

September 10, 2008

Department of the Treasury  
2008-2009 Priority Guidance Plan

Joint Statement by:

Eric Solomon  
Assistant Secretary (Tax Policy)  
U.S. Department of the Treasury

Douglas H. Shulman  
Commissioner  
Internal Revenue Service

Donald L. Korb  
Chief Counsel  
Internal Revenue Service

We are pleased to announce the release of the 2008 – 2009 Priority Guidance Plan.

In Notice 2008-47, we solicited suggestions from all interested parties, including taxpayers, tax practitioners, and industry groups. We recognize the importance of public input to formulate a Priority Guidance Plan that focuses resources on guidance items that are most important to taxpayers and tax administration.

The 2008 – 2009 Priority Guidance Plan contains 314 projects to be completed over a twelve-month period, from July 2008 through June 2009. This year's plan will address a variety of issues, including recent legislation, conditions in the housing market, the current economic environment, and important international issues.

In addition to the items on this year's plan, the Appendix lists the more routine guidance that is published each year.

We intend to update and republish the Priority Guidance Plan during the plan year to reflect additional guidance that we intend to publish during the plan year. The periodic updates allow us flexibility throughout the plan year to consider comments received from taxpayers and tax practitioners relating to additional projects and to respond to developments arising during the plan year. For example, we updated the 2007 – 2008 Priority Guidance Plan to reflect the publication of guidance responding to current developments such as new legislation and changes in the economy.

The published guidance process can be fully successful only if we have the benefit of the insight and experience of taxpayers and practitioners who must apply the rules. Therefore, we invite the public to continue to provide us with their comments and suggestions as we write guidance throughout the plan year.

Additional copies of the 2008 – 2009 Priority Guidance Plan can be obtained from the IRS website on the Internet at <http://www.irs.gov/irs/content/0,,id=101098,00.html>. Copies can also be obtained by calling Treasury's Office of Public Affairs at (202) 622-2960.

**OFFICE OF TAX POLICY  
AND  
INTERNAL REVENUE SERVICE**

**2008-2009 PRIORITY GUIDANCE PLAN**

**September 10, 2008**

**CONSOLIDATED RETURNS**

1. Final regulations revising §1.1502-13(g) regarding transactions involving obligations of consolidated group members. Proposed regulations were published on September 28, 2007.
2. Final regulations regarding loss transfers of member stock. Proposed regulations were published on January 23, 2007.
3. Final regulations on consolidated application of §362(e). Proposed regulations were published on January 23, 2007.
4. Final regulations under §1.1502-35. Temporary regulations were published on April 10, 2007.
5. Regulations regarding the application of §172(h) to a consolidated group.
6. Regulations on allocation of tax benefits under §1561.
7. Final regulations redetermining gain under §1.1502-13(c). Proposed regulations were published on March 7, 2008.

**CORPORATIONS AND THEIR SHAREHOLDERS**

1. Guidance regarding the recovery of basis in redemptions of corporate stock governed by §301. A notice was published in the Federal Register on April 19, 2006.
2. Regulations regarding basis tracing under §358 and allocation of boot under §356.
3. Regulations enabling elections for certain transactions under §336(e).
  - PUBLISHED 08/25/2008 as NPRM REG-143544-04.
4. Guidance under §337(d) related to real estate investment trusts (REITs) and regulated investment companies (RICs).
5. Guidance regarding the treatment of stock of a controlled corporation under §355(a)(3)(B).

6. Regulations revising §1.355-3 regarding the active trade or business requirement. Proposed regulations were published on May 8, 2007.
7. Regulations regarding predecessors and successors under §355(e). Proposed regulations were published on November 22, 2004.
8. Regulations regarding the effect of stock redemptions on the application of §355(e).
9. Guidance under §362(e) regarding the importation or duplication of losses. Not. 2005-70 was published on October 11, 2005. Proposed regulations were published on October 23, 2006, and January 23, 2007.
10. Regulations regarding continuity of interest. Temporary regulations were published on March 20, 2007.
11. Regulations regarding transactions involving the transfer or receipt of no net equity value. Proposed regulations were published on March 10, 2005.
12. Revision of Rev. Proc. 81-70 providing guidelines for estimating stock basis in reorganizations under §368(a)(1)(B). Comments regarding these guidelines were requested in Not. 2004-44.
13. Guidance regarding the scope of §368(a)(1)(D). Temporary regulations were published on March 1, 2007.
14. Regulations under §368(a)(1)(F). Proposed regulations were published on August 12, 2004.
15. Guidance under §382 and §384, including regulations regarding built-in items under §382(h)(6). Built-in items under §382(h)(6) were previously addressed in Not. 2003-65. Temporary regulations regarding the treatment of prepaid income were published on June 13, 2007.
16. Guidance regarding the transfer of treasury stock to a corporation controlled by the transferor. See Rev. Rul. 2006-2, revoking Rev. Rul. 74-503.
17. Guidance regarding the application of §382(l)(1) to RICs.
18. Guidance under §382(l)(1) regarding capital contributions to loss corporations.
19. Guidance under §382(l)(3)(C) regarding the effects of fluctuations in the relative values of different classes of stock on the determination of ownership changes.
20. Guidance regarding application of §382 in the case of certain acquisitions made pursuant to the Housing and Economic Recovery Act of 2008.
  - WILL BE PUBLISHED 09/29/2008 in IRB 2008-39 as NOT. 2008-76 (released 09/07/2008).

## EMPLOYEE BENEFITS

### A. Retirement Benefits

1. Guidance on group trusts under Rev. Ruls. 81-100 and 2004-67.
2. Notice on cumulative list of changes in plan qualification requirements.
3. Update of Employee Plans Compliance Resolution System (EPCRS).
  - PUBLISHED 09/02/2008 in IRB 2008-35 as REV. PROC. 2008-50 (released 08/14/2008).
4. Follow on guidance to Not. 2007-69 for governmental plans.
5. Final regulations under §401(a)(9) on required minimum distribution rules for governmental plans, as directed by the Pension Protection Act of 2006. Proposed regulations were published on July 10, 2008.
6. Final regulations on diversification requirements under §401(a)(35), as added by the Pension Protection Act of 2006. Proposed regulations were published on January 3, 2008.
7. Final regulations under §402 on the treatment of incidental health insurance benefits provided under a profit-sharing or stock bonus plan. Proposed regulations were published on August 20, 2007.
8. Update of model notice under §402(f) relating to eligible rollover distributions.
9. Revenue procedure on §403(b) prototype plan documents.
10. Revenue ruling to obsolete §403(b) Internal Revenue Bulletin guidance that is no longer applicable.
11. Guidance on pre-approved IRAs regarding recent law changes.
12. Guidance on special issues relating to rollovers from qualified retirement plans (other than from Roth IRAs or designated Roth accounts) to Roth IRAs.
13. Proposed regulations under §411(a)(11) to provide a description of the consequences of failing to defer, as directed by the Pension Protection Act of 2006.
14. Final regulations on hybrid plans under §§411(a)(13) and 411(b)(5), as added by the Pension Protection Act of 2006. Proposed regulations were published on December 28, 2007.

15. Final regulations under §411(b) on accrual rules for defined benefit plans. Proposed regulations were published on June 18, 2008
16. Proposed regulations regarding the market rate of return limitation under §411(b)(5).
17. Guidance on retroactive plan amendments under §1107 of the Pension Protection Act of 2006.
18. Guidance on requirements for governmental plan status under §414(d).
19. Guidance on church plans.
20. Notice on certain retirement plan provisions of the Heroes Earnings Assistance and Relief Tax Act of 2008.
21. Notice on §903 of the Pension Protection Act of 2006 relating to eligible combined defined benefit plans and qualified cash or deferred arrangements.
22. Final regulations on automatic enrollment under §§414(w), 401(k)(13) and 401(m)(12), as added by the Pension Protection Act of 2006. Proposed regulations were published on November 8, 2007.
23. Final regulations on the measurement of assets and liabilities under §430, as added by the Pension Protection Act of 2006. Proposed regulations were published December 31, 2007.
24. Final regulations on the determination of the minimum required contributions under §430, as added by the Pension Protection Act of 2006. Proposed regulations were published on April 15, 2008.
25. Notice on mortality tables for funding purposes for years 2009-2013.
26. Update of Rev. Proc. 2007-37 relating to plan-specific mortality tables under §430(h)(3), as added by the Pension Protection Act of 2006.
27. Proposed regulations on funding improvement plans and rehabilitation plans for multiemployer plans under §432 and related excise taxes under §4971(g), as added by the Pension Protection Act of 2006.
28. Final regulations on determination of endangered or critical status for multiemployer plans under §432, as added by the Pension Protection Act of 2006. Proposed regulations were published on March 18, 2008.
29. Notice expanding the availability of transition relief in Not. 2008-21 under §436.

- WILL BE PUBLISHED 09/22/2008 in IRB 2008-38 as NOT. 2008-73 (released 09/03/2008).
30. Final regulations on funding-based benefit limits under §436, as added by the Pension Protection Act of 2006. Proposed regulations were published on August 31, 2007.
  31. Final regulations under §4980F with respect to retroactive effective dates. Proposed regulations were published on March 21, 2008.
  32. Proposed regulations on annual reporting for qualified plans.

**B. Executive Compensation, Health Care and Other Benefits, and Employment Taxes**

1. Guidance on applying §105(h) nondiscrimination rules to self-insured retiree medical plans.
2. Final comprehensive regulations on cafeteria plans under §125. Proposed regulations were published on August 6, 2007.
3. Guidance on §114 of the Heroes Earnings Assistance and Relief Tax Act of 2008, adding new §125(h), relating to qualified reservist distributions from a health FSA to reservists called to active duty.
4. Notice on the effective date for compliance with the requirements of Rev. Rul. 2006-57 regarding the use of smartcards, debit or credit cards, or other electronic media to provide qualified transportation fringe benefits.
  - WILL BE PUBLISHED 09/22/2008 in IRB 2008-38 as NOT. 2008-74 (released 09/03/2008).
5. Revenue procedure on the application of the cross-reference of §152(e) to other code sections when the custodial parent has not released the claim to the personal exemption for a dependent under §152(e)(2).
  - PUBLISHED 09/08/2008 in IRB 2008-36 as REV. PROC. 2008-48 (released 08/18/2008).
6. Revenue ruling on the applicability of §162(l) to COBRA premiums.
7. Proposed regulations under §162(m) on the transition relief under Treas. Reg. §1.162-27(f)(1).
8. Guidance on additional issues on Health Savings Accounts (HSAs).
9. Final regulations under §274(i) on qualified non-personal use vehicles. Proposed regulations were published on June 9, 2008.

10. Regulations under §409A on the calculation of income inclusion and additional taxes.
11. Guidance on §409A correction program.
12. Guidance regarding reporting and income tax withholding under §409A.
13. Revenue Procedure on private letter rulings not involving §409A.
14. Final regulations under §423 regarding employee stock purchase plans. Proposed regulations were published on July 29, 2008.
15. Guidance under §457(f) on ineligible plans.
16. Revenue ruling on SECA tax on Conservation Reserve Payments that reflects the enactment of the Food, Conservation, and Energy Act of 2008.
17. Guidance under §105 of the Heroes Earnings Assistance and Relief Tax Act of 2008 regarding the treatment of military differential pay as wages.
18. Regulations implementing new §3121(z), as added by the Heroes Earnings Assistance and Relief Tax Act of 2008, on foreign employers.
19. Guidance under §3504 on reporting FUTA taxes for home health care recipients.
20. Guidance under §4980B regarding calculation of the applicable premium for COBRA continuation coverage.
21. Final regulations on Health Opportunity Patient Empowerment Act of 2006 changes to §4980G with respect to comparable employer contributions to employees' HSAs. Proposed regulations were published on July 16, 2008.
22. Proposed regulations under §4980G on interaction of §4980G and §125 with respect to comparable employer contributions to employees' HSAs.
23. Final regulations under §6039 on information reporting on stock transfers. Proposed regulations were published on July 17, 2008.
24. Guidance under §§6205, 6402, 6413, and 6414 on making employment tax adjustments and refund claims.
25. Temporary regulations implementing Genetic Information Nondiscrimination Act of 2008.



## **EXCISE TAX**

1. Final regulations under §§40, 40A, 6426, and 6427 on alternative and renewable fuel tax incentives added or affected by the American Jobs Creation Act of 2004, the Energy Policy Act, the Safe, Accountable, Flexible, Efficient Transportation Equity Act, and the Tax Technical Corrections Act of 2007. Proposed regulations were published on July 29, 2008.
2. Update existing guidance on the tax on the retail sale of trucks, tractors, and trailers under §§4051 through 4053.
3. Guidance under §§4051 and 4071 on heavy trucks, trailers, tractors, and tires to update current regulations and to reflect recent statutory changes, including changes made by the American Jobs Creation Act of 2004.
4. Regulations under §§4081 through 4083 and 6427 on fuel tax provisions added or affected by the American Jobs Creation Act of 2004, the Energy Policy Act, the Safe, Accountable, Flexible, Efficient Transportation Equity Act, and the Tax Relief and Health Care Act of 2006, including issues that are related to kerosene used in aircraft and the Leaking Underground Storage Tank Trust Fund. Not. 2005-4 was published on December 15, 2004 and Not. 2005-80 was published on October 21, 2005.
5. Final regulations under §4082, as amended by the American Jobs Creation Act of 2004, on diesel fuel and kerosene that is dyed by mechanical injection. Temporary regulations were published on April 26, 2005.
6. Update of Rev. Rul. 74-346 under §4221(e) regarding reciprocal privileges related to fuel used in aircraft.
7. Guidance under §4481 as amended by the American Jobs Creation Act of 2004 related to electronic filing of highway use tax returns and the proration of tax when vehicles are sold.

## **EXEMPT ORGANIZATIONS**

1. Guidance on a voluntary compliance program for exempt organizations.
2. Revenue procedure to modify Rev. Proc. 75-50 as to the publication requirement by a private school of its nondiscriminatory policy.
3. Proposed regulations under §§509 and 4943 regarding the new requirements for supporting organizations, as added by the Pension Protection Act of 2006.
4. Final regulations under §§4965, 6011, and 6033 on excise taxes on prohibited tax shelter transactions and related disclosure requirements. Proposed regulations were published on August 20, 2007.

5. Proposed regulations regarding the new excise taxes on donor advised funds, as added by the Pension Protection Act of 2006.
6. Regulations to implement Form 990 revisions.
  - PUBLISHED 09/09/2008 in FR as TD 9423.
7. Proposed regulations to update regulations under §6104(c) relating to disclosures to state charity agencies for changes made by the Pension Protection Act of 2006.

## **FINANCIAL INSTITUTIONS AND PRODUCTS**

1. Guidance for regulated investment companies (RICs) and real estate investment trusts (REITs) concerning the application of §1(h) to capital gain dividends.
2. Guidance relating to the accrual of interest on distressed debt.
3. Guidance on prepaid forward contracts. Not. 2008-02 and Rev. Rul 2008-01 were published January 14, 2008.
4. Guidance under §§265 and 291 involving the treatment of bank investment subsidiaries.
5. Regulations under §446 on notional principal contracts (NPC) relating to the inclusion in income or deduction of a contingent nonperiodic payment and guidance relating to the character of payments made pursuant to an NPC. Proposed regulations were published on February 26, 2004.
6. Guidance providing relief for common minor errors that may affect qualification as a RIC or REIT.
7. Guidance on REITs under of the Housing Assistance Tax Act of 2008.
8. Final regulations under §860G addressing modifications of commercial mortgages held by real estate mortgage investment conduits (REMICs). Proposed regulations were published November 6, 2007.
9. Guidance under §1272(a)(6) with respect to the accrual of original issue discount (OID) on pools of revolving cardholder debt held by credit card issuers.
10. Guidance under §1286(f) as added by the American Jobs Creation Act of 2004 regarding treatment of stripped interests in bond and preferred stock funds.
11. Revenue procedure on qualification of REMICs and fixed investment trusts upon modification of loans to freeze initial fixed rates, update to Rev. Proc. 2007-72
  - PUBLISHED 08/04/2008 in IRB 2008-31 as Rev. Proc. 2008-47.

## GENERAL TAX ISSUES

1. Notice on the phase-out of Ford Hybrid Vehicle Credit under §30B.
2. Guidance on the first-time homebuyer credit under §36 as enacted by the Housing Assistance Tax Act of 2008.
3. Regulations under §41 on the exception from the definition of “qualified research” for internal use software under §41(d)(4)(E).
4. Guidance under §41 on whether the gross receipts component of the research credit computation for a controlled group under §41(f) includes gross receipts from transactions between group members.
5. Final regulations on the alternative simplified credit under §41(c)(5), as added by the Tax Relief and Health Care Act of 2006. Proposed regulations were published June 17, 2008.
6. Regulations on the reduced §41 credit election under §280C(c)(3).
7. Final regulations under §42 on the requirements for a qualified contract. Proposed regulations were published June 19, 2007.
8. Relief from certain §42 low-income housing credit requirements due to severe storms and flooding in Missouri.
  - PUBLISHED 07/16/2008 in IRB 2008-31 as NOT. 2008-66.
9. Guidance under §42 relating to the low-income housing credit.
10. Guidance under §45 on the definition of refined coal.
11. Regulations under §45D on how an entity serving targeted populations meets the requirements to be a qualified active low-income community business.
12. Final regulations under §45D relating to the new markets tax credit. Proposed regulations were published August 11, 2008.
13. Guidance concerning the credit for production from advanced nuclear power facilities under §45J.
14. An announcement of the amount of credit available for investments in clean coal facilities under §48A and under §48B for the next credit allocation round.
  - PUBLISHED 08/25/2008 in IRB 2008-34 as NOT. 2008-68.
15. Notice on qualified forest conservation bonds under §54B as enacted by the Food, Conservation, and Energy Act of 2008.
  - PUBLISHED 08/22/2008 in IRB 2008-36 as NOT. 2008-70.

16. Guidance under §§108 and 7701 concerning the bankruptcy rules and disregarded entities.
17. Guidance under §126 on cost-sharing payments under the Forest Health Program.
18. Guidance under §174 concerning inventory property.
19. Guidance on definition of qualified timber property under §194.
20. Final regulations under §468A regarding special rules for nuclear decommissioning costs. Proposed regulations were published on December 31, 2007.
21. Guidance under §469 involving grouping and regrouping of activities.
22. Guidance concerning self-employment taxes and grantor trusts under §§1402 and 671.
23. Guidance concerning the classification of series LLCs and cell companies under §7701.
24. Regulations under §7701 regarding disregarded entities and excise taxes.
25. Revenue ruling under §§61 and 451 on the inclusion in income of certain federal tax credits, such as credits related to alcohol and biodiesel fuel.
26. Revenue ruling addressing the consequences of certain transactions on the treatment of arrangements as leases for federal income tax purposes.
27. Guidance addressing significant issues under §152 concerning the definition of dependent.
28. Regulations regarding the deductibility of expenses for lodging not incurred in traveling away from home.
29. Guidance under §170(e) regarding charitable contributions of inventory.
30. Regulations under §170 regarding substantiation and reporting requirements for cash and noncash charitable contributions to reflect amendments made by the American Jobs Creation Act of 2004 and the Pension Protection Act of 2006.
31. Guidance regarding the §274(n) limitations in employee leasing arrangements.
32. Guidance regarding the substantiation requirements of §274(d)(4) for cellular telephones and other similar telecommunications equipment.
33. Guidance under §§163(h) and 6050H(h) on qualified mortgage insurance premiums. Interim guidance was published as Not. 2008-15 on January 28, 2008.

34. Final regulations regarding the election by state legislators under §162(h) relating to deemed expenses for travel away from home. Proposed regulations were published on March 31, 2008.
35. Guidance under §163(h)(3) regarding the limitation on deductibility of home acquisition indebtedness.
36. Final regulations under §274 regarding personal use of company aircraft. Proposed regulations were published on June 15, 2007.
37. Guidance under §1031 regarding the treatment of accounts held jointly by the taxpayer and a qualified intermediary.
38. Guidance regarding the treatment of debt repayments by a taxpayer who previously reported cancellation of indebtedness income.
39. Regulations and other guidance under §3402(t) on extension of withholding to certain payments made by government entities.
40. Regulations providing criteria for treating an entity as an integral part of a state, local, or tribal government.
41. Update of Rev. Proc. 2002-64 on Indian tribes that qualify as Indian tribal governments under §7701(a)(4).
42. Final regulations under §9037 regarding the Presidential primary matching payment account. Temporary regulations were published on February 14, 2008.

## **GIFTS AND ESTATES AND TRUSTS**

1. Regulations under §67 regarding miscellaneous itemized deductions of a trust or estate. Proposed regulations were published on July 27, 2007.
2. Guidance under §529 regarding qualified tuition programs. An advance Notice of Proposed Rulemaking (ANPRM) was published on January 18, 2008.
3. Final regulations under §642(c) concerning the ordering rules for charitable payments made by a charitable lead trust. Proposed regulations were published on June 18, 2008.
4. Guidance under §643 regarding uniform basis rules for trusts.
5. Adjustments to sample charitable trust forms under §664.
6. Revenue ruling regarding the consequences under various income, estate, gift, and generation-skipping transfer tax provisions of using a family owned company as a trustee of a trust. A proposed Rev. Rul. was published on August 4, 2008.

7. Final regulations under §2032(a) regarding imposition of restrictions on estate assets during the six month alternate valuation period. Proposed regulations were published on April 25, 2008.
8. Guidance under §2036 regarding graduated grantor retained annuity trusts (GRATs).
9. Guidance providing procedures for filing and perfecting protective claims for refunds for amounts deductible under §2053.
10. Guidance under §2053 regarding personal guarantees and the application of present value concepts in determining the deductible amount of administration expenses and claims against the estate.
11. Final regulations under §2053 regarding the extent to which post-death events may be considered in determining the deductible amount of a claim against the estate. Proposed regulations were published on April 23, 2007.
12. Final regulations under §2642(g) regarding extensions of time to make allocations of the generation-skipping transfer tax exemption. Proposed regulations were published on April 17, 2008.
13. Guidance under §2704 regarding restrictions on the liquidation of an interest in a corporation or partnership.
14. Final regulations under §7477 regarding declaratory judgment procedures relating to gift tax valuation issues. Proposed regulations were published on June 9, 2008.
15. Guidance under §7520 updating the mortality based actuarial tables to reflect data compiled from the 2000 census.

## **INSURANCE COMPANIES AND PRODUCTS**

1. Final regulations on the exchange of property for an annuity contract. Proposed regulations were published on October 18, 2006.
2. Guidance on the tax treatment of a partial exchange or partial annuitization of an annuity contract.
3. Guidance on employer-owned life insurance contracts under §101(j).
4. Guidance on the classification of certain cell captive insurance arrangements. Previous guidance was published in Not. 2008-19.
5. Revenue ruling providing guidance on reinsurance arrangements entered into with a single ceding company.

6. Guidance on tax issues arising under §807 as a result of the adoption by the National Association of Insurance Commissioners (NAIC) of an Actuarial Guideline setting forth the Commissioners' Annuity Reserve Valuation Methodology for variable annuities (AG VACARVM).
7. Revenue ruling regarding the tax-free exchange of life insurance contracts subject to §264(f).
8. Guidance on the determination of the company's share and policyholders' share of the net investment income of a life insurance company under §812.
9. Final regulations concerning information reporting on employer-owned life insurance contracts under §6039I.

## **INTERNATIONAL ISSUES**

### **A. Subpart F/Deferral**

1. Regulations under §959 on previously taxed earnings and profits. Proposed regulations under §959 on previously taxed earnings and profits were published on August 29, 2006.
2. Regulations under §954(d) on contract manufacturing. Proposed regulations on contract manufacturing were published on February 28, 2008.
3. Guidance under §954 regarding previously issued guidance, see, e.g., Not. 2007-13 regarding substantial assistance was published on January 29, 2007, and temporary regulations regarding active aircraft or vessel leasing rents under §954(c)(2)(A) were published on July 3, 2008.
4. Guidance under §§1296, 1297, and 1298 relating to tiered investments.

### **B. Inbound Transactions**

1. Guidance on inbound investment, financing, broker, and dealer activities, including further guidance on certain investment income of foreign governments, and on certain lending and securities lending activities, see, e.g., temporary regulations under §892 published on June 24, 1988, and final regulations §1.892-5 published on July 31, 2002, Not. 2007-55 on treatment of certain distributions under §897(h)(1) published on July 2, 2007, and final regulations §§1.861-2, 1.861-3, and 1.881-2.
2. Guidance under §897 regarding licenses related to the use of real property.
3. Guidance under §1445(b)(9) on Foreign Investment in Real Property Tax Act (FIRPTA) nonforeign affidavits.

4. Guidance on conduit financing arrangements under §1.881-3.
5. Guidance under §1441 on qualified intermediaries and other withholding issues.

### **C. Outbound Transactions**

1. Final regulations under §1.367(a)-8. Temporary regulations were published on February 1, 2007.
2. Final regulations on entity classification under §7701. Not. 2007-10, relating to classification of a Bulgarian entity, was published on January 22, 2007, and temporary regulations were published on March 21, 2008.
3. Final regulations under §7874 regarding the treatment of expatriated entities and their foreign parents. Temporary regulations regarding the substantial business activities test under §7874 published on June 6, 2006.
4. Other regulations on international restructurings. Temporary regulations under §367(d) were published on May 16, 1986. Temporary regulations under §367(b) were published on May 27, 2008. Temporary regulations under §956 were published on June 28, 2008. Proposed regulations under §367(a)(5) were published on August 20 2008.

### **D. Foreign Tax Credits**

1. Final regulations related to look-through treatment for 10/50 company dividends and to reduction of foreign tax credit baskets. Temporary regulations on look-through treatment for 10/50 company dividends were published on April 25, 2006. Temporary regulations providing transition rules for the reduction of foreign tax credit separate limitation categories were published on December 21, 2007, and Not. 2007-58 requesting comments relating to the definition of financial services income was published July 16, 2007.
2. Guidance under §901(k) and (l). Not. 2005-90 soliciting comments under the credit disallowance rule under §901(l), and related issues under §901(k), was published on December 19, 2005.
3. Other guidance under §§901 and 904, see, e.g., proposed regulations relating to the determination of who is considered to pay a foreign tax for purposes of §§901 and 903 published on August 4, 2006, temporary regulations on the determination of the amount of taxes paid for purposes of §901 for taxpayers who claim direct and indirect foreign tax credits published on July 16, 2008, temporary regulations on the treatment of overall domestic losses and overall foreign losses under §904(f) and (g) published on December 21, 2007.



## **E. Transfer Pricing**

1. Regulations on cost sharing. Proposed cost sharing regulations were issued on August 22, 2005.
2. Regulations or other guidance on global dealing. Proposed regulations under §482 were published on March 6, 1998.
3. Regulations on the treatment of cross-border services and other guidance under §482, see, e.g., proposed regulations under §482 published on September 10, 2003, temporary regulations published on August 4, 2004, temporary regulations relating to controlled services transactions published on July 31, 2006, Rev. Proc. 2007-13 identifying services eligible to be evaluated at cost published on January 16, 2007, and Not. 2007-5 providing transition rules regarding the temporary regulations published on January 16, 2007.
4. Annual Report on the Advance Pricing Agreement Program.

## **F. Sourcing and Expense Allocation**

1. Guidance under §475 tax/book conformity election relating to International Financial Reporting Standards (IFRS).
2. Guidance on interest expense apportionment, and other guidance on expense allocation, including on issues relating to partnership structures. Proposed and temporary regulations under §1.882-5 were published on August 17, 2006.
3. Final regulations on source of compensation. Proposed regulations on the event basis for sourcing certain services compensation were published on October 17, 2007.

## **G. Treaties**

1. Guidance under treaties.
2. Miscellaneous Announcements, e.g., of Mutual Agreement Procedures (MAPs).

## **H. Other**

1. Final regulations or other guidance related to shipping and aircraft transportation. Temporary regulations under §1.883-3 were published on June 25, 2007.
2. Guidance under the Tax Increase Prevention Reconciliation Act (TIPRA) for 2008 Housing Cost Amount under §911.

3. Guidance concerning the treatment of currency gain or loss. Proposed regulations under §987 were published on September 7, 2006.
4. Guidance on cross-border information reporting and filing issues, including under §§6048 and 6677 regarding foreign trusts.
5. Guidance on mark-to-market expatriation provision under the Heroes Earnings Assistance and Relief Tax Act of 2008.

## **PARTNERSHIPS**

1. Regulations under §108(e)(8), as amended by the American Jobs Creation Act of 2004, regarding debt satisfied by a partnership interest.
2. Regulations under §465 regarding the extent to which a limited partner will be considered at risk with respect to liabilities of a partnership including situations in which a limited partner may be obligated to contribute additional capital to the partnership in the future.
3. Final regulations under §§704 and 737 regarding partnership mergers. Proposed regulations were published on August 22, 2007.
4. Regulations under §§704, 734, 743, and 755, as amended by the American Jobs Creation Act of 2004, regarding the disallowance of certain partnership loss transfers and no reduction of basis in stock held by a partnership in a corporate partner. Interim guidance was issued as Not. 2005-32.
5. Final regulations under §704 involving remedials and related parties. Proposed regulations were published on May 16, 2008.
6. Guidance concerning the rules for testing the substantiality of an allocation under §704(b) where the partnership is owned by certain related persons.
7. Regulations under §706(d) regarding the determination of distributive share when a partner's interest changes.
8. Guidance under §707 regarding disguised sales. Proposed regulations were published on November 26, 2004.
9. Final regulations under §§721 and 83 regarding partnership equity issued in connection with the performance of services. Proposed regulations were published on May 24, 2005.
10. Final regulations under §721 regarding the tax treatment of noncompensatory options and convertible instruments issued by a partnership. Proposed regulations were published on January 22, 2003.

11. Regulations under §751(b) regarding unrealized receivables and substantially appreciated inventory items of a partnership.
12. Guidance under §761(f) regarding qualified joint ventures.
13. Modification of Rev. Proc. 2003-84 regarding monthly closing elections for partnership investments in tax-exempt bonds.

## **SUBCHAPTER S CORPORATIONS**

1. Final regulations on S corporation losses/reduction in tax attributes under §108(b) for discharge of indebtedness income that is excluded from gross income. Proposed regulations were published on August 6, 2008.
2. Final regulations under §1363 providing guidance for S corporation banks. Proposed regulations were issued on August 24, 2006.
3. Guidance under §1367 regarding S corporations and back-to-back loans.
4. Final regulations under §1367 regarding adjustments in basis of indebtedness. Proposed regulations were published on April 12, 2007.
5. Guidance concerning the conversion from a partnership to a corporation that elects to be an S corporation.

## **TAX ACCOUNTING**

1. Guidance addressing the deductibility and capitalization of wrap fees.
2. Guidance under §168 addressing the recovery period of ethanol production equipment.
3. Notice providing procedures for claiming the 50-percent additional first year depreciation provided by the Food, Conservation, and Energy Act of 2008.
  - PUBLISHED 08/11/2008 in IRB 2008-32 as NOT. 2008-67.
4. Guidance under the Housing Assistance Tax Act of 2008 regarding the election to accelerate the AMT and research credits in lieu of bonus depreciation.
5. Guidance under §§168(k) and 179 addressing cost recovery incentives provided by the Economic Stimulus Act of 2008.
  - WILL BE PUBLISHED 09/22/2008 in IRB 2008-38 as REV. PROC. 2008-54 (released 08/29/2009).
6. Guidance under §174 regarding changes in method of accounting from an impermissible method.

7. Final regulations under §263(a) regarding the deduction and capitalization of expenditures for tangible assets. Proposed regulations were published on March 10, 2008.
8. Proposed regulations under §263(a) regarding the treatment of capitalized transaction costs.
9. Guidance regarding the supporting documentation required under §1.263(a)-5(f) to allocate success-based fees between activities that facilitate a transaction and activities that do not facilitate a transaction.
10. Guidance under §263A regarding the treatment of post-production costs, such as sales-based royalties.
11. Guidance under §263A regarding whether “negative” additional §263A costs are taken into account under §1.263A-1(d)(4).
12. Guidance regarding whether an automobile dealership is a producer for purposes of §263A when it installs parts on customer-owned and dealership-owned vehicles.
13. Guidance regarding the treatment of automobile dealer storage and handling costs under §263A.
14. Guidance on the carry-over of last-in first-out (LIFO) layers following a §351 or §721 transaction.
15. Final regulations under §381(c)(4) and (5) regarding changes in method of accounting. Proposed regulations were published on November 16, 2007.
16. Update of Rev. Proc. 2002-9 regarding automatic changes in methods of accounting under §446.
  - PUBLISHED 09/09/2008 in IRB 2008-36 as REV. PROC. 2008-52 (released 08/18/2008).
17. Revenue procedure under §446 modifying procedures for obtaining consent to change a method of accounting.
18. Guidance regarding the nonaccrual experience method under §448.
19. Guidance under §453 addressing the exchange of property for an annuity.
20. Guidance regarding the application of §453A to contingent payment installment sales.
21. Guidance under §460 addressing the application of the lookback interest rules to certain pass-through entities with tax-exempt owners.

22. Guidance applying the all events test of §461 to services and other liabilities related to such services.
23. Guidance under §1.472-8 regarding the inventory price index computation (IPI) method.
24. Guidance addressing a retailer's inclusion of income under §451 resulting from the sale and use of gift cards.
25. Guidance regarding the application of §1.451-4 to customer loyalty programs.
26. Additional guidance under §460 regarding home construction contracts.
27. Guidance under §468B regarding the tax treatment of a single-claimant qualified settlement fund.
28. Announcement modifying the transition rules in the Effective Date provisions of Rev. Proc. 2008-52, which provides automatic consent procedures for changes in methods of accounting described in its Appendix.
  - WILL BE PUBLISHED 9/22/2008 in IRB 2008-38 as ANN. 2008-8 (released 8/29/2008).

## **TAX ADMINISTRATION**

1. Proposed regulations under §6015 updating the existing regulations regarding relief from joint and several liability.
2. Guidance regarding third-party payer issues and reporting agents.
3. Final regulations under §6050N regarding information reporting for lump sum timber sales. Proposed regulations were published on November 29, 2007.
4. Regulations under §6050P regarding information reporting relating to cancellation of indebtedness.
5. Guidance under §6050W, as added by the Housing Assistance Act of 2008, regarding information reporting on payment card and third party payment transactions.
6. Revision of Not. 2000-19 regarding the signature requirement with respect to Form SS-4, including digital or electronic signatures.
7. Regulations under §6075 regarding tax returns relating to the tax under §2801, as added by the Heroes Earnings Assistance and Relief Tax Act of 2008, on gifts and bequests received by United States citizens and residents from expatriates.

8. Final regulations under §6081 simplifying the extension process. Proposed regulations were published on July 1, 2008.
9. Final regulations under §6103 regarding disclosures to the Department of Commerce, Bureau of Economic Analysis, for statistical purposes. Temporary regulations were published on July 6, 2006.
10. Final regulations under §6103 establishing administrative review procedures for authorized recipients who fail to adequately safeguard tax data. Temporary regulations were published on February 24, 2006.
11. Regulations under §6109 regarding the use of preparer tax identification numbers (PTINs) by tax return preparers.
12. Regulations under §6159 regarding installment agreements. Proposed regulations were published on March 5, 2007.
13. Regulations regarding the furnishing of security in connection with an election to pay the estate tax in installments under §6166. Interim guidance was issued as Not. 2007-90.
14. Revenue procedure under §6213 regarding internet and oral change of address requests.
15. Regulations under §§6229(c)(2) and 6501(e) regarding the definition of “omission from gross income”.
16. Regulations under §6231 regarding the special enforcement exception to the application of the Tax Equity and Fiscal Responsibility Act (TEFRA) partnership procedures.
17. Guidance under §6302 regarding the filing of Form 941 under the Annual Employment Tax Return Program. Temporary regulations were published on January 3, 2006.
18. Final regulations under §6323 regarding electronic lien filing authority. Proposed regulations were published on April 16, 2008.
19. Regulations under §6402 regarding the proper place to file claims for credit or refund.
20. Final regulations under §6404(g) regarding the application of the interest suspension period. Proposed regulations were published on June 21, 2007.
21. Regulations under §6501(c)(10) regarding the extension of the statute of limitations for assessment relating to failures to report required information

- concerning listed transactions. Interim guidance was issued as Rev. Proc. 2005-26.
22. Regulations under §6503 regarding the suspension of the period of limitations for noncompliance with a designated summons. Proposed regulations were published on April 28, 2008.
  23. Regulations under §6611 regarding interest on overpayments by tax exempt organizations.
  24. Guidance under §6655 regarding estimated tax payments by corporations.
  25. Regulations under §§6662A, 6662 and 6664 regarding accuracy-related penalties relating to understatements. Interim guidance was issued as Not. 2005-12.
  26. Update of Rev. Proc. 94-69 regarding qualified amended returns filed by coordinated industry case (CIC) taxpayers. Final regulations under §6664 were published on January 9, 2007.
  27. Guidance under §6676 regarding the penalty for erroneous claims for refund.
  28. Final regulations under §6694 implementing amendments to the return preparer penalties made by the Small Business and Work Opportunity Act of 2007. Interim guidance was issued as Not. 2008-12, Not. 2008-13 and Not. 2008-46. Proposed regulations were published on June 17, 2008.
  29. Guidance under §6695A, as added by the Pension Protection Act of 2006, regarding the penalty applicable to appraisers.
  30. Regulations under §6707 regarding the penalty for failure to furnish information required by §6111.
  31. Regulations under §6707A regarding the penalty for failure to disclose reportable transactions. Prior guidance was issued as Not. 2005-11, Rev. Proc. 2005-51, Rev. Proc. 2007-21 and Rev. Proc. 2007-25.
  32. Regulations under §6708 regarding the penalty for failure to make a list of advisees available as required by §6112. Interim guidance was issued as Not. 2004-80.
  33. Update of Rev. Proc. 2007-17 regarding the prefiling agreement program.
  34. Guidance under §7122, as amended by the Tax Increase Prevention and Reconciliation Act of 2005, regarding the partial payment requirement for offers in compromise.

35. Guidance regarding Appeals mediation procedures.
36. Guidance regarding fast track procedures for SBSE taxpayers.
37. Final regulations under §7216 regarding the disclosure and use of tax return information by tax return preparers. Temporary regulations regarding the disclosure of an individual's social security number were published on July 2, 2008. Additional guidance was issued as Rev. Proc. 2008-35 on July 21, 2008.
38. Guidance under §7430 regarding attorney fees to reflect miscellaneous changes made by the Tax Reform Act of 1997 and the Internal Revenue Service Restructuring and Reform Act of 1998.
39. Guidance under §7508A regarding the postponement of certain deadlines by reason of a Presidentially declared disaster or terroristic or military actions, including possible guidance relating to §3082 of the Housing Assistance Tax Act of 2008. Proposed regulations regarding disaster relief were published on July 15, 2008.
40. Revisions to Circular 230 regarding practice before the IRS. Final regulations regarding matters relating to tax shelters, including standards for covered opinions and other written advice, were published on December 20, 2004. Proposed regulations regarding the standards with respect to tax returns under §10.34 were published on September 26, 2007. Guidance regarding contingent fees was published as Not. 2008-43 on April 14, 2008.
41. Guidance regarding the procedures for the imposition of a monetary penalty under Circular 230. Prior guidance was issued as Not. 2007-39.
42. Update of guidance regarding user fees.
43. Revision of Not. 2003-19 regarding the proper place for filing certain elections, statements, returns and other documents.
44. Update of guidance regarding the Appeals function.
45. Revision of Rev. Proc. 2000-43 regarding ex parte communications with Appeals.
46. Final regulations under §§6011 and 6111 regarding patented transactions. Proposed regulations were published on September 26, 2007.
47. Guidance on listed transactions under §6011.
48. Guidance on transactions of interest under §6011.
49. Guidance regarding general tax shelter issues under §§6011, 6111 and 6112.



50. Regulations under §6112 with respect to list maintenance and under §6011 with respect to disclosure.
51. Guidance regarding intermediary transaction tax shelters. Prior guidance was issued as Not. 2008-20, clarifying Not. 2001-16..
52. Regulations providing specific requirements that eligible entities must meet in order to receive an extension of time to file their entity classification elections under §301.7701-3.
53. Proposed regulations under §7811 regarding taxpayer assistance orders.

### **TAX-EXEMPT BONDS**

1. Expand the voluntary resolution program under Not. 2001-60 for tax-exempt bonds subject to §103 and related sections.
2. Final regulations under §141, including allocation and accounting principles. Proposed regulations regarding allocation and accounting principles were published on September 26, 2006.
3. Final regulations under §141 on payments in lieu of taxes. Proposed regulations were published on October 19, 2006.
4. Proposed regulations under §142 regarding solid waste disposal facilities. Proposed regulations were published on May 10, 2004.
5. Guidance under the Housing Assistance Tax Act of 2008 regarding allocations of the additional tax-exempt bond volume cap for qualified housing issues, military housing allowances, and other affected tax-exempt bond provisions.
6. Proposed regulations on public approval requirements for private activity bonds under §147(f).
7. Proposed regulations on arbitrage investment restrictions under §148.
8. Final regulations on arbitrage investment restrictions under §148. Proposed regulations were published on September 26, 2007.
9. Update Rev. Proc. 2005-40 to provide guidance to issuers of tax-exempt bonds with procedures for correcting a failure to timely pay the proper amount of arbitrage rebate.

10. Proposed regulations under §150 to modify and clarify the determination of when tax-exempt bonds are treated as reissued or retired for purposes of §103 and §§141 through 150. Interim guidance was published April 14, 2008.

## **APPENDIX - Regularly Scheduled Publications**

### **JULY 2008**

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in July 2008, and the minimum present value transitional rates for June 2008.
3. Revenue ruling providing the monthly bond factor amounts to be used by taxpayers who dispose of qualified low-income buildings or interests therein during the period July through September 2008.

### **AUGUST 2008**

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice providing the inflation adjustment factor to be used in determining the enhanced of recovery credit under §43 for tax years beginning in the calendar year.
3. Notice providing the applicable percentage to be used in determining percentage depletion for marginal properties under §613A for the calendar year.
4. Revenue ruling setting forth the terminal charge and the standard industry fare level (SIFL) cents-per-mile rates for the second half of 2008 for use in valuing personal flights on employer-provided aircraft.
5. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in August 2008, and the minimum present value transitional rates for July 2008.

### **SEPTEMBER 2008**

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Revenue procedure providing the amounts of unused housing credit carryover allocated to qualified states under §42(h)(3)(D) for the calendar year.

3. Revenue ruling under §6621 regarding the applicable interest rates for overpayments and underpayments of tax for the period October through December 2008.
4. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in September 2008, and the minimum present value transitional rates for August 2008.
5. Revenue procedure under §62 regarding the deduction and deemed substantiation of federal travel per diem amounts.
6. Update of Not. 2004-83 to add approved applicants for designated private delivery service status under §7502(f). Will be published only if any new applicants are approved.
7. Notice identifying the counties that experienced exceptional, extreme, or severe drought during the preceding 12-month period ending August 31, 2008, for purposes of determining whether the replacement period within which to replace livestock sold on account of drought is extended under §1033(e)(2)(B) and Not. 2006-82.

#### OCTOBER 2008

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in October 2008, and the minimum present value transitional rates for September 2008.
3. Revenue procedure under §1 and other sections of the Code regarding the inflation adjusted items for 2009.
4. Revenue procedure providing the loss payment patterns and discount factors for the 2008 accident year to be used for computing unpaid losses under §846.
5. Revenue procedure providing the salvage discount factors for the 2008 accident year to be used for computing discounted estimated salvage recoverable under §832.
6. Update of Rev. Proc. 2005-27 listing the tax deadlines that may be extended by the Commissioner under §7508A in the event of a Presidentially-declared disaster or terrorist attack.

## NOVEMBER 2008

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Revenue ruling providing the “base period T-Bill rate” as required by section 995(f)(4).
3. Revenue ruling setting forth covered compensation tables for the 2009 calendar year for determining contributions to defined benefit plans and permitted disparity.
4. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in November 2008, and the minimum present value transitional rates for October 2008.
5. Update of Rev. Proc. 2006-48 regarding adequate disclosure for purposes of the §6662 substantial understatement penalty and the §6694 preparer penalty.
6. News release setting forth cost-of living adjustments effective January 1, 2009, applicable to the dollar limits on benefits under qualified defined benefit pension plans and other provisions affecting certain plans of deferred compensation.
7. Federal Register notice on Railroad Retirement Tier 2 tax rate.
8. Revenue procedure under §62 regarding the deduction and deemed substantiation of federal standard mileage amounts.

## DECEMBER 2008

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Revenue ruling under §6621 regarding the applicable interest rates for overpayments and underpayments of tax for the period January through March 2009.
3. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in December 2008, and the minimum present value transitional rates for November 2008.
4. Revenue procedure setting forth, pursuant to §1397E, the maximum face amount of Qualified Zone Academy Bonds that may be issued for each state during 2009.

## JANUARY 2009

1. Revenue procedure updating the procedures for issuing private letter rulings, determination letters, and information letters on specific issues under the jurisdiction of the Chief Counsel.
2. Revenue procedure updating the procedures for furnishing technical advice, including technical expedited advice, to certain IRS offices, in the areas under the jurisdiction of the Chief Counsel.
3. Revenue procedure updating the previously published list of “no-rule” issues under the jurisdiction of certain Associates Chief Counsel other than the Associate Chief Counsel (International) on which advance letter rulings or determination letters will not be issued.
4. Revenue procedure updating the previously published list of “no-rule” issues under the jurisdiction of the Associate Chief Counsel (International) on which advance letter ruling or determination letters will not be issued.
5. Revenue procedure updating procedures for furnishing letter rulings, general information letters, etc. in employee plans and exempt organization matters relating to sections of the Code under the jurisdiction of the Office of the Commissioner, Tax Exempt and Government Entities Division.
6. Revenue procedure updating procedures for furnishing technical advice in employee plans and exempt organization matters under the jurisdiction of the Commissioner, Tax Exempt and Government Entities Division.
7. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
8. Revenue ruling setting forth the prevailing state assumed interest rates provided for the determination of reserves under §807 for contracts issued in 2008 and 2009.
9. Revenue ruling providing the dollar amounts, increased by the 2009 inflation adjustment, for §1274A.
10. Revenue procedure providing procedures for limitations on depreciation deductions for owners of passenger automobiles first placed in service during the calendar year and amounts to be included in income by lessees of passenger automobiles first leased during the calendar year.
11. Revenue procedure updating procedures for issuing determination letters on the qualified status of employee plans under §§401(a), 403(a), 409, and 4975.

12. Revenue procedure updating the user fee program as it pertains to requests for letter rulings, determination letters, etc. in employee plans and exempt organizations matters under the jurisdiction of the Office of the Commissioner, Tax Exempt and Government Entities Division.
13. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in January 2009, and the minimum present value transitional rates for December 2008.
14. Revenue procedure under §143 regarding average area purchase price.
15. Revenue procedure providing the maximum allowable value for use of the fleet-average value and vehicle-cents-per-mile rules to value employer-provided automobiles first made available to employees for personal use in the calendar year.

#### FEBRUARY 2009

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in February 2009, and the minimum present value transitional rates for January 2009.

#### MARCH 2009

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice providing the 2009 calendar year resident population estimates used in determining the state housing credit ceiling under §42(h) and the private activity bond volume cap under §146.
3. Revenue ruling under §6621 regarding the applicable interest rates for overpayments and underpayments of tax for the period April through June 2009.
4. Revenue ruling setting forth the terminal charge and the standard industry fare level (SIFL) cents-per-mile rates for the first half of 2009 for use in valuing personal flights on employer-provided aircraft.
5. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to

determine the minimum required contribution for plan years beginning in March 2009, and the minimum present value transitional rates for February 2009.

#### APRIL 2009

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice providing the inflation adjustment factor, nonconventional fuel source credit, and reference price for the calendar year that determines the availability of the credit for producing fuel from a nonconventional source under §45K.
3. Revenue procedure providing a current list of countries and the dates those countries are subject to the §911(d)(4) waiver and guidance to individuals who fail to meet the eligibility requirements of §911(d)(1) because of adverse conditions in a foreign country.
4. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in April 2009, and the minimum present value transitional rates for March 2009.
5. Notice providing the calendar year inflation adjustment factor and reference prices for the renewable electricity production credit under §45.

#### MAY 2009

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.
2. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in May 2009, and the minimum present value transitional rates for April 2009.
3. Revenue procedure providing guidance for use of the national and area median gross income figures by issuers of qualified mortgage bonds and mortgage credit certificates in determining the housing cost/income ratio under §143.
4. Revenue procedure under §223 regarding the inflation adjusted items for 2009.

#### JUNE 2009

1. Revenue ruling setting forth tables of the adjusted applicable federal rates for the current month for purposes of §§42, 382, 1274, 1288 and 7520.



2. Revenue ruling under §6621 regarding the applicable interest rates for overpayments and underpayments of tax for the period July through September 2009.
3. Notice setting forth the corporate bond weighted average interest rates, the 24-month average segment rates, and the funding transitional segment rates used to determine the minimum required contribution for plan years beginning in June 2009, and the minimum present value transitional rates for May 2009.
4. Revenue procedure providing the domestic asset/liability percentages and the domestic investment yield percentages for taxable years beginning after December 31, 2008, for foreign companies conducting insurance business in the U.S.
5. Revenue ruling providing the average annual effective interest rates charged by each Farm Credit Bank District.