



# TaxNewsFlash

## United States

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### **KPMG reports: Idaho (federal tax conformity); Indiana (financial institutions tax); Kentucky (fuel tax); Texas (streaming services); Vermont (nexus)**

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.

- **Idaho:** A second conformity bill, House Bill 463, has been signed into law, and other additional bills on federal tax conformity are pending consideration in the legislature.
- **Indiana:** The Department of State Revenue in a “letter of findings” concluded payments received as a result of shared-loss agreements with the Federal Deposit Insurance Corporation (FDIC) were subject to the “financial institutions tax.”
- **Kentucky:** A state appeals court held that a statute barring refunds of the “special fuel tax” to taxpayers that did not hold a valid refund permit at the time of the fuel purchase (a “pre-purchase refund permit”) did not violate the “Due Process Clause.”
- **Texas:** The Comptroller ruled that streaming subscription services were subject to sales tax. The sales tax, thus, applied to the sale of subscriptions related to an internet-based platform for viewing real-time and on-demand streaming videos.
- **Vermont:** The Department of Taxes issued a technical bulletin summarizing the circumstances under which a foreign business entity is deemed to have Vermont corporate income tax nexus. Physical presence is not required for income tax nexus, according to the technical bulletin.

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

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