess of 250. (For penalty information, refer to the Penalty Section of the *General Instructions for Form 1042-S*.)

.02 If withholding agents are required to file original or corrected returns on magnetic media, but such filing would create an undue hardship, they may request a waiver from these filing requirements by submitting Form 8508, Request for Waiver From Filing Information Returns on Magnetic Media, to IRS/MCC. Form 8508 can be obtained on the IRS Website at [www.irs.gov](http://www.irs.gov) or by calling toll-free 1-800-829-3676.

.03 Even though a withholding agent may submit as many as 249 corrections on paper, IRS encourages electronic or magnetic filing of corrections. Once the 250 threshold has been met, filers are required to submit any returns of 250 or more electronically or magnetically. However, if a waiver for original documents is approved, any corrections for the same type of returns will be covered under this waiver.

.04 Generally, only the withholding agent may sign Form 8508. A transmitter may sign if given power of attorney; however, a letter signed by the payer stating this fact must be attached to Form 8508.

.05 A transmitter must submit a separate Form 8508 for each withholding agent. Do not submit a list of withholding agents.

.06 All information requested on Form 8508 must be provided to IRS for the request to be processed.

.07 The waiver, if approved, will provide exemption from the magnetic media filing requirement for the current tax year only. Withholding agents may not apply for a waiver for more than one tax year at a time; application must be made each year a waiver is necessary.

.08 Form 8508 may be photocopied or computer-generated as long as it contains all the information requested on the original form.

.09 Filers are encouraged to submit Form 8508 to IRS/MCC at least 45 days before the due date of the returns. Generally, IRS/MCC does not process waiver requests until January. Waiver requests received prior to January are processed on a first come, first serve basis.

.10 All requests for a waiver should be sent using the following address:

IRS-Martinsburg Computing Center  
Information Reporting Program  
240 Murall Drive  
Kearneysville, WV 25430

.11 Waivers are evaluated on a case-by-case basis and are approved or denied based on criteria set forth in the regulations under section 6011(e) of the Internal Revenue Code. The transmitter must allow a minimum of 30 days for IRS/MCC to respond to a waiver request.

.12 If a waiver request is approved, keep the approval letter on file. **DO NOT** send a copy of the approved waiver to the Philadelphia Service Center.

.13 An approved waiver only applies to the requirement for filing Form 1042-S electronically/magnetically. The payer must still timely file information returns on the official IRS paper forms or an acceptable substitute form with the Philadelphia Service Center.

## Part IV. Items of General Interest

# Announcement of Disciplinary Actions Involving Attorneys, Certified Public Accountants, Enrolled Agents, and Enrolled Actuaries — Suspensions, Censures, Disbarments, and Resignations

### Announcement 2003-71

Under Title 31, Code of Federal Regulations, Part 10, attorneys, certified public accountants, enrolled agents, and enrolled actuaries may not accept assistance from, or assist, any person who is under disbarment or suspension from practice before the Internal Revenue Service if the assistance relates to a matter constituting practice before the Internal Revenue Service and may not knowingly aid or abet another

person to practice before the Internal Revenue Service during a period of suspension, disbarment, or ineligibility of such other person.

To enable attorneys, certified public accountants, enrolled agents, and enrolled actuaries to identify persons to whom these restrictions apply, the Director, Office of Professional Responsibility will announce in the Internal Revenue Bulletin

their names, their city and state, their professional designation, the effective date of disciplinary action, and the period of suspension. This announcement will appear in the weekly Bulletin at the earliest practicable date after such action and will continue to appear in the weekly Bulletins for five successive weeks.

## Disbarments From Practice Before the Internal Revenue Service After Notice and an Opportunity for a Proceeding

Under Title 31, Code of Federal Regulations, Part 10, after notice and an oppor-

tunity for a proceeding before an administrative law judge, the following individuals

have been disbarred from practice before the Internal Revenue Service:

Name	Address	Designation	Effective Date
Loy, Michael F.	Pittsburgh, KS	CPA	July 23, 2003

## Consent Suspensions From Practice Before the Internal Revenue Service

Under Title 31, Code of Federal Regulations, Part 10, an attorney, certified public accountant, enrolled agent, or enrolled actuary, in order to avoid institution or conclusion of a proceeding for his or her disbarment or suspension from practice before the Internal Revenue Service, may offer his or her consent to suspension from

such practice. The Director, Office of Professional Responsibility, in his discretion, may suspend an attorney, certified public accountant, enrolled agent or enrolled actuary in accordance with the consent offered.

The following individuals have been placed under consent suspension from

practice before the Internal Revenue Service:

Name	Address	Designation	Date of Suspension
Gillis, Robert F.	Jacksonville, FL	Enrolled Agent	July 1, 2003 to January 31, 2004

Name	Address	Designation	Date of Suspension
Ziedins, Aivars	Castle Rock, CO	Enrolled Agent	Indefinite from July 1, 2003
A. N. Hebesha	Visalia, CA	Enrolled Agent	Indefinite from July 11, 2003
Stafford, Robert M.	Allston, MA	CPA	Indefinite from July 14, 2003
Carnahan, Larry K.	Ashland, KY	Attorney	Indefinite from July 18, 2003
McAlarney, Nancy A.	Kissimmee, FL	Enrolled Agent	Indefinite from July 24, 2003
Rahman, Ernest	Melville, NY	Enrolled Agent	Indefinite from July 31, 2003
Oleksy, Dennis L.	Cary, IL	Enrolled Agent	Indefinite from August 12, 2003
Witti, Mary E.	Boulder City, NV	Enrolled Agent	Indefinite from September 1, 2003
Lau, Willie	Howell, NJ	Enrolled Agent	Indefinite from September 1, 2003
Couch, Leslie L.	Kihei, HI	Enrolled Agent	Indefinite from September 5, 2003
Khoudary, Nicholas	East Brunswick, NJ	Enrolled Agent	Indefinite from September 15, 2003.
Solomon, Dorothy	Los Angeles, CA	Enrolled Agent	Indefinite from October 6, 2003
McMahon, Angela	Toms River, NJ	Enrolled Agent	Indefinite from October 20, 2003
Lee, Chun Hyong	Lakewood, WA	CPA	Indefinite from October 22, 2003

# Expedited Suspensions From Practice Before the Internal Revenue Service

Under Title 31, Code of Federal Regulations, Part 10, the Director, Office of Professional Responsibility, is authorized to immediately suspend from practice before the Internal Revenue Service any practitioner who, within five years from the date

the expedited proceeding is instituted (1) has had a license to practice as an attorney, certified public accountant, or actuary suspended or revoked for cause or (2) has been convicted of certain crimes.

The following individuals have been placed under suspension from practice before the Internal Revenue Service by virtue of the expedited proceeding provisions:

Name	Address	Designation	Date of Suspension
Daniels, Mario	Flint, MI	CPA	Indefinite from September 4, 2003
Hertz, Kevin	McAllen, TX	CPA	Indefinite from October 1, 2003
Roselli, Antonio	Topsfield, MA	CPA	Indefinite from October 17, 2003
Moran, Maxine C.	San Clemente, CA	CPA	Indefinite from October 17, 2003
Muscio, Richard J.	Solana Beach, CA	CPA	Indefinite from October 17, 2003
Yates, James L.	LaPlata, MD	CPA	Indefinite from October 21, 2003

## Censure Issued by Consent

Under Title 31, Code of Federal Regulations, Part 10, in lieu of a proceeding being instituted or continued, an attorney,

certified public accountant, enrolled agent, or enrolled actuary, may offer his or her consent to the issuance of a censure. Censure is a public reprimand.

The following individuals have consented to the issuance of a Censure:

Name	Address	Designation	Date of Censure
Haynes, Gwenivar L.	Ellenwood, GA	Enrolled Agent	August 1, 2003
Ritchie, Donald	Milton, MA	Enrolled Agent	September 3, 2003
Bagley, Haywood	Vista, CA	Enrolled Agent	September 4, 2003
Book, Robert L.	Plymouth, MN	Enrolled Agent	September 15, 2003

## Foundations Status of Certain Organizations

### Announcement 2003-72

The following organizations have failed to establish or have been unable to maintain their status as public charities or as operating foundations. Accordingly, grantors and contributors may not, after this date, rely on previous rulings or designations in the Cumulative List of Organizations (Publication 78), or on the presumption arising from the filing of notices under section 508(b) of the Code. This listing does *not* indicate that the organizations have lost their status as organizations described in section 501(c)(3), eligible to receive deductible contributions.

*Former Public Charities.* The following organizations (which have been treated as organizations that are not private foundations described in section 509(a) of the Code) are now classified as private foundations:

ABN Museum, Inc., Fort Wayne, IN  
Affordable Homes 4-U, Toms River, NJ  
African-American Student Union of the Harvard Business School, Boston, MA  
Agency for Educational Reform, Lincoln, RI  
AHEPA-Penelope 120, Inc., Peabody, MA  
Akron Neighborhoods United, Inc., Akron, OH  
Alameda County Leather Corp., Castro Valley, CA  
American Friend of Zichron Yosef, Inc., Chicago, IL  
American Indian Preservation Fund, Santa Rosa, CA  
American Wish Society, Frametown, WV  
American Young Peoples School for the Arts, Portland, ME  
Anaheim Institute, Anaheim, CA  
Angelina Bar Foundation, Lufkin, TX  
Archway Human Services, Inc., Atco, NJ  
Archway Therapeutic Riding Academy, Inc., Atco, NJ  
Armenian Summer Games, Inc., Moraga, CA  
Asociacion Hondurena De Massachusetts, Inc., Malden, MA  
Assabet Valley Education Foundation, Inc., Marlboro, MA  
Association of Ibjaynons USA, Inc., Cerritos, CA  
Audelia Road Library Friends, Dallas, TX

Autism Program Development Association, Inc., Oak Lawn, IL  
Back Office of New York, Inc., New York, NY  
Bay Club, Inc., Baytown, TX  
Bay View Citizens for Social Justice, Inc., Cheriton, VA  
Bethanys Children Foundation, Inc., Lake Placid, NY  
Bethlehem Township Education Foundation, Asbury, NJ  
Bicycle Pavillion, Inc., Amherst, MA  
Blankets With Love International, Inc., Flushing, NY  
Boston 2000, Inc., Boston, MA  
Boys and Girls Club of Havana, Havana, FL  
Breaking Barriers, Inc., Long Branch, NJ  
Bridge of Life Foundation, Rialto, CA  
Bright Horizons Foundation, Jenison, MI  
Build, Inc., Conshohocken, PA  
Burma Chinese Association of New York, Inc., New York, NY  
Cadence Dance Project, Inc., Bristol, RI  
California Bicycle Coalition Education Fund, Sacramento, CA  
Cambodian American Association of Dallas, Dallas, TX  
Canine Helpmates, Inc., Jackson, MS  
Capital Assessments, Inc., Albany, NY  
Capital City Quilters Guild, Juneau, AK  
Career Development and Youth Service, Inc., Bronx, NY  
Carrick Hockey Club, Pittsburgh, PA  
Carter Homes, Inc., Fayetteville, NC  
Cathedral City Mountains Conservancy, Cathedral City, CA  
Cave Run Development Corporation, Owingsville, KY  
Center for Church Reform, Washington, DC  
Center for Disability Rights and Education, Peru, IN  
Center for Diversified Human Services, Inc., Rockville, MD  
Center for Performing & Creative Arts Education, Inc., Pittsford, NY  
Center for Safe Driving, Grapevine, TX  
Chaparral High School Education Foundation, Temecula, CA  
Charlestown N H Rotary Foundation, Inc., Charlestown, NH  
Chester Educational Endowment, Media, PA  
Childrens Bridge, Inc., Paterson, NJ  
Childrens International Experimental Learning Organization, Incorporated, West Palm Beach, FL

Chiron Foundation, St. Paul, MN  
Christmas in April Elkhart, Elkhart, IN  
Christmas in April Manhattan, Inc., New York, NY  
City of Roses Music Heritage Association, Cape Girardeau, MO  
Clark Montessori School Foundation, Inc., Cincinnati, OH  
Cleveland Chamber Symphony Council, Inc., Durango, CO  
Cobb County Court Appointed Special Advocates, Inc., Roswell, GA  
Coeur Dalene Little League, Inc., Coeur D Alene, ID  
Community Advocates in Developmental Disabilities, Inc., Los Angeles, CA  
Community Connections of Southwest Michigan, Benton Harbor, MI  
Community Health Awareness Team, Cumberland, ME  
Community Housing Council, Palm Desert, CA  
Community Work Partners, Incorporated, Ellwood City, PA  
Compassion Net, Inc., Ontario, CA  
Concerned Grannies, Inc., New York, NY  
Consolidated Resources for Aid & Relief, West Indies  
Crain Court Leadership Center, Guntersville, AL  
Creating Pride of California, Costa Mesa, CA  
Creative Steps, Inc., Philadelphia, PA  
Cross Cultures Community Center, Inc., Temple Hills, MD  
Crown Point Tigers, Inc., Crown Point, IN  
Cyberhood Foundation, Philadelphia, PA  
Daniel A. Payne Community Development Foundation, Charleston, SC  
Danville Community Education Foundation, Inc., Danville, IN  
Deaf Women United San Diego Chapter, San Diego, CA  
Desoto Bass Courts Resident Council, Inc., Dayton, OH  
Diaspora Arts Coalition, Inc., Miami, FL  
Dignity-Northern Virginia, Arlington, VA  
Directions of Rhode Island, Providence, RI  
Dominican Community Service Center, Inc., New York, NY  
Double D Equine Rescue, Dettel, PA  
Drug Action of North Carolina, Inc., Raleigh, NC  
East Tip Middle School Booster Club, Lafayette, IN  
Eastern Wind Symphony, Inc., West Trenton, NJ

ECO-Essays, Inc., W. Haven, CT  
 Edgewood Parent as Partners in Education,  
 Warsaw, IN  
 El Cajon Police Swat Officers Association,  
 Santee, CA  
 El Cajon Valley Lions Foundation, Inc.,  
 El Cajon, CA  
 Episcopal Campus Foundation at  
 Columbia, New York, NY  
 Equine Sanctuary, Cheyenne, WY  
 Fairburn Community and Historical  
 Society, Fairburn, SD  
 Family Connection of Macon and Bibb  
 County, Inc., Macon, GA  
 Famine Ship, Ltd, New York, NY  
 Filtering Facts, Lake Oswego, OR  
 Finger Lakes Foundation for Educational  
 Advancement, Inc., Romulus, NY  
 Floridan Resource Conservation &  
 Development Council, Deland, FL  
 Flying Eagle International, Inc.,  
 Fayetteville, GA  
 For the Kids Foundation of East Islip,  
 Inc., Great River, NY  
 Fort Worth Community Health Center,  
 Fort Worth, TX  
 Fortis Foundation, Cincinnati, OH  
 Fortitude Leadership Achievement  
 Motivation Merit Excellent, Inc.,  
 Brooklyn, NY  
 Foundation for the Education of Children  
 of Agricultural Workers, San Diego, CA  
 Fountain City Foster Parents Assoc.  
 of Muscogee County Georgia,  
 Columbus, GA  
 Freemasons Hall, Inc., Indianapolis, IN  
 Friends of Academy Charter High School,  
 Inc., Little Silver, NJ  
 Friends of Baseball, Euclid, OH  
 Friends of Burtch-Udall Homestead  
 Corporation, Quechee, VT  
 Friends of Calla Charter School, Inc.,  
 Piscataway, NJ  
 Friends of Lilly Library, Florence, MA  
 Friends of Terrapin Creek, Inc.,  
 Piedmont, AL  
 Fugee Outreach Nutrition, Inc.,  
 Memphis, TN  
 Futures for Youth, Seattle, WA  
 Gateway Youth Training of America,  
 Long Beach, CA  
 Georgia Civic Education League,  
 Atlanta, GA  
 Geshner Institute, Inc., Miami, FL  
 Gods Kingdom, San Diego, CA  
 Good Community Alliance, Inc.,  
 Tampa, FL  
 Greater Delaware Valley Council for  
 Mentoring, Philadelphia, PA  
 Greater Emmanuel Development  
 Corporation, New York, NY  
 Greenwich Village Middle School PTA,  
 New York, NY  
 Guadalupe Social Center Community  
 Development Corporation, Dallas, TX  
 Habitat for Humanity International, Inc.,  
 Ligonier, PA  
 Hadassah Associates of Dayton  
 Foundation, Dayton, OH  
 Haitian Americans for Civic Action Haca,  
 Roslindale, MA  
 Hamayon, Inc., Monsey, NY  
 Helpers Corps, Hemet, CA  
 Helping Hand, Ezel, KY  
 Hidden Valley Fire Rescue,  
 Annapolis, MO  
 High School Martial Arts Association,  
 Philadelphia, PA  
 Highland Midget Wrestling Association,  
 Inc., Blackwood, NJ  
 Hispanic Business Economic  
 Development Corporation, Tustin, CA  
 Hispanic Genealogical and Historical  
 Society of Santa Clara, San Jose, CA  
 HKPC, Inc., St. Petersburg, FL  
 Hong Kong Baptist University Alumni  
 Association of Southern California,  
 Monterey Park, CA  
 Hopewell Community Development and  
 Housing Corporation, Hopewell, VA  
 Housing Works Food Services Corp.,  
 New York, NY  
 Housing Works, Inc., Charlotte, NC  
 Humans Helping Humans, Inc.,  
 Avenel, NJ  
 Hush Outreach, Inglewood, CA  
 IGWT Corporation, Alhambra, CA  
 I J Alumni Association N E, Inc.,  
 Long Island City, NY  
 Individual Advancement Management,  
 Dallas, TX  
 Inner-City Education Fund, Inc.,  
 Morrisville, PA  
 Inner-City Truth Center, New Stanton, PA  
 Insight Foundation, Inc., Camden, NJ  
 Institute for Medical Ethics and Halacha,  
 Inc., New York, NY  
 Institute for the Art & Science  
 of Transpersonal Healing, Inc.,  
 Amesbury, MA  
 Institute for the Development of Disabled  
 Americans Corp., New York, NY  
 Institute for the Sacred Performing Arts,  
 Manhattan, CA  
 Interamerican Association of Pediatric  
 Otolaryngology, Inc., Wilmington, DE  
 International Academy of Sports Vision,  
 Inc., Harrisburg, PA  
 International Canine Care and Rescue  
 Foundation, Inc., Hoboken, NJ  
 Italian American Federation of the Bronx  
 and Westchester, Bronx, NY  
 Jewish Education Resource Center for the  
 Learning Disabled, Piedmont, CA  
 Journey, Inc., Cottontdale, AL  
 Just Ultimate Motivative Provider  
 Services, Inc., Orangeburg, SC  
 J W Reason Elementary Parent Teacher  
 Organization, Hilliard, OH  
 Katie B. Jackson Development  
 Corporation, Inc., Philadelphia, PA  
 Kede Youth Foundation, Chicago, IL  
 Keep Lowell Beautiful, Inc., Lowell, MA  
 Kids N Need Coalition, San Diego, CA  
 Kiwanis Club of Cumming Georgia  
 Foundation, Inc., Cumming, GA  
 Kiwanis Club of Houston Intercontinental  
 Texas Foundation, Houston, TX  
 Laboratory Company Dance, Inc.,  
 Pittsburgh, PA  
 Lafayette Lions Club Charitable Tr,  
 Lafayette, IN  
 Lander Valley Community Service Club,  
 Lander, WY  
 Lanesborough Volunteer Firemens  
 Association, Inc., Lanesborough, MA  
 Last House Association, San Diego, CA  
 Latina Lawyers Bar Association,  
 Los Angeles, CA  
 Lawyers Performance Ensemble, Inc.,  
 Dublin, OH  
 Leadership Spencer County,  
 Santa Claus, IN  
 Legal Resource Center, Inc.,  
 Jamaica Plain, MA  
 Lightning Diving, Saint Charles, MO  
 Lincoln Elementary School Parent  
 Teacher Organization, Emmaus, PA  
 Literacy Education for Adults in Peach  
 L E A P, Inc., Fort Valley, GA  
 Madis Safe Haven, Inc., Davie, FL  
 Marble Manor Resident Council,  
 Las Vegas, NV  
 Massachusetts Immunization Action  
 Partnership, Inc., Boston, MA  
 Medical Ctr Radiology Grp Education  
 and Philanthropic Foundation, Inc.,  
 Orlando, FL  
 Metropolitan Educational Theatre  
 Network, Inc., a Delaware Corp.,  
 San Diego, CA



Michigan Veterans Action Coalition, Inc.,  
Grand Rapids, MI

Michigan Womens Health Advocacy  
Network, W. Bloomfield, MI

Mill Brook Valley Group, Inc.,  
Corcord, MA

Mineola Garden City Rotary Club  
Charitable Tr, Garden City, NY

Minor League Players Institute,  
Chicago, IL

Missions of Mercy, Pontiac, MI

MIT Group for Research on the  
Undergraduate Psychological Exp.,  
Boston, MA

Mexico Academy Educational  
Foundation, Mexico, NY

Moffat County Partners, Craig, CO

Mon Valley Community Television, Inc.,  
Charleroi, PA

Monarch Diamond Club, Marysville, OH

Moorefield Middle School Parent Teacher  
Organization, Moorefield, WV

MSAD 31 PTO, W. Enfield, ME

National Center for Jewish Cultural Arts,  
Inc., Coral Spring, FL

National Foundation for Strategic Bladder  
Research, Ridgefield, CT

National Intercollegiate Flying  
Association, Cleveland, MS

Natives Shareholders Coalition, Inc.,  
Anchorage, AK

N E Place Adolescent Program, Inc.,  
Silver Spring, MD

NEA-South Bend Teacher Memorial  
Scholarship Fund, Inc., South Bend, IN

Neighborcare, Inc., Norcross, GA

Neighborhood Watch of America,  
Sacramento, CA

Network for Congregational  
Development, Chester, PA

Nevada Deaf Resources Center  
Foundation, Las Vegas, NV

New City Life Foundation,  
Los Angeles, CA

New Visions for Romania, Norwood, MA

New York-NASP Foundation, Inc.,  
New York, NY

New York Tax Study Group, Inc.,  
New York, NY

New York Demolay, Inc., Utica, NY

No Strings Attached Foundation, Inc.,  
New York, NY

Ocean Echo San Diego, Lemon Grove, CA

Omega Development Corporation,  
Chicago, IL

Omega Point Project, Carbondale, IL

On-Track Ministries, Inc., Waskon, TX

Orchestra Parents United for Students,  
 Mooresville, IN

Our Own Place, Inc., Rochester, NY

Outreach With Love, Inc., Atlanta, GA

Pacific Coast Events Foundation,  
Oceanside, CA

Pacific Peace Foundation, S. Orange, NJ

Palm Desert Middle School Band  
Boosters, Palm Desert, CA

Palm Harbor Recreation League, Inc.,  
Palm Harbor, FL

Parent Connection, Chicago, IL

Parent-Teacher Organization of  
Wilson Hill Elementary School,  
Worthington, OH

Passaic County Bar Foundation,  
Paterson, NJ

Patricia Dooley Foundation Ltd,  
Riverside, CT

Paxton Youth Sports, Inc., Worcester, MA

Pennsylvania State Association of County  
Fairs, Pittsburgh, PA

Philippine Caring & Sharing Foundation,  
Inc., Crystal Lake, IL

Poway Valley Gymnastics Booster Club,  
Poway, CA

POW-MIA All Wars, Inc., Richfield, OH

Premier Soccer Club of Evansville, Inc.,  
Evansville, IN

Primrose Hill School Parent Teacher  
Organization, Barrington, RI

Professional Ski Instructors of  
America-Alaska, Anchorage, AK

Progressive Residents Organization of  
the Housing Authority of Quitma,  
Quitman, GA

PTA PS24, Brooklyn, NY

Push for the Needy Foundation,  
Dover, OH

Ralph Martin Greater Egg Harbor  
Regional Education Foundation, Inc.,  
Mays Landing, NJ

Ralston Mercy Douglas House,  
Philadelphia, PA

Reading & Language Development  
Institute, Inc., Marstons MIs, MA

Remember, Inc., Jersey City, NJ

Research Nurse Association, Inc.,  
Wellesley, MA

Restoration Capital Fund, Inc.,  
Brooklyn, NY

Rhinos Select Roller Hockey Club,  
Warrenton, MO

Richard R. Green Institute for Teaching  
and Learning, Minneapolis, MN

Ridgefield Girls Initiative, Inc.,  
Ridgefield, CT

River Valley Information Center,  
Rumford, ME

Riverflow, Inc., Chicago, IL

Riverfront Area Ministry, Inc.,  
Marcus Hook, PA

Rotary Club of East Aurora, Inc.,  
East Aurora, NY

Rudolph-Mercy-Douglas Home for the  
Blind, Philadelphia, PA

S & P Foundation, San Ramon, CA

Sam Estees Estate Resident Council,  
Canton, MS

Samaritan Ministries, Inc.,  
Pocomoke City, MD

Samata Sarana USA, Inc.,  
New Rochelle, NY

San Bernardino County Safety  
Employees Association Education,  
San Bernardino, CA

San Diego Police Historical Association,  
San Diego, CA

San Diego World Life, San Diego, CA

San Gabriel Valley Basketball Club, Inc.,  
Temple City, CA

San Mateo Police Activities League,  
San Mateo, CA

Sands of Time Dance Company, Inc.,  
Jamaica, NY

Sandy Hook Academy, Inc.,  
Fort Hancock, NJ

Sankofa Institute Incorporated,  
Bloomfield, CT

Santiago High School Marching Cavaliers  
Booster Association, Garden Grove, CA

Save the Neighborhoods, Providence, RI

Schenectady City School District  
Educational Foundation, Inc.,  
Schenectady, NY

Scouts to London, Helena, MT

Sea Star Global Foundation, Allen, TX

Senior Orphans of Polk County, Inc.,  
Lakeland, FL

Senior Services Corporation, Inc.,  
Quincy, MA

Sensible Alternative Family Environments  
for Children, Mira Loma, CA

Shalom International Mission Association,  
Monrovia, CA

Shepherd Mountain Foundation, Inc.,  
Sugar Land, TX

Silhouettes of the World, Inc.,  
Lynn Haven, FL

Sing Out Proud Brooklyn, Inc.,  
New York, NY

Single Parent Foundation, Freeport, ME

South Dakota EMS Instructor-Coordinator  
Educators, Pierre, SD

Southern Alliance for the Nutritional  
Enrichment of Tuscaloosa, Inc., Tuscaloosa, AL  
Southern Colorado River Development  
Company, Somerton, AZ  
Southwest Rock S, Inc., Berea, OH  
Spiritual Awakening Mission,  
Oakland, CA  
St. Lukes Saturday School, Inc.,  
New York, NY  
Starbase International, Inc., Tulsa, OK  
Stepping Stones Learning Center, Inc.,  
San Bernardino, CA  
Stewart Community Development Corp.,  
Bridgeport, CT  
Suffolk Youth Enhancement Program,  
Inc., Greenlawn, NY  
Sullivan County Chamber of Commerce  
Foundation, Inc., Monticello, NY  
Sumter Green, Inc., Sumter, SC  
Sustainable Aquatic Resources Center,  
St. Louis, MO  
Taconic Opera, Inc., Peekskill, NY  
Tahoe Senior Plaza, Inc., Pleasanton, CA  
Tampa Repertory Ballet, Inc.,  
Land O Lakes, FL  
Teaching and Learning Center, Inc.,  
Santa Rosa, CA  
Teal Sound, Inc., Jacksonville, FL  
Teddy Pendergrass Education-Occupation  
Alliance for the Disabled,  
Philadelphia, PA  
Ten Talents Charitable Gift Fund,  
Belmont, MA  
Theater Catalyst, Inc., Philadelphia, PA  
Theatre for Social Change, Eugene, OR  
Thornton Foundation, Inc.,  
Charleston, WV  
Thurston County Fastpitch Association,  
Olympia, WA  
TLC Play and Learn Campus, Inc.,  
Fairhaven, MA  
Touchdowns for Charity, Inc.,  
Madison, WI  
Treatment Resources and Education  
for Animals in Temporary Shelters,  
Tallahassee, FL  
Tribury Rotary Club Foundation, Inc.,  
Middlebury, CT  
Union of Bosnian War Veterans,  
Santa Clara, CA  
United States Emergency Assistance  
Command, Inc., Jeffersonville, IN  
United Way Services of Geauga County,  
Inc., Chardon, OH  
Upper Manhattan Minority Urban  
Development Corp., New York, NY

Urban Visions, Inc., Philadelphia, PA  
Urbank Dove, Inc., New York, NY  
US Virgin Islands Congress of Parents  
Teachers & Students Association,  
St. Thomas, VI  
Vermont Alliance for Assistive  
Technology, Montpelier, VT  
Virginia Bullets Baseball Club,  
Richmond, VA  
Waldorf School Parent Council,  
Lexington, MA  
Waller Road School PTA, Tacoma, WA  
Walstons Adult Nurturing Center, Inc.,  
Tarboro, NC  
Warren V. Musser Young Scholars Fund,  
Inc., Philadelphia, PA  
Washington Crossing Reenactors Society,  
Newtown, PA  
Waterford Coalition for Youth,  
Waterford, MI  
Weed and Seed of Richmond, Inc.,  
Richmond, VA  
Wesley Union Community Development  
Corp., Harrisburg, PA  
West Chester Symphony,  
West Chester, OH  
West Orange People in Partnership, Inc.,  
Winter Garden, FL  
Wheelchairs & Assistance for the Disabled  
International, Inc., Union City, NJ  
Wholehealth Library & Resource Center,  
Melrose, FL  
Witches Dungeon, Inc., Bristol, CT  
Woodridge Civic Fund, Washington, DC  
Worker for Christ, Inc., San Diego, CA  
Wyoming Arts, Inc., New York, NY  
Young Latinos in Enterprise, Chicago, IL  
Young YE Nursery School, Inc.,  
Los Angeles, CA  
Youth Baseball, Inc., Harlingen, TX  
Youth Underground, Inc., Weston, FL

If an organization listed above submits information that warrants the renewal of its classification as a public charity or as a private operating foundation, the Internal Revenue Service will issue a ruling or determination letter with the revised classification as to foundation status. Grantors and contributors may thereafter rely upon such ruling or determination letter as provided in section 1.509(a)-7 of the Income Tax Regulations. It is not the practice of the Service to announce such revised classification of foundation status in the Internal Revenue Bulletin.

## Request for Applications to Participate in the 2004 IRS Individual *e-file* Partnership Program

### Announcement 2003-73

The Stakeholder Partnerships, Education and Communication (SPEC) function within the Internal Revenue Service (IRS) is continuing its efforts to establish IRS *e-file* partnerships with various entities. The IRS is seeking non-monetary *e-file* partnerships for **Filing Season 2004**. No applications for funding (monetary compensation) will be considered. A commercial business, non-profit organization, state government or local government may submit applications. Applications are not solicited from other Federal government agencies. The program is an annual program and covers the period January 2004 through October 15, 2004. **All prior year partners must reapply for Filing Season 2004.**

### BACKGROUND

The IRS Restructuring and Reform Act of 1998 (RRA 98) requires the IRS to receive 80 percent of all returns electronically by 2007. RRA 98 authorized the IRS Commissioner to promote the benefits of and encourage the use of *e-file* services. As a result of RRA 98, the IRS enters into non-monetary partnerships with businesses to offer low cost income tax preparation and electronic filing for qualified taxpayers.

Continued opportunities for growth in electronic tax administration are evident. For Filing Season 2003, the IRS received 53 million electronically filed returns, an increase of 13% over the previous year. Visit the IRS web site, [www.irs.gov](http://www.irs.gov), for the most current results from market research on individual taxpayers, including demographic data and psychographics studies. This research includes attitudinal surveys, customer satisfaction surveys, Public Service communications tracking studies and any focus group results.

The IRS accepts most forms and schedules for electronic filing. Visit the IRS web site for a complete listing of accepted forms and schedules.

## FILING SEASON 2004

For Filing Season 2004, the IRS will focus on the 1040 series income tax returns covering “IRS *e-file* Using a Tax Preparer” and “IRS *e-file* Using a Personal Computer.” Additional emphasis is being placed on the following features: “Self-Select Personal Identification Number (PIN) for *e-file*”; “Using *e-file* for Federal/State Returns”, and “Electronic Payment Options” for balance due and estimated payment options.

A major area of emphasis is to reach those taxpayers who continue to file computer prepared paper returns (v-code). Research indicates that the number of v-code returns continues to increase (76% of all v-code returns are prepared by paid preparers). Emphasis should be placed on converting v-code filers to electronically file their returns through the marketing and promotion of the benefits of *e-file*. We encourage Participants to reach the first-time filer population. IRS research indicates that this segment of the population continues to lag behind other segments of the population that *e-file*. In addition, research indicates that *e-file* is still lagging in the self-prepared simple segment. Pending the passage of legislation, Participants are encouraged to offer the April 30 due date extension to *e-file*.

The IRS expects all accepted partners to aggressively market, promote and offer *e-file* products and services through October 15, 2004. The IRS will supply the partners with the Filing Season and post-April 15 *e-file* campaign message(s), as they become available, to target additional qualified taxpayers, *i.e.*, extensions, military returns, etc. For additional information on the various *e-file* programs, features, and market research, visit our web site at [www.irs.gov](http://www.irs.gov).

Participants will receive hyperlinks from the IRS web site — [IRS.gov](http://IRS.gov) — to the Participant’s web site. Potential Participants may request links for the following categories:

- IRS *e-file* Partners for Taxpayers
- IRS *e-file* Partners for Tax Professionals
- IRS *e-file* Partners for Financial Institutions/Employers

- IRS *e-file* Partners for Credit Card Payment Options.

## PARTICIPATION STANDARDS & REQUIREMENTS

Participants will abide to the following standards and requirements, if applicable:

- The Participant (Electronic Return Originator, Intermediate Service Provider, Software Developer, and Transmitter) must be in good standing with the IRS, comply with the *e-file* requirements stated in the IRS Revenue Procedure 2000–31, Publications 1345 and 1345A, 26 U.S.C. 7216, U.S.C. 6103, and pass the annual Suitability and Participants Acceptance Testing (PATS) conducted by the IRS.
- The Participant will offer their products and services to filers of the 1040 Series returns, including complex returns, balance due returns, Federal/State returns, and 1040EZ returns. The Participant is encouraged to reach first-time filers and convert v-coders to IRS *e-file*. The Participant will offer a variety of *e-file* features including the Self-Select PIN, Electronic Payment Options, Federal/State *e-file*, Direct Deposit of Refunds, etc.
- The Participant will aggressively market, promote and offer *e-file* services through October 15, 2004. The Participant is encouraged to use the current Filing Season *e-file* marketing key messages developed by the IRS. In addition, the Participant is encouraged to use the post-April 15 *e-file* campaign messages and other promotional tools, as they become available, to target qualified taxpayers (*i.e.*, extensions, military returns, etc.).
- The Participant is encouraged to offer the April 30 due date extension for *e-file*, upon passage of authorizing legislation.
- The Participant will be permitted only **one (1)** hyperlink on the IRS *e-file* Partners Page per category:
  - IRS *e-file* Partners for Taxpayer
  - IRS *e-file* Partners for Tax Professionals

- IRS *e-file* Partners for Financial Institutions/Employers

- IRS *e-file* Partners for Electronic Payment Options.

- The Participant will provide the IRS with a description (**not to exceed 350 characters including spaces**) for each hyperlink placed on the IRS *e-file* Partners Page. The hyperlink description may describe multiple offers/services.
- The Participant will not have a URL(s) containing the word “IRS.”
- The Participant will be required to supply the IRS with a link to their web site **no less than five (5) business days** before the site is expected to go live, and additional days if possible. All sites must be examined before they can be posted on the IRS *e-file* Partners Page. The purpose of the review is to ensure each Participant’s web site complies with the standards and requirements set forth in this document.
- The Participant will place the IRS *e-file* logo on its web site. The *e-file* logo and guidelines can be downloaded from [www.irs.gov](http://www.irs.gov).
- The Participant will have a link(s) to the IRS web site, [www.irs.gov](http://www.irs.gov), from its web site.
- The Participant will be required to prove and display third-party certifications for the privacy/security/authenticity of its online service. The Participant’s web site should display the third-party certification seal. Examples of third-party certifications are those received from VeriSign, Thawte, Truste, etc.
- The Participant’s web site will not contain inappropriate content. Further, the Participant will ensure that all online advertising and hyperlinks posted on its web site neither promote nor link to inappropriate content.
- The Participant will clearly disclose its customer service support options (including associated fees, if any) and privacy policy on its web site.

- The Participant will disclose limitations in the forms and schedules that are likely to be needed to support their offerings. The Participant should display a listing of the forms and schedules that will be offered on its web site.
- The Participant will clearly disclose on its web site the States that their software supports.
- The Participant is permitted to offer commercial products and services consistent with obtaining the positive consent of the user as described in 26 U.S.C. 7616 before offering fee-based products and services not related to tax preparation.
- The Participant will include a feature in their tax preparation software that will “time out” the session after no changes are made for a period of time consistent with best practices approved by privacy seal certification programs.
- The Participant, upon learning of an inappropriate disclosure of a taxpayer’s return information to a member of the public, such as another taxpayer or other unauthorized party in the course of providing *e-file* services as a result of their hyperlink on the IRS *e-file* Partners Page, will immediately notify the IRS of this disclosure and then shut down its program immediately.
- The Participant will submit written notification (*e.g.*, email) to the IRS of changes, additions and deletions to URLs, link descriptions, etc.
- The Participant will submit Performance Reports to the IRS Point of Contact by **May 30, 2004**, covering Filing Season activity, and by **November 15, 2004**, covering post Filing Season activity. The reports will cover information such as *e-file* statistics, web site activity and anything else the IRS deems necessary. The IRS Point of Contact will provide written reporting instructions and requirements to accepted participants.

#### PERFORMANCE STANDARDS

- The IRS will have the accepted participant’s hyperlink(s) available on the

IRS web site for the start of electronic filing, subject to the participant’s passing of the annual Suitability, PATS testing, and web site review. Hyperlinks will remain on the IRS *e-file* Partners Page through **October 15, 2004, or later, at the discretion of the IRS.**

- The IRS will rotate on a daily basis the hyperlinks that exist on the IRS *e-file* Partners Page.
- The IRS may establish a link from the IRS *e-file* Partners Page to the Free File web page.
- The IRS will accept, if appropriate, the Participant’s written request for changes/additions/deletions to a URL, link description, etc.
- The IRS has a right to review the Participant’s web site(s) at any time to ensure that participation requirements are met.
- The IRS will not endorse specific offerings or products, but will promote the IRS *e-file* Partners Page. A “Site Disclaimer” will exist on the IRS web site before the user enters the Participant’s web site.

#### PARTICIPATION TERMS

- The IRS Individual *e-file* Partnership Program is an annual program, and all prospective Participants, including returning Participants, must reapply each year following the guidelines in the Internal Revenue Bulletin announcement advertised on [www.irs.gov](http://www.irs.gov).
- If the IRS determines that the Participant is not meeting the “Participation Standards & Requirements,” the IRS may terminate its partnership with the Participant and remove the participant’s hyperlink(s) from the IRS *e-file* Partners Page.
- The Participant will notify the IRS immediately if it wishes to terminate its partnership with the IRS. The notification should be submitted through email to the IRS Point of Contact or sent to the Point of Contact’s address.

#### APPLICATION PROCESS

Applications should contain the following information, **if applicable**:

- Include the Applicant’s Point of Contact information (name, title, address, telephone number, fax number and e-mail address) for discussion of your application.
- Identify the Applicant’s secure web site.
- Identify the Applicant’s tax preparation software and the States it will support.
- Identify the IRS forms and schedules that support your offering(s).
- Include the Applicant’s Electronic Filer Identification Number (EFIN) and/or Electronic Transmitter Identification Number (ETIN).
- Identify the Applicant’s hyperlink(s) and provide a short description (not to exceed 350 characters including spaces) of the services and products to be promoted on the IRS *e-file* Partners Page. In addition, the Applicant should provide the associated URL(s). **The URL(s) cannot contain the word “IRS.”** Indicate the category for each hyperlink:
  - IRS *e-file* Partners for Taxpayers
  - IRS *e-file* Partners for Tax Professionals
  - IRS *e-file* Partners for Financial Institutions/Employers
  - IRS *e-file* Partners for Electronic Payment Options.
- Identify the Applicant’s third party administrator (*i.e.*, VeriSign, Thawte, Truste) that certifies the privacy/security/authenticity of its online service.
- Identify the Applicant’s communication vehicle(s) (*i.e.*, web site, marketing/promotional products, etc.) to market and promote your products and services and IRS *e-file*. Describe the incentives, discounts, offers, benefits to taxpayers or other specific approaches to increase *e-file* volumes.

- Certify the Applicant's compliance with the privacy and disclosure provisions of 26 U.S.C. 7216 and 26 U.S.C. 6103.

#### **IRS POINT OF CONTACT/APPLICATION SUBMISSION**

Applications to participate in the IRS Individual *e-file* Partnership Program should be submitted as a Word document through email at **\*WIE-filepartners@irs.gov** (Please make sure there is an asterisk before the WI (Wage and Investment) when submitting an application.) An application may also be sent to Karen Bradley at the following address:

Internal Revenue Service  
5000 Ellin Road  
Lanham, MD 20706  
Attention: Karen Bradley  
SE:W:CAR:SPEC:FO:IMS  
C5-351

If you wish to have a hyperlink(s) on the IRS *e-file* Partners Page for the start of electronic filing, your application must be submitted by **December 10, 2003**, otherwise, there is no deadline for your application.

Illustrations of marketing materials may be submitted in Adobe Acrobat Portable Document (PDF) or other appropriate files.

Any questions regarding the development of applications, the submission of Performance Reports, or any other type of contact for this program should be directed to **Karen Bradley at (202) 283-7034** or through email to **\*WIE-filepartners@irs.gov** (Please make sure there is an asterisk before the WI (Wage and Investment) for any type of email contact.)

#### **APPLICATION EVALUATION**

All applications will be evaluated based on the required information provided to

the IRS and the applicant's ability to fulfill their responsibilities. Prior year performance will also be considered when evaluating applications from returning partners.

#### **ACCEPTANCE/DENIAL OF APPLICATION**

If your application is accepted, you will receive written notification from the IRS. If your application is denied, you will receive written notification from the IRS with an explanation of the denial.

# Definition of Terms

*Revenue rulings and revenue procedures (hereinafter referred to as "rulings") that have an effect on previous rulings use the following defined terms to describe the effect:*

*Amplified* describes a situation where no change is being made in a prior published position, but the prior position is being extended to apply to a variation of the fact situation set forth therein. Thus, if an earlier ruling held that a principle applied to A, and the new ruling holds that the same principle also applies to B, the earlier ruling is amplified. (Compare with *modified*, below).

*Clarified* is used in those instances where the language in a prior ruling is being made clear because the language has caused, or may cause, some confusion. It is not used where a position in a prior ruling is being changed.

*Distinguished* describes a situation where a ruling mentions a previously published ruling and points out an essential difference between them.

*Modified* is used where the substance of a previously published position is being changed. Thus, if a prior ruling held that a principle applied to A but not to B, and the new ruling holds that it applies to both A

and B, the prior ruling is modified because it corrects a published position. (Compare with *amplified* and *clarified*, above).

*Obsoleted* describes a previously published ruling that is not considered determinative with respect to future transactions. This term is most commonly used in a ruling that lists previously published rulings that are obsoleted because of changes in laws or regulations. A ruling may also be obsoleted because the substance has been included in regulations subsequently adopted.

*Revoked* describes situations where the position in the previously published ruling is not correct and the correct position is being stated in a new ruling.

*Superseded* describes a situation where the new ruling does nothing more than restate the substance and situation of a previously published ruling (or rulings). Thus, the term is used to republish under the 1986 Code and regulations the same position published under the 1939 Code and regulations. The term is also used when it is desired to republish in a single ruling a series of situations, names, etc., that were previously published over a period of time in separate rulings. If the new ruling does more than restate the substance

of a prior ruling, a combination of terms is used. For example, *modified* and *superseded* describes a situation where the substance of a previously published ruling is being changed in part and is continued without change in part and it is desired to restate the valid portion of the previously published ruling in a new ruling that is self contained. In this case, the previously published ruling is first modified and then, as modified, is superseded.

*Supplemented* is used in situations in which a list, such as a list of the names of countries, is published in a ruling and that list is expanded by adding further names in subsequent rulings. After the original ruling has been supplemented several times, a new ruling may be published that includes the list in the original ruling and the additions, and supersedes all prior rulings in the series.

*Suspended* is used in rare situations to show that the previous published rulings will not be applied pending some future action such as the issuance of new or amended regulations, the outcome of cases in litigation, or the outcome of a Service study.

# Abbreviations

*The following abbreviations in current use and formerly used will appear in material published in the Bulletin.*

A—Individual.  
Acq.—Acquiescence.  
B—Individual.  
BE—Beneficiary.  
BK—Bank.  
B.T.A.—Board of Tax Appeals.  
C—Individual.  
C.B.—Cumulative Bulletin.  
CFR—Code of Federal Regulations.  
CI—City.  
COOP—Cooperative.  
Ct.D.—Court Decision.  
CY—County.  
D—Decedent.  
DC—Dummy Corporation.  
DE—Donee.  
Del. Order—Delegation Order.  
DISC—Domestic International Sales Corporation.  
DR—Donor.  
E—Estate.  
EE—Employee.  
E.O.—Executive Order.

ER—Employer.  
ERISA—Employee Retirement Income Security Act.  
EX—Executor.  
F—Fiduciary.  
FC—Foreign Country.  
FICA—Federal Insurance Contributions Act.  
FISC—Foreign International Sales Company.  
FPH—Foreign Personal Holding Company.  
F.R.—Federal Register.  
FUTA—Federal Unemployment Tax Act.  
FX—Foreign corporation.  
G.C.M.—Chief Counsel's Memorandum.  
GE—Grantee.  
GP—General Partner.  
GR—Grantor.  
IC—Insurance Company.  
I.R.B.—Internal Revenue Bulletin.  
LE—Lessee.  
LP—Limited Partner.  
LR—Lessor.  
M—Minor.  
Nonacq.—Nonacquiescence.  
O—Organization.  
P—Parent Corporation.  
PHC—Personal Holding Company.  
PO—Possession of the U.S.

PR—Partner.  
PRS—Partnership.  
PTE—Prohibited Transaction Exemption.  
Pub. L.—Public Law.  
REIT—Real Estate Investment Trust.  
Rev. Proc.—Revenue Procedure.  
Rev. Rul.—Revenue Ruling.  
S—Subsidiary.  
S.P.R.—Statement of Procedural Rules.  
Stat.—Statutes at Large.  
T—Target Corporation.  
T.C.—Tax Court.  
T.D.—Treasury Decision.  
TFE—Transferee.  
TFR—Transferor.  
T.I.R.—Technical Information Release.  
TP—Taxpayer.  
TR—Trust.  
TT—Trustee.  
U.S.C.—United States Code.  
X—Corporation.  
Y—Corporation.  
Z—Corporation.

## Numerical Finding List<sup>1</sup>

Bulletins 2003–27 through 2003–47

### Announcements:

2003-45, 2003-28 I.R.B. 73  
2003-46, 2003-30 I.R.B. 222  
2003-47, 2003-29 I.R.B. 124  
2003-48, 2003-28 I.R.B. 73  
2003-49, 2003-32 I.R.B. 339  
2003-50, 2003-30 I.R.B. 222  
2003-51, 2003-37 I.R.B. 555  
2003-52, 2003-32 I.R.B. 345  
2003-53, 2003-32 I.R.B. 345  
2003-54, 2003-40 I.R.B. 761  
2003-55, 2003-38 I.R.B. 597  
2003-56, 2003-39 I.R.B. 694  
2003-57, 2003-37 I.R.B. 555  
2003-58, 2003-40 I.R.B. 746  
2003-59, 2003-40 I.R.B. 746  
2003-60, 2003-45 I.R.B. 1049  
2003-61, 2003-42 I.R.B. 890  
2003-62, 2003-41 I.R.B. 821  
2003-63, 2003-45 I.R.B. 1015  
2003-64, 2003-43 I.R.B. 934  
2003-65, 2003-43 I.R.B. 935  
2003-66, 2003-45 I.R.B. 1049  
2003-67, 2003-44 I.R.B. 1005  
2003-68, 2003-45 I.R.B. 1050  
2003-69, 2003-46 I.R.B. 1086  
2003-70, 2003-46 I.R.B. 1090  
2003-71, 2003-46 I.R.B. 1090  
2003-72, 2003-47 I.R.B. 1146  
2003-73, 2003-47 I.R.B. 1149

### Notices:

2003-38, 2003-27 I.R.B. 9  
2003-39, 2003-27 I.R.B. 10  
2003-40, 2003-27 I.R.B. 10  
2003-41, 2003-28 I.R.B. 49  
2003-42, 2003-28 I.R.B. 49  
2003-43, 2003-28 I.R.B. 50  
2003-44, 2003-28 I.R.B. 52  
2003-45, 2003-29 I.R.B. 86  
2003-46, 2003-28 I.R.B. 53  
2003-47, 2003-30 I.R.B. 132  
2003-48, 2003-30 I.R.B. 133  
2003-49, 2003-32 I.R.B. 294  
2003-50, 2003-32 I.R.B. 295  
2003-51, 2003-33 I.R.B. 361  
2003-52, 2003-32 I.R.B. 296  
2003-53, 2003-33 I.R.B. 362  
2003-54, 2003-33 I.R.B. 363  
2003-55, 2003-34 I.R.B. 395  
2003-56, 2003-34 I.R.B. 396  
2003-57, 2003-34 I.R.B. 397

### Notices— Continued:

2003-58, 2003-35 I.R.B. 429  
2003-59, 2003-35 I.R.B. 429  
2003-60, 2003-39 I.R.B. 643  
2003-61, 2003-42 I.R.B. 851  
2003-62, 2003-38 I.R.B. 576  
2003-63, 2003-38 I.R.B. 577  
2003-64, 2003-39 I.R.B. 646  
2003-65, 2003-40 I.R.B. 747  
2003-67, 2003-40 I.R.B. 752  
2003-68, 2003-41 I.R.B. 824  
2003-69, 2003-42 I.R.B. 851  
2003-70, 2003-43 I.R.B. 916  
2003-71, 2003-43 I.R.B. 922  
2003-72, 2003-44 I.R.B. 964  
2003-73, 2003-45 I.R.B. 1017  
2003-74, 2003-47 I.R.B. 1097

### Proposed Regulations:

REG-209377-89, 2003-36 I.R.B. 521  
REG-208199-91, 2003-40 I.R.B. 756  
REG-106486-98, 2003-42 I.R.B. 853  
REG-108639-99, 2003-35 I.R.B. 431  
REG-106736-00, 2003-28 I.R.B. 60  
REG-108524-00, 2003-42 I.R.B. 869  
REG-115037-00, 2003-44 I.R.B. 967  
REG-140378-01, 2003-41 I.R.B. 825  
REG-107618-02, 2003-27 I.R.B. 13  
REG-122917-02, 2003-27 I.R.B. 15  
REG-128203-02, 2003-41 I.R.B. 828  
REG-131997-02, 2003-33 I.R.B. 366  
REG-133791-02, 2003-35 I.R.B. 493  
REG-138495-02, 2003-37 I.R.B. 541  
REG-138499-02, 2003-37 I.R.B. 541  
REG-140808-02, 2003-38 I.R.B. 582  
REG-140930-02, 2003-38 I.R.B. 583  
REG-141402-02, 2003-43 I.R.B. 932  
REG-141669-02, 2003-34 I.R.B. 408  
REG-142538-02, 2003-38 I.R.B. 590  
REG-143679-02, 2003-38 I.R.B. 592  
REG-144908-02, 2003-38 I.R.B. 593  
REG-146893-02, 2003-44 I.R.B. 967  
REG-157164-02, 2003-44 I.R.B. 1004  
REG-162625-02, 2003-35 I.R.B. 500  
REG-163974-02, 2003-38 I.R.B. 595  
REG-108676-03, 2003-36 I.R.B. 523  
REG-112039-03, 2003-35 I.R.B. 504  
REG-113112-03, 2003-40 I.R.B. 760  
REG-116914-03, 2003-32 I.R.B. 338  
REG-121122-03, 2003-37 I.R.B. 550  
REG-129709-03, 2003-35 I.R.B. 506  
REG-130262-03, 2003-37 I.R.B. 553  
REG-132483-03, 2003-34 I.R.B. 410  
REG-132760-03, 2003-43 I.R.B. 933

### Revenue Procedures:

2003-45, 2003-27 I.R.B. 11  
2003-46, 2003-28 I.R.B. 54  
2003-47, 2003-28 I.R.B. 55  
2003-48, 2003-29 I.R.B. 86  
2003-49, 2003-29 I.R.B. 89  
2003-50, 2003-29 I.R.B. 119  
2003-51, 2003-29 I.R.B. 121  
2003-52, 2003-30 I.R.B. 134  
2003-53, 2003-31 I.R.B. 230  
2003-54, 2003-31 I.R.B. 236  
2003-55, 2003-31 I.R.B. 242  
2003-56, 2003-31 I.R.B. 249  
2003-57, 2003-31 I.R.B. 257  
2003-58, 2003-31 I.R.B. 262  
2003-59, 2003-31 I.R.B. 268  
2003-60, 2003-31 I.R.B. 274  
2003-61, 2003-32 I.R.B. 296  
2003-62, 2003-32 I.R.B. 299  
2003-63, 2003-32 I.R.B. 304  
2003-64, 2003-32 I.R.B. 306  
2003-65, 2003-32 I.R.B. 336  
2003-66, 2003-33 I.R.B. 364  
2003-67, 2003-34 I.R.B. 397  
2003-68, 2003-34 I.R.B. 398  
2003-69, 2003-34 I.R.B. 403  
2003-70, 2003-34 I.R.B. 406  
2003-71, 2003-36 I.R.B. 517  
2003-72, 2003-38 I.R.B. 578  
2003-73, 2003-39 I.R.B. 647  
2003-74, 2003-43 I.R.B. 923  
2003-75, 2003-45 I.R.B. 1018  
2003-76, 2003-43 I.R.B. 924  
2003-77, 2003-44 I.R.B. 964  
2003-78, 2003-45 I.R.B. 1029  
2003-79, 2003-45 I.R.B. 1036  
2003-80, 2003-45 I.R.B. 1037  
2003-81, 2003-45 I.R.B. 1046  
2003-82, 2003-47 I.R.B. 1097  
2003-83, 2003-47 I.R.B. 1099

### Revenue Rulings:

2003-70, 2003-27 I.R.B. 3  
2003-71, 2003-27 I.R.B. 1  
2003-72, 2003-33 I.R.B. 346  
2003-73, 2003-28 I.R.B. 44  
2003-74, 2003-29 I.R.B. 77  
2003-75, 2003-29 I.R.B. 79  
2003-76, 2003-33 I.R.B. 355  
2003-77, 2003-29 I.R.B. 75  
2003-78, 2003-29 I.R.B. 76  
2003-79, 2003-29 I.R.B. 80  
2003-80, 2003-29 I.R.B. 83  
2003-81, 2003-30 I.R.B. 126

<sup>1</sup> A cumulative list of all revenue rulings, revenue procedures, Treasury decisions, etc., published in Internal Revenue Bulletins 2003-1 through 2003-26 is in Internal Revenue Bulletin 2003-27, dated July 7, 2003.

**Revenue Rulings— Continued:**

2003-82, 2003-30 I.R.B. 125  
2003-83, 2003-30 I.R.B. 128  
2003-84, 2003-32 I.R.B. 289  
2003-85, 2003-32 I.R.B. 291  
2003-86, 2003-32 I.R.B. 290  
2003-87, 2003-29 I.R.B. 82  
2003-88, 2003-32 I.R.B. 292  
2003-89, 2003-37 I.R.B. 525  
2003-90, 2003-33 I.R.B. 353  
2003-91, 2003-33 I.R.B. 347  
2003-92, 2003-33 I.R.B. 350  
2003-93, 2003-33 I.R.B. 346  
2003-94, 2003-33 I.R.B. 357  
2003-95, 2003-33 I.R.B. 358  
2003-96, 2003-34 I.R.B. 386  
2003-97, 2003-34 I.R.B. 380  
2003-98, 2003-34 I.R.B. 378  
2003-99, 2003-34 I.R.B. 388  
2003-100, 2003-34 I.R.B. 385  
2003-101, 2003-36 I.R.B. 513  
2003-102, 2003-38 I.R.B. 559  
2003-103, 2003-38 I.R.B. 568  
2003-104, 2003-39 I.R.B. 636  
2003-105, 2003-40 I.R.B. 696  
2003-106, 2003-44 I.R.B. 936  
2003-107, 2003-41 I.R.B. 815  
2003-108, 2003-44 I.R.B. 963  
2003-109, 2003-42 I.R.B. 839  
2003-110, 2003-46 I.R.B. 1083  
2003-111, 2003-45 I.R.B. 1009  
2003-112, 2003-45 I.R.B. 1007  
2003-113, 2003-44 I.R.B. 962  
2003-114, 2003-45 I.R.B. 1012  
2003-115, 2003-46 I.R.B. 1052  
2003-116, 2003-46 I.R.B. 1083  
2003-117, 2003-46 I.R.B. 1051  
2003-118, 2003-47 I.R.B. 1095  
2003-119, 2003-47 I.R.B. 1094

**Tax Conventions:**

2003-58, 2003-40 I.R.B. 746  
2003-59, 2003-40 I.R.B. 746  
2003-62, 2003-41 I.R.B. 821  
2003-63, 2003-45 I.R.B. 1015

**Treasury Decisions:**

9061, 2003-27 I.R.B. 5  
9062, 2003-28 I.R.B. 46  
9063, 2003-36 I.R.B. 510  
9064, 2003-36 I.R.B. 508  
9065, 2003-36 I.R.B. 515  
9066, 2003-36 I.R.B. 509  
9067, 2003-32 I.R.B. 287  
9068, 2003-37 I.R.B. 538  
9069, 2003-37 I.R.B. 525  
9070, 2003-38 I.R.B. 574  
9071, 2003-38 I.R.B. 560

**Treasury Decisions— Continued:**

9072, 2003-37 I.R.B. 527  
9073, 2003-38 I.R.B. 570  
9074, 2003-39 I.R.B. 601  
9075, 2003-39 I.R.B. 608  
9076, 2003-38 I.R.B. 562  
9077, 2003-39 I.R.B. 634  
9078, 2003-39 I.R.B. 630  
9079, 2003-40 I.R.B. 729  
9080, 2003-40 I.R.B. 696  
9081, 2003-35 I.R.B. 420  
9082, 2003-41 I.R.B. 807  
9083, 2003-40 I.R.B. 700  
9084, 2003-40 I.R.B. 742  
9085, 2003-41 I.R.B. 775  
9086, 2003-41 I.R.B. 817  
9087, 2003-41 I.R.B. 781  
9088, 2003-42 I.R.B. 841  
9089, 2003-43 I.R.B. 906  
9090, 2003-43 I.R.B. 891  
9091, 2003-44 I.R.B. 939  
9092, 2003-46 I.R.B. 1055



## Findings List of Current Actions on Previously Published Items<sup>1</sup>

Bulletins 2003-27 through 2003-47

### Notices:

#### 87-5

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 87-66

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 87-79

Modified by  
Notice 2003-65, 2003-40 I.R.B. 747

#### 89-79

Modified and superseded by  
Rev. Proc. 2003-47, 2003-28 I.R.B. 55

#### 89-94

Modified by  
Notice 2003-50, 2003-32 I.R.B. 295

#### 94-46

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 95-18

Modified by  
Notice 2003-70, 2003-43 I.R.B. 916

#### 95-50

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 95-53

Modified and superseded by  
Notice 2003-55, 2003-34 I.R.B. 395

#### 2001-4

Section III.C. superseded for 2004 and subsequent calendar years by  
Rev. Proc. 2003-64, 2003-32 I.R.B. 306

#### 2001-70

Amplified by  
Notice 2003-45, 2003-29 I.R.B. 86

#### 2001-74

Amplified by  
Notice 2003-45, 2003-29 I.R.B. 86

#### 2002-1

Amplified by  
Notice 2003-49, 2003-32 I.R.B. 294

#### 2003-12

Obsoleted by  
T.D. 9090, 2003-43 I.R.B. 891  
REG-141402-02, 2003-43 I.R.B. 932

### Notices— Continued:

#### 2003-36

Modified by  
Notice 2003-59, 2003-35 I.R.B. 429

### Proposed Regulations:

#### REG-EE-86-88 (LR-279-81)

Withdrawn by  
REG-122917-02, 2003-27 I.R.B. 15

#### REG-105606-99

Withdrawn by  
REG-133791-02, 2003-35 I.R.B. 493

### Revenue Procedures:

#### 66-3

Revoked by  
Rev. Proc. 2003-74, 2003-43 I.R.B. 923

#### 66-50

Modified, amplified, and superseded by  
Rev. Proc. 2003-62, 2003-32 I.R.B. 299

#### 68-23

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 68-41

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 70-6

Modified and superseded, in part by  
Notice 2003-70, 2003-43 I.R.B. 916

#### 77-12

Amplified, modified, and superseded by  
Rev. Proc. 2003-51, 2003-29 I.R.B. 121

#### 80-4

Modified and amplified by  
Notice 2003-70, 2003-43 I.R.B. 916

#### 81-40

Modified and superseded by  
Rev. Proc. 2003-62, 2003-32 I.R.B. 299

#### 84-71

Revoked by  
Rev. Proc. 2003-74, 2003-43 I.R.B. 923

#### 85-56

Revoked by  
Rev. Proc. 2003-74, 2003-43 I.R.B. 923

#### 87-21

Revoked by  
Rev. Proc. 2003-74, 2003-43 I.R.B. 923

#### 89-12

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

### Revenue Procedures— Continued:

#### 89-21

Superseded by  
Rev. Proc. 2003-53, 2003-31 I.R.B. 230

#### 89-31

Obsoleted by  
REG-108524-00, 2003-42 I.R.B. 869

#### 90-19

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 90-32

Section 4 superseded by  
Rev. Proc. 2003-55, 2003-31 I.R.B. 242  
Section 5 superseded by  
Rev. Proc. 2003-56, 2003-31 I.R.B. 249  
Section 6 superseded by  
Rev. Proc. 2003-57, 2003-31 I.R.B. 257  
Section 7 superseded by  
Rev. Proc. 2003-59, 2003-31 I.R.B. 268  
Section 8 superseded by  
Rev. Proc. 2003-60, 2003-31 I.R.B. 274

#### 91-11

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 91-13

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 91-39

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 92-33

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 92-35

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 92-39

Superseded in part by  
Rev. Proc. 2003-78, 2003-43 I.R.B. 1029

#### 92-66

Obsoleted by  
REG-108524-00, 2003-42 I.R.B. 869

#### 92-88

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

#### 93-17

Obsoleted by  
REG-132483-03, 2003-34 I.R.B. 410

<sup>1</sup> A cumulative list of current actions on previously published items in Internal Revenue Bulletins 2003-1 through 2003-26 is in Internal Revenue Bulletin 2003-27, dated July 7, 2003.

**Revenue Procedures— Continued:****94-46**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**94-52**

Revoked by  
Rev. Proc. 2003-74, 2003-43 I.R.B. 923

**95-10**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**95-11**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**95-39**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**96-17**

Modified and superseded by  
Rev. Proc. 2003-69, 2003-34 I.R.B. 403

**96-30**

Modified and amplified by  
Rev. Proc. 2003-48, 2003-29 I.R.B. 86

**96-38**

Obsolated by  
Rev. Proc. 2003-71, 2003-36 I.R.B. 517

**97-11**

Revoked by  
Rev. Proc. 2003-74, 2003-43 I.R.B. 923

**2000-12**

Modified by  
Rev. Proc. 2003-64, 2003-32 I.R.B. 306

**2000-15**

Superseded by  
Rev. Proc. 2003-61, 2003-32 I.R.B. 296

**2000-20**

Modified by  
Rev. Proc. 2003-72, 2003-38 I.R.B. 578

**2001-19**

Amplified by  
Rev. Proc. 2003-75, 2003-45 I.R.B. 1018

**2001-40**

Superseded by  
Rev. Proc. 2003-83, 2003-47 I.R.B. 1099

**2002-9**

Modified by  
T.D. 9090, 2003-43 I.R.B. 891  
REG-141402-02, 2003-43 I.R.B. 932  
Rev. Proc. 2003-45, 2003-27 I.R.B. 11  
Amplified and modified by  
Rev. Proc. 2003-50, 2003-29 I.R.B. 119  
Modified and amplified by  
Rev. Proc. 2003-63, 2003-32 I.R.B. 304  
Rev. Rul. 2003-81, 2003-30 I.R.B. 126

**Revenue Procedures— Continued:****2002-13**

Revoked by  
Rev. Proc. 2003-68, 2003-34 I.R.B. 398

**2002-14**

Amplified by  
Rev. Proc. 2003-75, 2003-45 I.R.B. 1018

**2002-29**

Modified by  
Rev. Proc. 2003-72, 2003-38 I.R.B. 578

**2002-33**

Amplified and modified by  
Rev. Proc. 2003-50, 2003-29 I.R.B. 119

**2002-34**

Superseded by  
Rev. Proc. 2003-52, 2003-30 I.R.B. 134

**2002-38**

Modified by  
Rev. Proc. 2003-79, 2003-45 I.R.B. 1036

**2002-39**

Modified by  
Rev. Proc. 2003-79, 2003-45 I.R.B. 1036

**2002-45**

Revoked by  
Rev. Proc. 2003-68, 2003-34 I.R.B. 398

**2002-60**

Superseded by  
Rev. Proc. 2003-73, 2003-39 I.R.B. 647

**2002-61**

Superseded by  
Rev. Proc. 2003-76, 2003-43 I.R.B. 924

**2002-63**

Superseded by  
Rev. Proc. 2003-80, 2003-45 I.R.B. 1037

**2003-3**

Modified by  
Rev. Proc. 2003-48, 2003-29 I.R.B. 86

**2003-15**

Modified and superseded by  
Rev. Proc. 2003-49, 2003-29 I.R.B. 89

**2003-28**

Modified by  
Ann. 2003-35, 2003-38 I.R.B. 597

**2003-44**

Modified by  
Rev. Proc. 2003-72, 2003-38 I.R.B. 578

**2003-49**

Supplemented by  
Rev. Proc. 2003-81, 2003-45 I.R.B. 1046

**Revenue Rulings:****53-56**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**54-139**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**54-396**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**55-105**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**55-372**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-128**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-160**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-212**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-220**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-271**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-344**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-448**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-451**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-586**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-680**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**56-681**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**57-116**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**57-296**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**57-542**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**58-92**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**58-618**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-108**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-120**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-122**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-233**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-326**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-356**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-400**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**59-412**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**60-49**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**60-246**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**60-262**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**60-307**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**61-96**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**63-157**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**63-224**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**63-248**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**64-147**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**64-177**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**64-285**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**65-110**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**65-260**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**65-273**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**66-4**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**66-23**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**66-610**

Partially obsolated by  
Rev. Rul. 2003-105, 2003-40 I.R.B. 696

**66-290**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**67-186**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**67-189**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**67-326**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-309**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**68-388**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-434**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-477**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-522**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-608**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-640**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**68-641**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-18**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-20**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-241**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-361**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-426**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-485**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**69-517**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-6**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-111**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-229**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**70-230**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-264**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-286**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-378**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-409**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**70-496**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-13**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-384**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-440**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-453**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-454**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-495**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-518**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-565**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**71-582**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-61**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-116**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**72-212**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-357**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-472**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-526**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-599**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**72-603**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-46**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-119**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-182**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-257**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-277**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-473**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-490**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**73-498**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-6**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-59**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-73**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**74-83**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-87**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-211**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-376**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-476**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-521**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**74-610**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-53**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-54**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-105**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-106**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-107**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-111**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-134**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-160**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-174**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-179**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**75-212**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-248**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-298**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-341**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-426**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-468**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-515**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**75-561**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-44**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-67**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-90**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-225**

Revoked by  
T.D. 9068, 2003-37 I.R.B. 538

**76-239**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-329**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-347**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**76-535**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-41**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**77-81**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-150**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-256**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-284**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-321**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-343**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-405**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-456**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-482**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**77-483**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**78-89**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**78-287**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**78-420**

Obsolated by  
Rev. Rul. 2003-105, 2003-40 I.R.B. 696

**78-441**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**79-29**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**79-50**

Obsolated by  
Rev. Rul. 2003-105, 2003-40 I.R.B. 696

**79-71**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**79-82**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**79-104**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**79-116**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**79-314**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**79-410**

Amplified by  
Rev. Rul. 2003-90, 2003-33 I.R.B. 353

**79-424**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**80-78**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**80-79**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**80-101**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**80-167**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**80-170**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**80-358**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**81-190**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**81-225**

Clarified and amplified by  
Rev. Rul. 2003-92, 2003-33 I.R.B. 350

**81-247**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**82-164**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**82-226**

Obsolated by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**Revenue Rulings— Continued:**

**83-101**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**83-119**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**84-28**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**84-30**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**85-55**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**85-136**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**86-52**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**87-1**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**87-95**

Superseded by  
Rev. Rul. 2003-109, 2003-42 I.R.B. 839

**88-7**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**89-72**

Obsoleted by  
Rev. Rul. 2003-99, 2003-34 I.R.B. 388

**94-56**

Superseded by  
Rev. Rul. 2003-109, 2003-42 I.R.B. 839

**2002-78**

Supplemented and superseded by  
Rev. Rul. 2003-118, 2003-47 I.R.B. 1095

**2002-79**

Supplemented and superseded by  
Rev. Rul. 2003-119, 2003-47 I.R.B. 1094

**2003-58**

Distinguished by  
Rev. Rul. 2003-102, 2003-38 I.R.B. 559

**Treasury Decisions:**

**9033**

Removed by  
T.D. 9065, 2003-36 I.R.B. 515

**Treasury Decisions— Continued:**

**9083**

Corrected by  
Ann. 2003-60, 2003-45 I.R.B. 1049

## INDEX

### Internal Revenue Bulletins 2003–27 through 2003–47

The abbreviation and number in parenthesis following the index entry refer to the specific item; numbers in roman and italic type following the parentheses refer to the Internal Revenue Bulletin in which the item may be found and the page number on which it appears.

#### Key to Abbreviations:

Ann	Announcement
CD	Court Decision
DO	Delegation Order
EO	Executive Order
PL	Public Law
PTE	Prohibited Transaction Exemption
RP	Revenue Procedure
RR	Revenue Ruling
SPR	Statement of Procedural Rules
TC	Tax Convention
TD	Treasury Decision
TD0	Treasury Department Order

## EMPLOYEE PLANS

Catch-up contributions for individuals age 50 or older (TD 9072) 37, 527

Compensation deferred under eligible section 457 plans (TD 9075) 39, 608

Defined contribution plans, minimum vesting standards (REG–112039–03) 35, 504

ESOPs, prohibited allocations of securities in an S corporation (TD 9081) 35, 420; (REG–129709–03) 35, 506

Excise tax:

- Reversion (RR 85) 32, 291
- Statute of limitations (RR 88) 32, 292

Full funding limitations, weighted average interest rate for:

- July 2003 (Notice 48) 30, 133
- August 2003 (Notice 58) 35, 429
- September 2003 (Notice 63) 38, 577
- October 2003 (Notice 61) 42, 851
- November 2003 (Notice 74) 47, 1097

Group health plan, COBRA, small employer plan exception (RR 70) 27, 3

Limitations on benefits and contributions, cost-of-living adjustments (Notice 73) 45, 1017

Minimum funding, entry age normal (RR 83) 30, 128

## EMPLOYEE PLANS—Cont.

Mortality tables, comments (Notice 62) 38, 576

Nonbank trustees and nonbank custodians, approval list (Ann 54) 40, 761

Proposed Regulations:

- 26 CFR 1.401(k)–0, –1, revised; 1.401(k)–2 through –6, added; 1.401(m)–0 through –2, revised; 1.401(m)–3 through –5, added; retirement plans; cash or deferred arrangements under section 401(k) and matching contributions or employee contributions under section 401(m) (REG–108639–99) 35, 431
- 26 CFR 1.409(p)–1, added; prohibited allocations of securities in an S corporation (REG–129709–03) 35, 506
- 26 CFR 1.411(d)–4, amended; elimination of forms of distribution in defined contribution plans (REG–112039–03) 35, 504

Qualified retirement plans:

- Determination letter requests, minimum distributions (RP 72) 38, 578
- Special rules for written explanations after annuity starting dates (TD 9076) 38, 562

Regulations:

- 26 CFR 1.402(g)–2, added; 1.414(v)–1, added; catch-up contributions for individuals age 50 or older (TD 9072) 37, 527
- 26 CFR 1.409(p)–1T, added; prohibited allocations of securities in an S corporation (TD 9081) 35, 420
- 26 CFR 1.417(e)–1, amended; 602.101, amended; special rules under section 417(a)(7) for written explanations provided by qualified retirement plans after annuity starting dates (TD 9076) 38, 562
- 26 CFR 1.419A(f)(6)–1, added; 602.101, amended; 10-or-more employer plans (TD 9079) 40, 729
- 26 CFR 1.475–1 through –4, revised; 1.475–5 through –12, added; 602.101, amended; compensation deferred under eligible deferred compensation plans (TD 9075) 39, 608

Retirement plans, cash or deferred arrangements under section 401(k) and matching contributions or employee

## EMPLOYEE PLANS—Cont.

contributions under section 401(m) (REG–108639–99) 35, 431

Returns and return information, obtaining copies (RP 74) 43, 923

Ten-or-more employer plans, employer deductions for contributions to welfare benefit funds (TD 9079) 40, 729

User fees for determination letters, elimination (Notice 49) 32, 294

## EMPLOYMENT TAX

Extension of time, automatic extension to file certain information returns and exempt organization returns (TD 9061) 27, 5; (REG–107618–02) 27, 13

Federal unemployment tax deposits – de minimis threshold (REG–144908–02) 38, 593

Offers in compromise, submission and processing (RP 71) 36, 517

Property exempt from levy (REG–140378–01) 41, 825

Proposed Regulations:

- 26 CFR 1.6081–1, amended; 1.6081–8, –9, added; 31.6081(a)–1, revised; automatic extension of time to file certain information returns and exempt organization returns (REG–107618–02) 27, 13
- 26 CFR 31.6302(c)–3, amended; federal unemployment tax deposits – de minimis threshold (REG–144908–02) 38, 593
- 26 CFR 301.6334–1, amended; property exempt from levy (REG–140378–01) 41, 825

Regulations:

- 26 CFR 1.6081–1T, removed; 1.6081–8T, –9T, added; 31.6011(a)–5, amended; 31.6051–1(d)(2)(i)(c), amended; 31.6051–2(c), amended; 31.6081(a)–1, amended; 31.6081(a)–1T, added; 602.101, amended; automatic extension of time to file certain information returns and exempt organization returns (TD 9061) 27, 5
- 26 CFR 31.3121(a)–1(k), added; 31.3231(e)–1(a)(6), added; 31.3306(b)–1(1), added; 31.3401(a)–

## EMPLOYMENT TAX—Cont.

- 1(b)(15), added; split-dollar life insurance arrangements (TD 9092) 46, 1055
- 26 CFR 300.0, amended; 300.3, added; user fees for processing offers to compromise (TD 9086) 41, 817
- Returns and return information, obtaining copies (RP 74) 43, 923
- Section 3504 agents, home-care service (Notice 70) 43, 916
- Split-dollar life insurance arrangements:
  - Obsolete rulings (RR 105) 40, 696
  - Tax treatment (TD 9092) 46, 1055
- State or local government agency, agents under section 3504, home-care service (Notice 70) 43, 916
- Tax lien, actual knowledge for priority under section 6323(a) (RR 108) 44, 963
- Treatment of reimbursements to employees for travel and entertainment expenses substantiated electronically and provided under an accountable plan (RR 106) 44, 936
- User fees for processing offers to compromise (TD 9086) 41, 817

## ESTATE TAX

- Charitable guaranteed annuity and unitrust interests, requirements for qualification (TD 9068) 37, 538
- Charitable lead trusts, sample forms (Notice 39) 27, 10
- Charitable remainder annuity trusts:
  - Inter vivos:
    - For a term of years (RP 54) 31, 236
    - For one measuring life (RP 53) 31, 230
    - With concurrent and consecutive interests for two measuring lives (RP 56) 31, 249
    - With consecutive interests for two measuring lives (RP 55) 31, 242
  - Testamentary:
    - For a term of years (RP 58) 31, 262
    - For one measuring life (RP 57) 31, 257
    - With concurrent and consecutive interests for two measuring lives (RP 60) 31, 274
    - With consecutive interests for two measuring lives (RP 59) 31, 268
- Net gift treatment under section 2519 (TD 9077) 39, 634

## ESTATE TAX—Cont.

- Offers in compromise, submission and processing (RP 71) 36, 517
- Property exempt from levy (REG-140378-01) 41, 825
- Proposed Regulations:
  - 26 CFR 301.6334-1, amended; property exempt from levy (REG-140378-01) 41, 825
- Regulations:
  - 26 CFR 20.2055-2, amended; definition of guaranteed annuity and lead unitrust interests (TD 9068) 37, 538
  - 26 CFR 20.2207A-1, amended; net gift treatment under section 2519 (TD 9077) 39, 634
  - 26 CFR 300.0, amended; 300.3, added; user fees for processing offers to compromise (TD 9086) 41, 817
- Returns and return information, obtaining copies (RP 74) 43, 923
- Tax lien, actual knowledge for priority under section 6323(a) (RR 108) 44, 963
- User fees for processing offers to compromise (TD 9086) 41, 817

## EXCISE TAX

- Foreign insurance excise tax under certain U.S. income tax treaties, exemption from (RP 78) 45, 1029
- Golden parachute payments (TD 9083) 40, 700
- Group health plan, COBRA, small employer plan exception (RR 70) 27, 3
- Offers in compromise, submission and processing (RP 71) 36, 517
- Property exempt from levy (REG-140378-01) 41, 825
- Proposed Regulations:
  - 26 CFR 301.6334-1, amended; property exempt from levy (REG-140378-01) 41, 825
- Regulations:
  - 26 CFR 1.280G-1, added; 602.101, amended; golden parachute payments (TD 9083) 40, 700
  - 26 CFR 300.0, amended; 300.3, added; user fees for processing offers to compromise (TD 9086) 41, 817
- Returns and return information, obtaining copies (RP 74) 43, 923
- Statute of limitations for employee plans (RR 88) 32, 292

## EXCISE TAX—Cont.

- Stocks, option valuation for purposes of golden parachute payments (RP 68) 34, 398
- Tax lien, actual knowledge for priority under section 6323(a) (RR 108) 44, 963
- Tax on reversion of qualified plan assets to employer (RR 85) 32, 291
- User fees for processing offers to compromise (TD 9086) 41, 817

## EXEMPT ORGANIZATIONS

- Coverdell education savings account reporting (Notice 53) 33, 362
- Declaratory judgment suits (Ann 53) 32, 345; (Ann 65) 43, 935
- Extension of time, automatic extension to file certain information returns and exempt organization returns (TD 9061) 27, 5; (REG-107618-02) 27, 13
- Fees for copies of publicly available exempt organization material (TD 9070) 38, 574; (REG-142538-02) 38, 590
- List of organizations classified as private foundations (Ann 57) 37, 555; (Ann 69) 46, 1086; (Ann 72) 47, 1146
- Proposed Regulations:
  - 26 CFR 1.6081-1, amended; 1.6081-8, -9, added; 31.6081(a)-1, revised; automatic extension of time to file certain information returns and exempt organization returns (REG-107618-02) 27, 13
  - 26 CFR 301.6104(a), amended; 301.6104(b), amended; 301.6104(d), amended; authority to charge fees for furnishing copies of exempt organizations' material open to public inspection under section 6104 (REG-142538-02) 38, 590
- Regulations:
  - 26 CFR 1.6081-1T, removed; 1.6081-8T, -9T, added; 31.6011(a)-5, amended; 31.6051-1(d)(2)(i)(c), amended; 31.6051-2(c), amended; 31.6081(a)-1, amended; 31.6081(a)-1T, added; 602.101, amended; automatic extension of time to file certain information returns and exempt organization returns (TD 9061) 27, 5
  - 26 CFR 301.6104(a), amended; 301.6104(b), amended; 301.6104(d), amended; authority to



## EXEMPT ORGANIZATIONS—Cont.

charge fees for furnishing copies of exempt organizations' material open to public inspection under section 6104 (TD 9070) 38, 574

Returns and return information, obtaining copies (RP 74) 43, 923

Revocations (Ann 48) 28, 73; (Ann 52) 32, 345; (Ann 64) 43, 934; (Ann 67) 44, 1005

## GIFT TAX

Charitable guaranteed annuity and unitrust interests, requirements for qualification (TD 9068) 37, 538

Charitable lead trusts, sample forms (Notice 39) 27, 10

Charitable remainder annuity trusts:

Inter vivos:

For a term of years (RP 54) 31, 236

For one measuring life (RP 53) 31, 230

With concurrent and consecutive interests for two measuring lives (RP 56) 31, 249

With consecutive interests for two measuring lives (RP 55) 31, 242

Testamentary:

For a term of years (RP 58) 31, 262

For one measuring life (RP 57) 31, 257

With concurrent and consecutive interests for two measuring lives (RP 60) 31, 274

With consecutive interests for two measuring lives (RP 59) 31, 268

Net gift treatment under section 2519 (TD 9077) 39, 634

Offers in compromise, submission and processing (RP 71) 36, 517

Property exempt from levy (REG-140378-01) 41, 825

Proposed Regulations:

26 CFR 301.6334-1, amended; property exempt from levy (REG-140378-01) 41, 825

Qualified interest under section 2702 (Notice 72) 44, 964

Regulations:

26 CFR 25.2207A-1, amended; 25.2519-1, amended; net gift treatment under section 2519 (TD 9077) 39, 634

## GIFT TAX—Cont.

26 CFR 25.2522(c)-3, amended; definition of guaranteed annuity and lead unitrust interests (TD 9068) 37, 538

26 CFR 300.0, amended; 300.3, added; user fees for processing offers to compromise (TD 9086) 41, 817

Returns and return information, obtaining copies (RP 74) 43, 923

Split-dollar life insurance arrangements, obsolete rulings (RR 105) 40, 696

Tax lien, actual knowledge for priority under section 6323(a) (RR 108) 44, 963

User fees for processing offers to compromise (TD 9086) 41, 817

## INCOME TAX

Accounting, changes in accounting periods, automatic approval for individuals (RP 62) 32, 299; (Ann 49) 32, 339

Adequate disclosure for purposes of reducing the penalties under sections 6662 and 6694 (RP 77) 44, 964

Advance refunding bonds, tax-exempt bonds (RR 78) 29, 76

Allocation of income and deductions from intangibles (REG-115037-00) 44, 967

Annuity contracts:

Tax-free exchanges (Notice 51) 33, 361

Tax-free exchanges and basis allocation (RR 76) 33, 355

Assumption of a partner's liabilities not accounted for under section 752(a) and (b) (TD 9062) 28, 46; (REG-106736-00) 28, 60

At-risk limitations; interest other than that of a creditor (REG-209377-89) 36, 521

Austria agreement on deferred payments (Ann 58) 40, 746

Automobile owners and lessees, inflation adjustment for 2003 (RP 75) 45, 1018

Backup withholding rate, reduced for amounts paid after December 31, 2002 (Ann 45) 28, 73

Base period T-Bill rate, 2003 (RR 111) 45, 1009

Built-in gains, built-in losses (Notice 65) 40, 747

Business and traveling expenses:

Incidental expenses, substantiation while traveling away from home (TD 9064) 36, 508

## INCOME TAX—Cont.

Per diem allowances, 2004 (RP 80) 45, 1037

California franchise tax, accrual of liabilities (RR 90) 33, 353

Capital gain reporting for 2002-2003 fiscal year entities (Ann 56) 39, 694

Charitable guaranteed annuity and unitrust interests, requirements for qualification (TD 9068) 37, 538

Charitable remainder annuity trusts:

Inter vivos:

For a term of years (RP 54) 31, 236

For one measuring life (RP 53) 31, 230

With concurrent and consecutive interests for two measuring lives (RP 56) 31, 249

With consecutive interests for two measuring lives (RP 55) 31, 242

Testamentary:

For a term of years (RP 58) 31, 262

For one measuring life (RP 57) 31, 257

With concurrent and consecutive interests for two measuring lives (RP 60) 31, 274

With consecutive interests for two measuring lives (RP 59) 31, 268

Child's attainment of an age (RR 72) 33, 346

Common trust fund, listed transaction, straddle, tax shelter (Notice 54) 33, 363

Compliance initiative, nonresident aliens and foreign corporations (Notice 38) 27, 9

Consumer Price Index (CPI) adjustments:

Below-market loans under section 7872(g) for 2004 (RR 118) 47, 1095

Certain loans under section 1274A for 2004 (RR 119) 47, 1094

Controlled foreign corporations, insurance business treated as a domestic corporation (RP 47) 28, 55

Corporations:

Distributions of interests in a loss corporation from qualified trusts (TD 9063) 36, 510; (REG-108676-03) 36, 523

Effect of section 338(h)(10) elections in certain multi-step transactions (TD 9071) 38, 560; (REG-143679-02) 38, 592

Outbound liquidations to foreign corporations (TD 9066) 36, 509

## INCOME TAX—Cont.

- Spin-offs, stock distributions:
  - Acquisition by an unrelated corporation (RR 79) 29, 80
  - Requests for letter ruling or determination letter (RP 48) 29, 86
  - Separation of two different businesses within the same corporate group:
    - To concentrate on one business (RR 74) 29, 77
    - To resolve capital allocation problem (RR 75) 29, 79
  - Treatment of foreign stapled entity under section 269B as domestic (Notice 50) 32, 295
- Costs attributable to stock options in qualified cost sharing arrangements (TD 9088) 42, 841
- Credits:
  - Enhanced oil recovery credit, 2003 inflation adjustment (Notice 43) 28, 50
  - Increasing research activities credit, aggregate computation and allocation (REG-133791-02) 35, 493
  - Low-income housing credit:
    - Carryovers to qualified states, 2003 National Pool (RP 67) 34, 397
    - Community service facility under section 42(d)(4)(C) of the Code (RR 77) 29, 75
    - Owners of low-income housing projects (REG-131997-02) 33, 366
    - Satisfactory bond, “bond factor” amounts for the period:
      - July through September 2003 (RR 93) 33, 346
      - October through December 2003 (RR 117) 46, 1051
    - Tenant income certification (RP 82) 47, 1097
  - New markets tax credit:
    - Qualified community development entities (CDEs) investments (Notice 64) 39, 646
    - Qualified equity investments under section 45D(b)(1)(C) (Notice 56) 34, 396
    - Qualified low-income community investment (Notice 68) 41, 824
  - Nonconventional source fuel credit:
    - Qualified fuels under section 29(c)(1)(C), solid fuel from coal, suspended private letter rulings (Ann 46) 30, 222

## INCOME TAX—Cont.

- Synthetic fuels, IRS resuming ruling practice (Ann 70) 46, 1090
- Work Opportunity Tax Credit (WOTC), eligibility criteria (RR 112) 45, 1007
- Declaratory judgment suits (Ann 53) 32, 345; (Ann 65) 43, 935
- Deductions, limitations of section 277 membership organizations (RR 73) 28, 44
- Depreciation:
  - Additional first-year depreciation allowance (TD 9091) 44, 939; (REG-157164-02) 44, 1004
  - Changes in use (REG-138499-02) 37, 541
  - Of assets owned by a utility, used in the general business operations, asset class for (RR 81) 30, 126
  - Of vans and light trucks (TD 9069) 37, 525; (REG-138495-02) 37, 541
- Designated summonses and related summonses (REG-208199-91) 40, 756
- Disaster relief for September 11, 2001, terrorist attack for:
  - Additional first year depreciation, automatic extension (RP 50) 29, 119
  - Depreciation and mid-quarter convention relief, automatic extension of time to make election (Notice 45) 29, 86
  - Victim Compensation Fund, gross income, taxability (RR 115) 46, 1052
- Discharge of indebtedness income, application to members of a consolidated group (TD 9089) 43, 906; (REG-132760-03) 43, 933
- Disciplinary actions involving attorneys, certified public accountants, enrolled agents, and enrolled actuaries (Ann 50) 30, 222; (Ann 71) 46, 1090
- Disclosure of return information by certain officers and employees for investigative purposes (TD 9073) 38, 570; (REG-140808-02) 38, 582
- Dual consolidated losses (TD 9084) 40, 742
- Dutch agreement on MAP Administrative Arrangements (Ann 63) 45, 1015
- Electronic and magnetic filing:
  - Requirements for submitting Form 8655 (RP 69) 34, 403
  - Specifications for Forms 1098, 1099, 5498, and W-2G (RP 52) 30, 134

## INCOME TAX—Cont.

- Enhanced oil recovery credit, 2003 inflation adjustment (Notice 43) 28, 50
- Enrolled agent renewal—Circular 230 (Ann 68) 45, 1050
- Entity classification for certain foreign eligible entities (Notice 46) 28, 53
- Equitable relief under section 66(c) or section 6015(f) (RP 61) 32, 296
- Exemption of U.S. source income by foreign corporations engaged in international operation of ships or aircraft (TD 9087) 41, 781
- Extension of time, automatic extension to file certain information returns and exempt organization returns (TD 9061) 27, 5; (REG-107618-02) 27, 13
- Extraterritorial income exclusion, changes to Form 8873 and its instructions (Ann 47) 29, 124
- Foreign corporations, compliance initiative (Notice 38) 27, 9
- Foreign currency denominated contingent payment debt instruments (REG-106486-98) 42, 853
- Foreign earned income from a restricted country (Notice 52) 32, 296
- Foreign trusts, Canadian retirement plan trust reporting (Notice 57) 34, 397
- Forms:
  - 1042-S, specifications for filing electronically or magnetically (RP 83) 47, 1099
  - 1099-B and 1099-DIV, update to substitute forms specifications (Ann 55) 38, 597
  - 8655, Reporting Agent Authorization for Magnetic Tape/Electronic Filers, requirements (RP 69) 34, 403
  - 8873, Extraterritorial Income Exclusion, changes to form and instructions (Ann 47) 29, 124
- Geographical areas included in the North American area for purposes of convention benefits under section 274(h) of the Code, list (RR 109) 42, 839
- Golden parachute payments (TD 9083) 40, 700; correction (Ann 60) 45, 1049
- Government obligations, state and subdivisions:
  - Allocation deadline for private activity bond state ceiling (Notice 41) 28, 49
  - Assignment deadline for private activity bond volume cap (Notice 42) 28, 49

## INCOME TAX—Cont.

Carryforward election of unused private activity bond volume cap (RP 46) 28, 54

Helicopters, qualified bonds (RR 116) 46, 1083

Income tax rates under new income tax conventions (Ann 62) 41, 821

Individual e-file Partnership Program, request for applications to participate in 2004 (Ann 73) 47, 1149

Innocent spouse relief (Ann 51) 37, 555

Institute on International Tax Issues (Ann 66) 45, 1049

Insurance companies:

- Foreign insurance companies, minimum effectively connected net investment income (RP 70) 34, 406
- Life insurance companies, variable contracts (RR 91) 33, 347
- Life insurance contracts, change in benefits (RR 95) 33, 358

Interest:

- Deductibility, note-forward contract units (RR 97) 34, 380

Investment:

- Federal short-term, mid-term, and long-term rates for:
  - July 2003 (RR 71) 27, 1
  - August 2003 (RR 94) 33, 357
  - September 2003 (RR 101) 36, 513
  - October 2003 (RR 107) 41, 815
  - November 2003 (RR 114) 45, 1012

Rates:

- Underpayments and overpayments, quarter beginning:
  - October 1, 2003 (RR 104) 39, 636

Inventory:

- LIFO, price indexes used by department stores for:
  - May 2003 (RR 87) 29, 82
  - June 2003 (RR 100) 34, 385
  - July 2003 (RR 103) 38, 568
  - August 2003 (RR 113) 44, 962
- Valuation, acquired in liquidation of lump sum purchase (RP 51) 29, 121

Investment-type property (prepayment); private loan (prepayment) (TD 9085) 41, 775

## INCOME TAX—Cont.

Lease strips:

- Reallocation of income and deductions among unrelated parties (RR 96) 34, 386
- Tax consequences (Notice 55) 34, 395

Marginal production rates, 2003 (Notice 44) 28, 52

Marginal properties, oil and gas production, depletion, 2003 percentages (Notice 44) 28, 52

Methods of accounting:

- Annual accounting periods, partnerships or S corporations (RP 79) 45, 1036
- Cable television systems, depreciation (RP 63) 32, 304
- LIFO, automatic consent (RP 45) 27, 11
- Nonaccrual-experience method (TD 9090) 43, 891; (REG-141402-02) 43, 932
- Uniform capitalization (Notice 59) 35, 429

New York Liberty Bonds, tax-exempt bonds (Notice 40) 27, 10

Nonconventional source fuel credit, qualified fuels under section 29(c)(1)(C), solid fuel from coal, suspended private letter rulings (Ann 46) 30, 222

Nonresident aliens, compliance initiative (Notice 38) 27, 9

Notarized statements of purchase under section 1042 (REG-121122-03) 37, 550

Offers in compromise, submission and processing (RP 71) 36, 517

Optional standard mileage rates for 2004 (RP 76) 43, 924

Partnerships:

- Diversification requirements for variable annuity, endowment, and life insurance contracts (REG-163974-02) 38, 595
- Returns required with respect to controlled foreign partnerships (TD 9065) 36, 515
- Transactions involving long-term contracts (REG-128203-02) 41, 828
- Variable annuity or life insurance contracts (RR 92) 33, 350

Payments in lieu of dividends, information reporting (Notice 67) 40, 752

Penalties, requirements for waiver of information reporting penalties (REG-141669-02) 34, 408

## INCOME TAX—Cont.

Private foundations, organizations now classified as (Ann 57) 37, 555; (Ann 69) 46, 1086; (Ann 72) 47, 1146

Property exempt from levy (REG-140378-01) 41, 825

Proposed Regulations:

- 26 CFR 1.41-0, -6, amended; credit for increasing research activities (REG-133791-02) 35, 493
- 26 CFR 1.42-6, -8, -12, -14, amended; section 42 carryover and stacking rule amendments (REG-131997-02) 33, 366
- 26 CFR 1.83-7, amended; transfers of compensatory options (REG-116914-03) 32, 338
- 26 CFR 1.108-7, added; 1.1017-1, amended; reduction of tax attributes due to discharge of indebtedness (REG-113112-03) 40, 760
- 26 CFR 1.141-0, -12, -15, -16, amended; 1.142-0, -2, amended; remedial actions for tax-exempt bonds (REG-132483-03) 34, 410
- 26 CFR 1.167(a)-14, amended; 1.168(d)-1, amended; 1.168(k)-0, -1, added; 1.169-3, amended; 1.1400L(b)-1, added; special depreciation allowance (REG-157164-02) 44, 1004
- 26 CFR 1.168(a)-1, added; 1.168(b)-1, added; 1.168(i)-0, -1, amended; 1.168(i)-4, added; changes in use under section 168(i)(5) (REG-138499-02) 37, 541
- 26 CFR 1.280F-6, amended; depreciation of vans and light trucks (REG-138495-02) 37, 541
- 26 CFR 1.338(h)(10)(1), amended; effect of section 338(h)(10) elections in certain multi-step transactions (REG-143679-02) 38, 592
- 26 CFR 1.358-7, added; 1.704-1, -2, amended; 1.705-1, amended; 1.752-0, amended; 1.752-1, -5, amended; 1.752-6, -7, added; assumption of partner liabilities (REG-106736-00) 28, 60
- 26 CFR 1.382-1, amended; 1.382-10, added; distributions of interests in a loss corporation from qualified trusts (REG-108676-03) 36, 523
- 26 CFR 1.421-1 through -7, removed; 1.421-7 redesignated as 1.421-1

## INCOME TAX—Cont.

- and amended; 1.421-8 redesignated as 1.421-2 and amended; 1.422-1, -2, -4, -5, added; 1.422-4, removed; 1.422-5 redesignated as 1.422-3; 1.423-1, -2, amended; 1.425-1 redesignated as 1.424-1 and amended; 1.6039-1, removed; 1.6039-2 redesignated as 1.6039-1 and revised; statutory options (REG-122917-02) 27, 15
- 26 CFR 1.446-6, added; 1.860A-0, amended; 1.860C-1, amended; 1.863-0, -1, amended; REMICs; application of section 446 with respect to inducement fees (REG-162625-02) 35, 500
- 26 CFR 1.448-2T, revised; limitation on use of the nonaccrual-experience method of accounting under section 448(d)(5) (REG-141402-02) 43, 932
- 26 CFR 1.460-0, -4, -6, amended; 1.704-3, added; 1.722-1, amended; 1.723-1, added; 1.732-1, amended; 1.734-1, amended; 1.743-1, amended; 1.751-1, revised; 1.755-1, amended; partnership transactions involving long-term contracts (REG-128203-02) 41, 828
- 26 CFR 1.465-8, -20, amended; at-risk limitations; interest other than that of a creditor (REG-209377-89) 36, 521
- 26 CFR 1.482-0, -1, -4, -6, amended; 1.482-2(b), revised; 1.482-9, added; 1.6038A-3, revised; 1.6662-6, amended; 31.3121(s)-1, amended, treatment of services under section 482, allocation of income and deductions from intangibles (REG-115037-00, REG-146893-02) 44, 967
- 26 CFR 1.817-5, amended; diversification requirements for variable annuity, endowment, and life insurance contracts (REG-163974-02) 38, 595
- 26 CFR 1.871-10, amended; 1.1443-1, amended; 1.1446-0 through -6, added; 1.1461-1, -2, amended; 1.1461-3, added; 1.1462-1, amended; 1.1463-1, amended; 301.6109-1, amended;

## INCOME TAX—Cont.

- 301.6721-1, revised; section 1446 regulations (REG-108524-00) 42, 869
- 26 CFR 1.988-1(a)(3), (4), and (5), withdrawn; 1.988-2, amended; 1.988-6, added; 1.1275-4, revised; guidance regarding the treatment of certain contingent payment debt instruments with one or more payments that are denominated in, or determined by reference to, a nonfunctional currency (REG-106486-98) 42, 853
- 26 CFR 1.1042-1T, amended; notarized statements of purchase under section 1042 (REG-121122-03) 37, 550
- 26 CFR 1.1502-19, -21, -32, amended; 1.1502-28, added; guidance under section 1502; application of section 108 to members of a consolidated group (REG-132760-03) 43, 933
- 26 CFR 1.1502-31, amended; stock basis after a group structure change (REG-130262-03) 37, 553
- 26 CFR 1.6081-1, amended; 1.6081-8, -9, added; 31.6081(a)-1, revised; automatic extension of time to file certain information returns and exempt organization returns (REG-107618-02) 27, 13
- 26 CFR 301.6103(k)(6)-1T, added; disclosure of return information by certain officers and employees for investigative purposes (REG-140808-02) 38, 582
- 26 CFR 301.6334-1, amended; property exempt from levy (REG-140378-01) 41, 825
- 26 CFR 301.6503(j)-1, added; suspension of running of period of limitations during a proceeding to enforce or to quash a designated or related summons (REG-208199-91) 40, 756
- 26 CFR 301.6724-1, amended; waiver of information reporting penalties (REG-141669-02) 34, 408
- 26 CFR 301.9000-1, revised; 301.9000-2 through -7, added; testimony or production of records in a court or other proceeding (REG-140930-02) 38, 583

## INCOME TAX—Cont.

- Publications:
- 1167, substitute forms, general requirements (RP 73) 39, 647
- 1187, Specifications for Filing Form 1042-S, Foreign Person's U.S. Source Income Subject to Withholding, Electronically or Magnetically (RP 83) 47, 1099
- 1220, Specifications for Filing Forms 1098, 1099, 5498, and W-2G Electronically or Magnetically (RP 52) 30, 134; updates to the September 2003 revision (Ann 61) 42, 890
- Qualified mortgage bonds, qualified census tracts:
- Pacific Islands (RP 81) 45, 1046
- United States and District of Columbia (RP 49) 29, 89
- Qualified subchapter S election for testamentary trusts (TD 9078) 39, 630
- Qualified tertiary injectant expenses and enhanced oil recovery credit (RR 82) 30, 125
- Real estate investment trusts (REITs):
- Loans from (RP 65) 32, 336
- Taxable REIT subsidiaries (TRSs) and independent contractors, rents (RR 86) 32, 290
- Taxable subsidiaries (TSRs) (RP 66) 33, 364
- Reduction of tax attributes due to discharge of indebtedness (TD 9080) 40, 696; (REG-113112-03) 40, 760
- Regulated investment company (RIC), re-funded bonds (RR 84) 32, 289
- Regulations:
- 26 CFR 1.61-2, amended; 1.61-22, added; 1.83-1, -3, -6, amended; 1.301-1(q), added; 1.1402(a)-18, added; 1.7872-15, added; 602.101(b), amended; split-dollar life insurance arrangements (TD 9092) 46, 1055
- 26 CFR 1.62-2, amended; 1.274-5, -5T, amended; substantiation of incidental expenses (TD 9064) 36, 508
- 26 CFR 1.66-1 through -5, added; 602.101, amended; treatment of community income for certain individuals not filing joint returns (TD 9074) 39, 601
- 26 CFR 1.83-7, amended; 1.83-7T, added; transfers of compensatory options (TD 9067) 32, 287

## INCOME TAX—Cont.

- 26 CFR 1.108-7T, added; 1.1017-1, amended; 1.1017-1T, added; reduction of tax attributes due to discharge of indebtedness (TD 9080) 40, 696
- 26 CFR 1.141-0, -5, -15, amended; 1.148-0, -1, -11, amended; arbitrage and private activity restrictions applicable to tax-exempt bonds issued by state and local governments; investment-type property (prepayment); private loan (prepayment) (TD 9085) 41, 775
- 26 CFR 1.167(a)-14, amended; 1.167(a)-14T, added; 1.168(d)-1, amended; 1.168(d)-1T, added; 1.168(k)-0T, -1T, added; 1.169-3, amended; 1.169-3T, added; 1.1400L(b)-1T, added; special depreciation allowance (TD 9091) 44, 939
- 26 CFR 1.170A-6, amended; definition of guaranteed annuity and lead unitrust interests (TD 9068) 37, 538
- 26 CFR 1.280F-6T, amended; depreciation of vans and light trucks (TD 9069) 37, 525
- 26 CFR 1.280G-1, added; 602.101, amended; golden parachute payments (TD 9083) 40, 700
- 26 CFR 1.338-3, amended; 1.338(h)(10)(1), amended; 1.338(h)(10)-1T, added; effect of section 338(h)(10) elections in certain multi-step transactions (TD 9071) 38, 560
- 26 CFR 1.367(e)-2, amended; outbound liquidations into foreign corporations (TD 9066) 36, 509
- 26 CFR 1.382-1, amended; 1.382-10T, added; distributions of interests in a loss corporation from qualified trusts (TD 9063) 36, 510
- 26 CFR 1.448-2T, revised; 602.101, revised; limitation on use of the nonaccrual-experience method of accounting under section 448(d)(5) (TD 9090) 43, 891
- 26 CFR 1.482-0, -1, -5, -7, amended; 602.101, amended; compensatory stock options under section 482 (TD 9088) 42, 841
- 26 CFR 1.752-6T, added; assumption of partner liabilities (TD 9062) 28, 46
- 26 CFR 1.883-0, added; 1.883-1, revised; 1.883-2 through -5, added;

## INCOME TAX—Cont.

- 602.101, amended; exclusions from gross income of foreign corporations (TD 9087) 41, 781
- 26 CFR 1.897-1, -2, -3, amended; 1.897-5, added, 1.897-5T, -6T, amended; 1.1445-1 through -6, amended; 1.1445-9T, removed; 301.6109-1, amended; 602.101, amended; use of taxpayer identifying numbers on submissions under sections 897 and 1445 (TD 9082) 41, 807
- 26 CFR 1.1361-1, amended; qualified subchapter S trust election for testamentary trusts (TD 9078) 39, 630
- 26 CFR 1.1502-19, -21, -21T, -32, -32T, amended; 1.1502-19T, -28, -28T, added; guidance under section 1502; application of section 108 to members of a consolidated group (TD 9089) 43, 906
- 26 CFR 1.1503-2, amended; 602.101, amended; dual consolidated loss recapture events (TD 9084) 40, 742
- 26 CFR 1.6038-3, revised; 1.6038-3T, removed; 602.101, amended; section 6038 - returns required with respect to controlled foreign partnerships (TD 9065) 36, 515
- 26 CFR 1.6081-1T, removed; 1.6081-8T, -9T, added; 31.6011(a)-5, amended; 31.6051-1(d)(2)(i)(c), amended; 31.6051-2(c), amended; 31.6081(a)-1, amended; 31.6081(a)-1T, added; 602.101, amended; automatic extension of time to file certain information returns and exempt organization returns (TD 9061) 27, 5
- 26 CFR 300.0, amended; 300.3, added; user fees for processing offers to compromise (TD 9086) 41, 817
- 26 CFR 301.6103(k)(6)-1, removed; 301.6103(k)(6)-1T, added; disclosure of return information by certain officers and employees for investigative purposes (TD 9073) 38, 570
- REMICs, residual interests, inducement fees (REG-162625-02) 35, 500
- Returns and return information, obtaining copies (RP 74) 43, 923
- Revocations, exempt organizations (Ann 48) 28, 73; (Ann 52) 32, 345; (Ann 64) 43, 934; (Ann 67) 44, 1005
- Rulings, obsolete (RR 99) 34, 388

## INCOME TAX—Cont.

- Self-insured medical reimbursement plans (RR 102) 38, 559
- Split-dollar life insurance arrangements: Obsolete rulings (RR 105) 40, 696 Tax treatment (TD 9092) 46, 1055
- Standard Industry Fare Level (SIFL) formula (RR 89) 37, 525
- Statute of limitations on assessment as affected by bankruptcy (RR 80) 29, 83
- Stocks:
  - Deduction for compensatory stock option-related transactions following certain corporate transactions (RR 98) 34, 378
  - Determination of stock basis in a group structure change (REG-130262-03) 37, 553
  - Option valuation for purposes of golden parachute payments (RP 68) 34, 398
  - Readily tradable on an established securities market in the United States for purposes of section 1(h)(11)(C)(ii), definition (Notice 71) 43, 922
  - Spin-offs, section 355 (RR 110) 46, 1083
  - Statutory options (REG-122917-02) 27, 15
  - Transfers of compensatory stock options (TD 9067) 32, 287; (REG-116914-03) 32, 338
  - Transfers of nonstatutory stock options to related persons (Notice 47) 30, 132
- Substitute forms:
  - General requirements (RP 73) 39, 647
  - Update to rules and specifications for Forms 1099-B and 1099-DIV (Ann 55) 38, 597
- Swiss Limitation on Benefits (LOB) competent authority MAP agreement (Ann 59) 40, 746
- Tax-exempt bonds:
  - Advance refunding bonds (RR 78) 29, 76
  - New York Liberty Bonds (Notice 40) 27, 10
  - Remedial action rules, application (REG-132483-03) 34, 410
- Tax lien, actual knowledge for priority under section 6323(a) (RR 108) 44, 963
- Tenancy by the entirety, federal tax lien (Notice 60) 39, 643

## INCOME TAX—Cont.

- Testimony or production of records in a court or other proceeding (REG-140930-02) 38, 583
- Treatment of community income for certain individuals not filing a joint return (TD 9074) 39, 601
- Treatment of services under section 482 (REG-146893-02) 44, 967
- Updates to the September 2003 revision of Publication 1220, Specifications for Filing Forms 1098, 1099, 5498, and W-2G Electronically or Magnetically (Ann 61) 42, 890
- U.S. income tax treaties, list satisfying the requirements of section 1(h)(11)(C)(i)(II) (Notice 69) 42, 851
- Use of taxpayer identifying numbers on submissions under sections 897 and 1445 (TD 9082) 41, 807
- User fees for processing offers to compromise (TD 9086) 41, 817
- Withholding:
  - Foreign partnership (WP) and withholding foreign trust (WT) agreements (RP 64) 32, 306
  - Tax of partnerships with effectively connected taxable income (REG-108524-00) 42, 869

## SELF-EMPLOYMENT TAX

- Offers in compromise, submission and processing (RP 71) 36, 517
- Property exempt from levy (REG-140378-01) 41, 825
- Proposed Regulations:
  - 26 CFR 301.6334-1, amended; property exempt from levy (REG-140378-01) 41, 825
- Regulations:
  - 26 CFR 300.0, amended; 300.3, added; user fees for processing offers to compromise (TD 9086) 41, 817
- Returns and return information, obtaining copies (RP 74) 43, 923
- Tax lien, actual knowledge for priority under section 6323(a) (RR 108) 44, 963
- User fees for processing offers to compromise (TD 9086) 41, 817