



TaxNewsFlash

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KPMG reports: Colorado (combined reporting); Colorado (nexus); Indiana (sourcing); New Jersey (foreign taxpayer)

KPMG's This Week in State Tax—produced weekly by KPMG's State and Local Tax practice—focuses on recent state and local tax developments.

- **Colorado:** A state appeals court held that a domestic holding company with no property and payroll could not be “forcibly” included in a Colorado combined report with its affiliates.
- **Colorado:** The Department of Revenue issued private letter ruling concluding that an employee's presence in the state created nexus for an online retailer, even though the employee conducted non-sales related activities.
- **Indiana:** The state's tax court rejected the Department of Revenue's position that revenue that an out-of-state service provider (an online university) received from Indiana in-state students was attributable to Indiana and should be sourced to the state.
- **New Jersey:** The state's tax court concluded that a company headquartered and incorporated in India, with a branch located in the United States, was not required to add back worldwide income in computing its New Jersey corporation business tax (CBT); in other words, the foreign taxpayer was not required to pay New Jersey CBT on its worldwide income.

Read more at KPMG's [**This Week in State Tax**](#)

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