



Tax Notes: Legislative History Research

This user guide provides an overview of how to use Tax Notes to research legislative history.

Starting With a Tax Code Section

Starting With a Final or Temporary Regulation

Starting With a Public Law

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Legislative History Browse Feature

Starting From a U.S. Tax Treaty: Legislative History in the Right Rail

Treaties Side-by-Side Feature

Current Legislation: Trackers

Tax Analysts' reference attorneys will be delighted to help you with your legislative history or any other research. Please contact them at research.help@taxanalysts.org.

Starting With a Tax Code Section

From the [Tax Notes Research](#) landing page, select **Internal Revenue Code of 1986**.

The screenshot shows the Tax Notes Research landing page. The top navigation bar includes the Taxnotes logo, tabs for TAX TOPICS, TAX NOTES RESEARCH, CONTRIBUTORS, and JURISDICTIONS, a search bar, and links for TODAY IS 07/09/2023, WELCOME, LINDA, MY TAX NOTES, WHAT'S NEW, FREE RESOURCES, and SUBSCRIPTIONS. Below the navigation bar is a large banner for 'Tax Notes Research' with a search bar and a filter for jurisdiction (Federal, State, All). Under the banner are six tiles: 'Internal Revenue Code of 1986' (highlighted with a red box), 'Final and Temporary Regulations', 'Circular 230', 'Proposed Regulations', 'Treasury Decisions', and 'IRS Guidance'.

Hint: Click the blue IRC/CFR Navigation tab on the right rail to access tables of contents for the code or regs.

The screenshot shows the IRC/CFR Navigation panel. The panel has a title bar 'Public Comments on Regulations' and a close button. Below the title bar are two tabs: 'INTERNAL REVENUE CODE OF 1986' and 'BROWSE REGULATIONS'. The 'INTERNAL REVENUE CODE OF 1986' tab is selected. Below the tabs is a search bar 'Search in Internal Revenue Code'. The main content area lists the following sections:

- ▼ SUBTITLE A -- INCOME TAXES (secs. 1-1564)
 - ▶ Chapter 1 -- Normal Taxes and Surtaxes (secs. 1-14002-2)
 - ▶ Chapter 2 -- Tax on Self-employment Income (secs. 1401-1403)
 - ▶ Chapter 2A -- Unearned Income Medicare Contribution (Sec. 1411)
 - ▶ Chapter 3 -- Withholding of Tax on Nonresident Aliens and Foreign Corporations (secs. 1441-1446)
 - ▶ Chapter 4 -- Taxes to Enforce Reporting on Certain Foreign Accounts (secs. 1471-1482)
 - ▶ Chapter 5 -- Tax on Transfers to Avoid Income Tax (Repealed) (secs. 1491-1494)
 - ▶ Chapter 6 -- Consolidated Returns (secs. 1501-1564)
- ▶ SUBTITLE B -- ESTATE AND GIFT TAXES (secs. 2001-2801)
- ▶ SUBTITLE C -- EMPLOYMENT TAXES (secs. 3101-3512)
- ▶ SUBTITLE D -- MISCELLANEOUS EXCISE TAXES (secs. 4001-50000)
- ▶ SUBTITLE E -- ALCOHOL, TOBACCO, AND CERTAIN OTHER EXCISE TAXES (secs. 5001-5891)
- ▶ SUBTITLE F -- PROCEDURE AND ADMINISTRATION (secs. 6001-7874)
- ▶ SUBTITLE G -- THE JOINT COMMITTEE ON TAXATION (secs. 8001-8023)
- ▶ SUBTITLE H -- FINANCING OF PRESIDENTIAL ELECTION CAMPAIGNS (secs. 9001-9042)
- ▶ U.S. DEPARTMENT OF THE TREASURY (secs. 9001-9042)

A blue tab labeled 'IRC/CFR NAVIGATION' is highlighted on the right side of the panel.

Enter a code section or search term in the box, and select the desired section.

HOME > TAX NOTES RESEARCH > FEDERAL

Internal Revenue Code of 1986

QUICK LOAD ☐

965

Sec. 1 Tax imposed

BROWSE REGULATIONS

Land on the code section page.

To see history notes for subsections, paragraphs, etc. marked with an orange arrow, click the arrow.

Sec. 965 Treatment of deferred foreign income upon transition to participation exemption system of taxation

CREATE ALERT / SAVE SEARCH

Internal Revenue Code of 1986
SUBTITLE A -- INCOME TAXES
Chapter 1 -- Normal Taxes and Surtaxes
Subchapter N -- Tax Based on Income from Sources Within or Without the United States
Part III -- Income from sources without the United States
Subpart F -- Controlled foreign corporations

(a) 965(a) History

Amendment:
Act section 403(q)(1) of subtitle A of title IV of the Gulf Opportunity Zone Act of 2005 (P. L. 109-135) amended Code section 965(a)(2)(B) by inserting "from another controlled foreign corporation in such chain of ownership" before ", but only to the extent". **Effective** as if included in the provisions of the American Jobs Creation Act of 2004 [P. L. 108-357; enacted Oct. 22, 2004] to which they relate.

(2) the accumulated post-1986 deferred foreign income of such corporation determined as of December 31, 2017.

On the right rail of the code section page, you will see an expandable **LEGISLATIVE HISTORY** list.

Sec. 965 Treatment of deferred foreign income upon transition to participation exemption system of taxation

Internal Revenue Code of 1986
SUBTITLE A -- INCOME TAXES
Chapter 1 -- Normal Taxes and Surtaxes
Subchapter N -- Tax Based on Income from Sources Within or Without the United States
Part III -- Income from sources without the United States
Subpart F -- Controlled foreign corporations

CREATE ALERT / SAVE SEARCH

(a) Treatment of deferred foreign income as subpart F income. In the case of the last taxable year of a deferred foreign income corporation which begins before January 1, 2018, the subpart F income of such foreign corporation (as otherwise determined for such taxable year under [section 952](#)) shall be increased by the greater of --

SECTION 965 SUBSCRIBER RESOURCES

NEWS (863)

COMMENTARY (191)

SECTION 965 RESOURCES

FINAL & TEMPORARY REGS (10)

CODE SECTION 965 LEGISLATIVE HISTORY (4)

(Tax Cuts and Jobs Act) (Pub. L. 115-97)

Gulf Opportunity Zone Act of 2005 (Pub. L. 109-135)

American Jobs Creation Act of 2004 (Pub. L. 108-357)

Early Legislative History

PROPOSED REGULATIONS AND COMMENTS (15)

CASES (11)

TREASURY DECISIONS AND IRS GUIDANCE (30)

IRS PRIVATE RULINGS AND ADVICE (10)

NAVIGATIONAL MENU

Internal Revenue Code of 1986

Final and Temporary Regulations

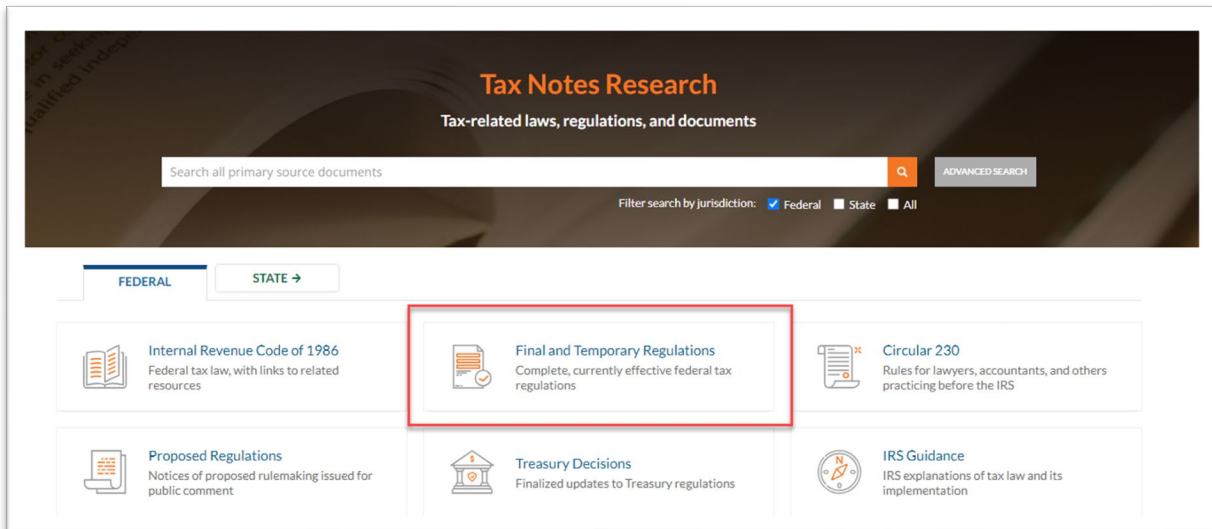
Circular 230

taxnotes

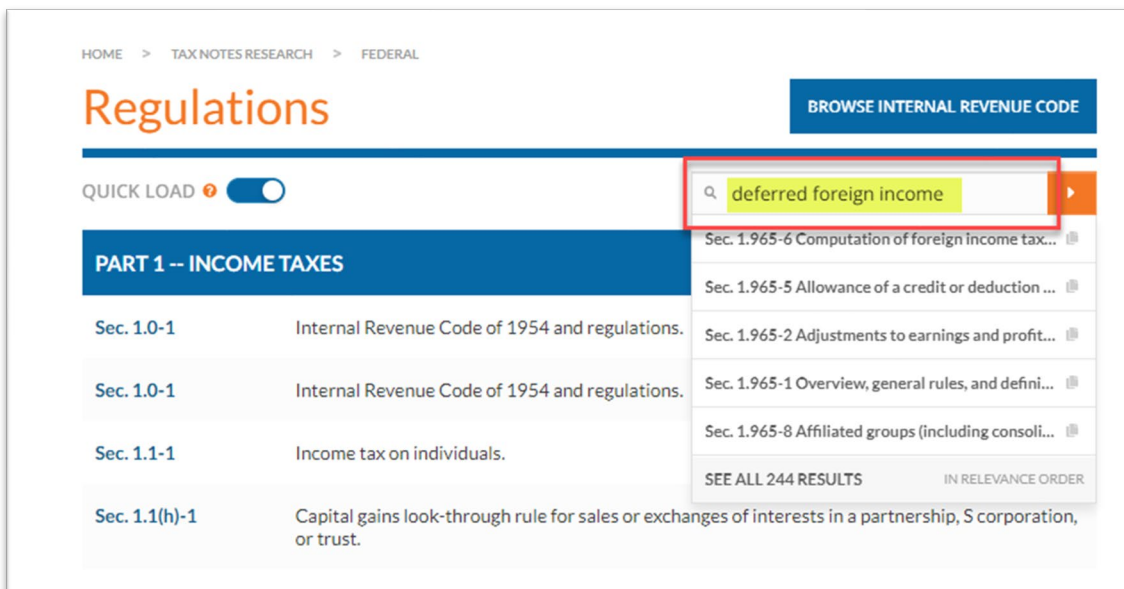
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Starting With a Final or Temporary Regulation

From the [Tax Notes Research](#) landing page, select **Final and Temporary Regulations**.



Enter a regulation or search term in the box, and select the desired regulation.



From the regulation's landing page, scroll to the bottom to see the history note. Often the T.D. will be linked.

You are here → 1.965-3(f)(2)(iii)(B)

COPY LOCATION

for purposes of calculating basis under [section 1367\(a\)\(1\)](#) and [§1.1367-1\(f\)](#), USI treats as a separately stated item of net income \$300x (its pro rata share of the net of S Corp's \$1,000x aggregate [section 965\(a\)](#) inclusion and S Corp's \$700x aggregate [section 965\(c\)](#) deduction). Accordingly, USI's basis in S Corp is increased under [section 1367\(a\)\(1\)](#) by \$300x. As a result of the application of paragraph (f)(2)(iii)(B) of this section, an amount of S Corp's aggregate [section 965\(a\)](#) inclusion equal to its aggregate [section 965\(c\)](#) deduction, \$700x, is treated as tax exempt income solely for purposes of calculating basis under [section 1367\(a\)\(1\)\(A\)](#) and [§1.1367-1\(f\)](#), and accordingly, USI's basis in S Corp is further increased by its pro rata share of such amount, \$700x. S Corp's accumulated adjustments account ("AAA") is increased under [section 1368\(e\)\(1\)\(A\)](#) by the \$1,000x [section 965\(a\)](#) inclusion taken into account and reduced by the \$700x [section 965\(c\)](#) deduction taken into account. In addition, as a result of the application of paragraph (f)(2)(ii) of this section, S Corp's AAA is further increased by an amount of S Corp's aggregate [section 965\(a\)](#) inclusion equal to its aggregate [section 965\(c\)](#) deduction, \$700x, which is not treated as tax-exempt income for purposes of [§1.1368-2\(a\)\(2\)](#).

(3) [Section 1411](#). For purposes of [section 1411](#) and [§1.1411-4\(f\)\(6\)](#), a [section 965\(c\)](#) deduction is not treated as being properly allocable to any [section 965\(a\)](#) inclusion.

(4) [Section 4940](#). For purposes of [section 4940\(c\)\(3\)\(A\)](#), a [section 965\(c\)](#) deduction is not treated as an ordinary and necessary expense paid or incurred for the production or collection of gross investment income.

(g) Domestic pass-through entities. For purposes of determining a domestic pass-through owner share, a [section 965\(c\)](#) deduction amount of a domestic pass-through entity must be allocated to a domestic pass-through owner in the same proportion as an aggregate [section 965\(a\)](#) inclusion amount of the domestic pass-through entity for a [section 958\(a\)](#) U.S. shareholder inclusion year is allocated to the domestic pass-through owner.

[Added by T.D. 9846, 84 FR 1838-1915, Feb. 5, 2019.]

Starting With a Public Law

From the [Tax Notes Research](#) landing page, select **Legislative Documents**.

The screenshot shows the Tax Notes Research website interface. At the top, the header reads "Tax Notes Research" and "Tax-related laws, regulations, and documents". Below this is a search bar with the placeholder text "Search all primary source documents" and a magnifying glass icon. To the right of the search bar is a button labeled "ADVANCED SEARCH". Below the search bar, there is a filter section with the text "Filter search by jurisdiction:" followed by three radio buttons: "Federal" (which is selected), "State", and "All".

Below the filter section, there is a grid of 15 document categories, each with an icon and a title. The "Legislative Documents" category is highlighted with a red rectangular box. The categories are:

- Internal Revenue Code of 1986**: Federal tax law, with links to related resources
- Final and Temporary Regulations**: Complete, currently effective federal tax regulations
- Circular 230**: Rules for lawyers, accountants, and others practicing before the IRS
- Proposed Regulations**: Notices of proposed rulemaking issued for public comment
- Treasury Decisions**: Finalized updates to Treasury regulations
- IRS Guidance**: IRS explanations of tax law and its implementation
- IRS Private Rulings and Advice**: Interpretations of tax law issued by IRS to individuals, businesses, and government
- Court Documents**: Opinions and other documents from federal tax-related court cases
- Legislative Documents**: Bills, resolutions, reports, and other documents from the U.S. Congress
- Public Comments on Regulations**: Letters on proposed regulations sent by businesses, individuals, and others
- Internal Revenue Manual**: The IRS's primary source of instructions to its personnel
- Reference Tables**: Tax rates, inflation adjustments, and IRS regulatory agenda
- Archives - Internal Revenue Code**: Previous versions of the Internal Revenue Code
- Archives - Regulations**: Previous versions of Final and Temporary Regulations
- Other Documents**: Correspondence, press releases, and other miscellaneous tax documents

Use the **FILTER BY** drop-down menu to select **Public Laws and Legislative History**.

(You may also enter key words in the **QUICK SEARCH** box, a code section in the **FILTER BY CODE SECTION** box, or both.)

HOME > TAX NOTES RESEARCH > FEDERAL > LEGISLATIVE DOCUMENTS

Legislative Documents

PROPOSED REGULATIONS

TREASURY DECISIONS

IRS GUIDANCE

IRS PRIVATE RULINGS AND ADVICE

COURT DOCUMENTS

LEGISLATIVE DOCUMENTS

OTHER DOCUMENTS

FILTER BY

Public Laws and Legislative History

×

▼

QUICK SEARCH

Tax Cuts and Jobs Act

▶

FILTER BY CODE SECTION

Filter by Code Section

▼

SELECT CONGRESS

▼

After making a selection in the **FILTER BY** box, the **SELECT CONGRESS** drop-down menu will appear. Use it to select the congressional session.

LEGISLATIVE DOCUMENTS

PROPOSED REGULATIONS

TREASURY DECISIONS

IRS GUIDANCE

IRS PRIVATE RULINGS AND ADVICE

COURT DOCUMENTS

LEGISLATIVE DOCUMENTS

OTHER DOCUMENTS

FILTER BY

Public Laws and Legislative History

×

▼

QUICK SEARCH

Enter search term or citation

▶

FILTER BY CODE SECTION

Filter by Code Section

▼

SELECT CONGRESS

▲

SELECT CONGRESS

117th Congress (2021 through 2022)

116th Congress (2019 through 2020)

115th Congress (2017 through 2018)

114th Congress (2015 through 2016)

A list of tax-related laws from that congressional session will appear. The default order is reverse chronological. In the **SORT BY** drop-down menu, select **NAME** to sort the laws in alphabetical order by their titles.

SORT BY: **DATE (NEWEST TO OLDEST)**

DATE (NEWEST TO OLDEST)

NAME

115th Congress (2017 through 2018)

Airport and Airway Extension Act of 2018, Part II (P.L. 115-250)

H.R. 6897 (as enacted)

Tribal Social Security Fairness Act of 2018 (P.L. 115-243)

H.R. 6124 (as enacted)

John S. McCain National Defense Authorization Act for Fiscal Year 2019 (P.L. 115-232)

H.R. 5515 (as enacted)

Energy and Water, Legislative Branch, and Military Construction and Veterans Affairs Appropriations Act, 2019 (P.L. 115-244)

H.R. 5895 (as enacted)

Consolidated Appropriations Act, 2018 (P.L. 115-141)

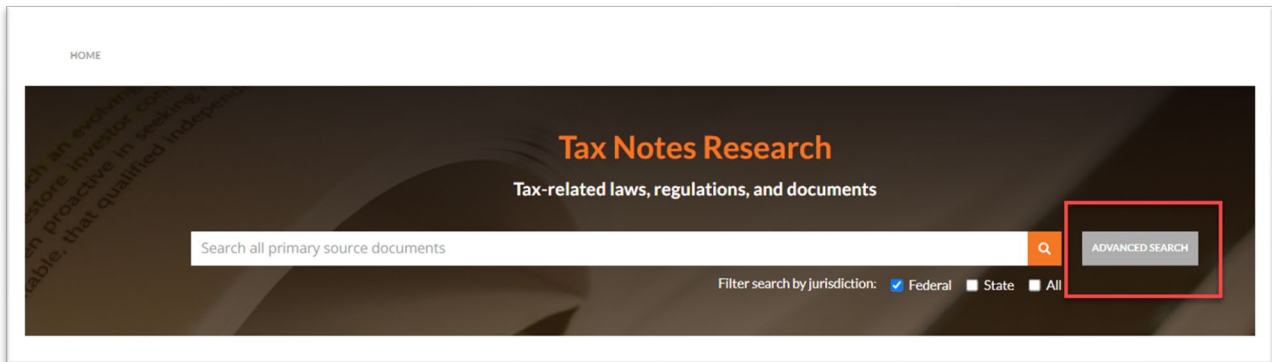
2 DOCUMENTS ▼

Bipartisan Budget Act of 2018 (P.L. 115-123)

H.R. 1892 (as enacted)

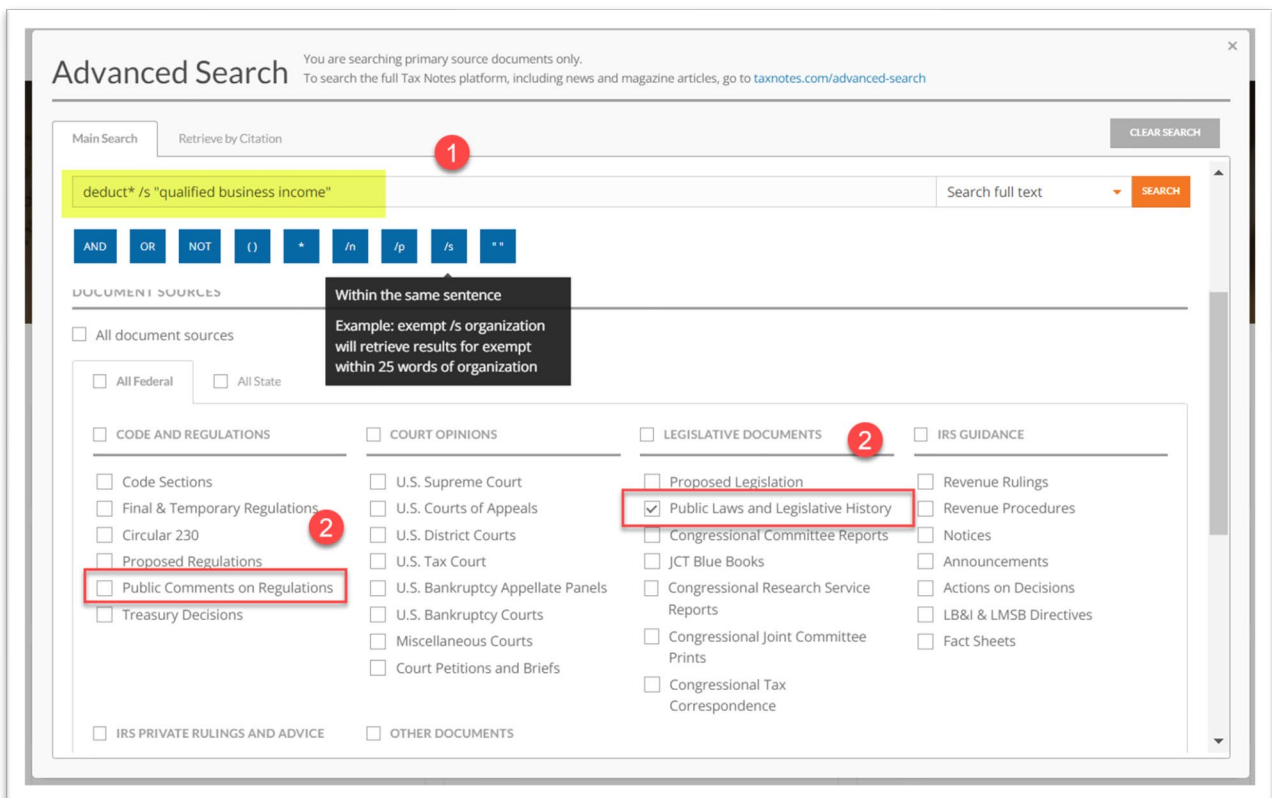
Starting With a Boolean Search

From the [Tax Notes Research](#) landing page, select **ADVANCED SEARCH** to use Boolean operators in searching legislative history documents.



In the Advanced Search template, enter your search query using Boolean operators.

- 1) Hover your cursor over an operator to see explanatory text.
- 2) Check the boxes next to the sources you'd like to search.

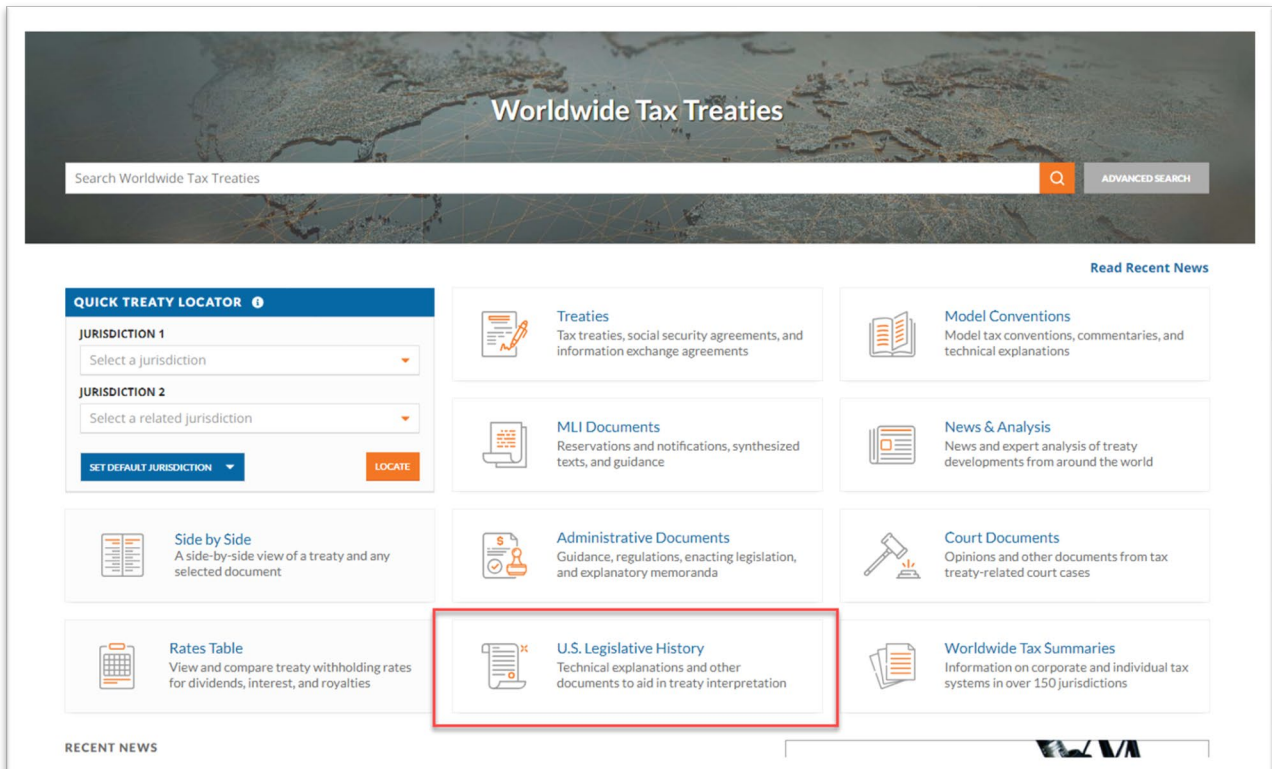


Starting With Worldwide Tax Treaties

Visit Tax Notes' [Help Center](#) for detailed user guides and videos on the Worldwide Tax Treaties research platform.

Legislative History Browse Feature

From Tax Notes' [Worldwide Tax Treaties](#) landing page, select **U.S. Legislative History**.



In the **JURISDICTIONS** box, United States has been pre-populated. Other countries may be added.



Use the **DOCUMENT TYPE** drop-down menu to select a document. Scroll down to see the Treasury Department Technical Explanations.

HOME > WORLDWIDE TAX TREATIES

U.S. Legislative History

TREATIES
MODEL CONVENTIONS
MLI DOCUMENTS
NEWS & ANALYSIS
ADMINISTRATIVE DOCUMENTS
COURT DOCUMENTS
U.S. LEGISLATIVE HISTORY
U.S. TREATY SUMMARIES
WORLDWIDE TAX SUMMARIES

JURISDICTIONS:
United States Canada X

DOCUMENT TYPE:
Filter by specific document type
matchmaking documents and correspondence
Senate Floor Action and Debate
Senate Foreign Relations Committee Hearing Testimony
Senate Foreign Relations Committee Hearing Transcripts
Senate Foreign Relations Committee Reports
Social Security Agreements: Annotated Texts
Social Security Agreements: House Documents
Treasury Department Technical Explanations
Treasury News Releases
Treasury Tax Correspondence
U.S. Ratification Instruments

JOINT COMMITTEE ON TAXATION REPORT
JCT Describes International Tax System
JCX-33-11
United States | Australia | Canada | France | Germany
5/20/2011

Enter key words or phrases in the **QUICK SEARCH** field.

HOME > WORLDWIDE TAX TREATIES

U.S. Legislative History

TREATIES
MODEL CONVENTIONS
MLI DOCUMENTS
NEWS & ANALYSIS
ADMINISTRATIVE DOCUMENTS
COURT DOCUMENTS
U.S. LEGISLATIVE HISTORY
U.S. TREATY SUMMARIES
WORLDWIDE TAX SUMMARIES

JURISDICTIONS:
United States Canada X

DOCUMENT TYPE:
Filter by specific document type

QUICK SEARCH:
permanent establishment X

Starting From a U.S. Tax Treaty: Legislative History in the Right Rail

From a U.S. tax treaty, an expandable list of **U.S. LEGISLATIVE HISTORY** is on the right rail. All categories of legislative history documents will appear when you expand the header.

HOME » WORLDWIDE TAX TREATIES » TREATIES » TREATY

Canada - United States: 1980 Income and Capital Tax Convention, as amended through 2007

Side by Side

Search within this document

TABLE OF CONTENTS

Integration Note: The text presented below incorporates changes made by protocols, exchanges of notes, and other similar agreements to show the text of the treaty as it currently reads. Only those subsequent agreements that amend the text of the treaty (rather than provide explanatory information), and that have entered into force have been incorporated into the text.

CONVENTION BETWEEN THE UNITED STATES OF AMERICA AND CANADA WITH RESPECT TO TAXES ON INCOME AND ON CAPITAL

The United States of America and Canada,

Desiring to conclude a Convention for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital,

Have agreed as follows:

Article I
Personal Scope

This Convention is generally applicable to persons who are residents of one or both of the Contracting States.

TREATY INFORMATION

TREATY PARTNERS

CANADA UNITED STATES

STATUS

In Force

SIGNED

September 26, 1980

IN FORCE

August 16, 1984

EFFECTIVE

Income subject to withholding tax, from October 1, 1984. Other provisions, from January 1, 1985. See Article XXX.

HISTORY

EDITOR'S NOTES

OFFICIAL CITATIONS

TAX ANALYSTS CITATIONS

RELATED DOCUMENTS

TREATY VERSIONS

PROTOCOLS

COMPETENT AUTHORITY AGREEMENTS

TREASURY DEPARTMENT TECHNICAL EXPLANATIONS

U.S. LEGISLATIVE HISTORY

JOINT COMMITTEE ON TAXATION EXPLANATIONS

Canada: 2007 Protocol to the 1980 Convention

07/08/2008

TREASURY TAX CORRESPONDENCE

Canadian Firm Comments on U.S.-Canada Tax Treaty Protocol

03/14/2008

TREASURY TAX CORRESPONDENCE

Critics Cite Possible NAFTA Violations in Canada's Treatment of U.S. Investors

An expandable list of **TREASURY DEPARTMENT TECHNICAL EXPLANATIONS** is also listed separately on the right rail for ease in locating these important interpretive aids.

HOME » WORLDWIDE TAX TREATIES » TREATIES » TREATY

Canada - United States: 1980 Income and Capital Tax Convention, as amended through 2007

Side by Side

Search within this document

TABLE OF CONTENTS

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TREASURY DEPARTMENT TECHNICAL EXPLANATIONS

TREASURY DEPARTMENT TECHNICAL EXPLANATIONS

Canada: 2007 Protocol to the 1980 Convention

07/10/2008

TREASURY DEPARTMENT TECHNICAL EXPLANATIONS

Canada: 1980 Income and Capital Tax Convention and 1983, 1984

Protocols

04/26/1984

TREASURY DEPARTMENT TECHNICAL EXPLANATIONS

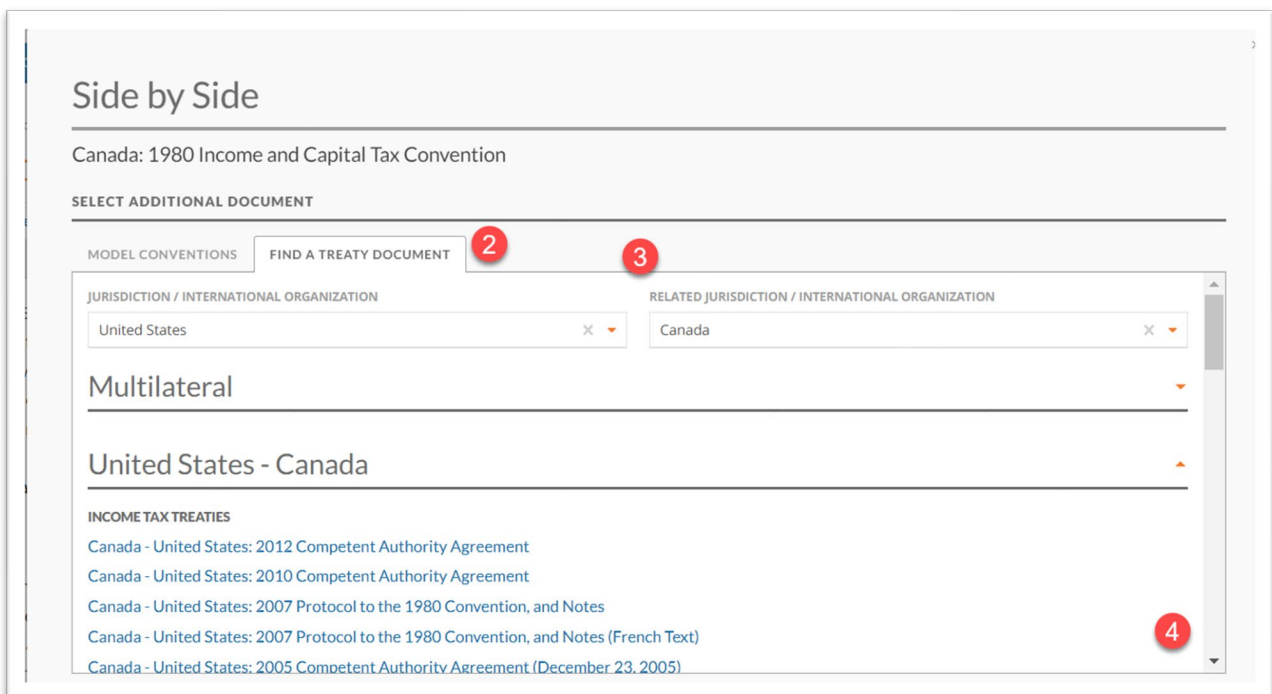
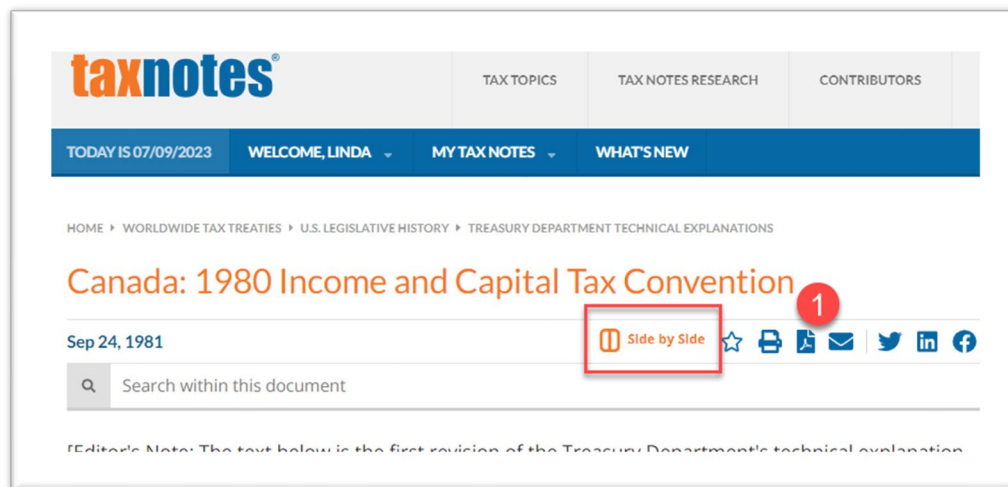
Canada: 1980 Income and Capital Tax Convention

09/24/1981

Treaties Side-by-Side Feature

From a Treasury Department Technical Explanation, use the **Side-by-Side** tool to put the relevant treaty alongside it.

- 1) Click the orange **Side-by-Side** icon from the ribbon under the title.
- 2) Click the **FIND A TREATY DOCUMENT** tab.
- 3) Enter the two country names in the **JURISDICTION** and **RELATED JURISDICTION** fields. The screen will refresh. Click the applicable drop-down menu, and a list of applicable instruments will appear.
- 4) Scroll down and select the name of the treaty you want to see side by side with the Treasury Department Technical Explanation.



Current Legislation: Trackers

Tax Analysts' editors create collections of documents for legislation of current interest. As of 2023, there is a tracker for the Inflation Reduction Act of 2022. A link to the tracker is on the right rail of the Tax Notes homepage and the federal news page.

The tracker collects IRS and Treasury regulations and guidance, enacted and proposed legislation, Joint Committee on Taxation reports, the president's proposals, and the Treasury's green book.

HOME » TAX NOTES TODAY FEDERAL » 07/10/2023

Tax Notes Today Federal

07/07/2023

MONDAY, JULY 10, 2023

BY DOCUMENT TYPE

BY CODE SECTION

NEWS ANALYSIS

Accounting for GLOBE

BY LEE A. SHEPPARD

Lee A. Sheppard discusses how the OECD's GLOBE taxes will work and how multinationals will be required to report the tax on their financial statements.

SEARCH TAX NOTES TODAY FEDERAL

taxnotesTALK

Tune in to Tax Notes Talk

A conversational podcast on tax topics that matter

LEARN MORE

PREVIOUS

ARTICLE 8 OF 8 IN NEWS STORIES

Tracking the Inflation Reduction Act

POSTED ON SEP. 28, 2021

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Send Article

Twitter

LinkedIn

Facebook

This page was last updated on June 15, 2023. This page will be updated if new information is released. New items will be marked with an asterisk (*). Use the search term "Tracking the Inflation Reduction Act" and click on "Create Alert/Save Search" to be notified of new documents appearing on this page.

U.S. lawmakers spent 2021 and much of 2022 working on a major overhaul of the tax system, but had to scale back their efforts to win enough votes. The result was the Inflation Reduction Act of 2022, which combined tax incentives aimed at encouraging clean energy production with new taxes on large corporations.

This page collects links to new guidance from Treasury and the IRS, as well as various congressional draft legislation in the bill's legislative history, summaries, and revenue estimates for the proposals.

Treasury and IRS Guidance

* Notice 2023-45 clarifies requirements for a brownfield site safe harbor for projects with a nameplate capacity of not greater than 5 megawatts (MW) in alternating current (AC).

* Notice 2023-47 lists information that taxpayers may use to determine whether they meet certain requirements under the Statistical Area Category or the Coal Closure Category for purposes of qualifying for energy community bonuses.

* T.D. 9975 provides temporary regulations on mandatory information and registration requirements for taxpayers planning to make an election to treat the amount of certain tax credits as a payment of federal income tax or, in the case of a partnership or S corporation, to receive a payment in the amount of the credits. The temporary regs also provide mandatory information and registration requirements for taxpayers planning to make an election to transfer certain federal income tax credits to an unrelated party.

* REG-101607-23 proposes elective payment election provisions under section 6417 that allow qualified entities to claim the equivalent amount of certain tax credits as a payment from the government.

TRACKING THE INFLATION REDUCTION ACT OF 2022

A new resource collecting legislative text, summaries, and revenue estimates.

VIEW TRACKER