

TaxNewsFlash

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Final regulations released to Federal Register: Consolidated NOLs

The U.S. Treasury Department and IRS today officially released for publication in the Federal Register final regulations (T.D. 9927) under sections 1502 and 172 as guidance regarding recent statutory amendments to section 172 made by tax law changes—first, by the 2017 U.S. tax law (Pub. L. No. 115-97), the law that is often referred to as the “Tax Cuts and Jobs Act” (TCJA) and subsequently by the “Coronavirus Aid, Relief, and Economic Security Act” (CARES Act) (Pub. L. No. 116-136)—relating to the absorption of consolidated net operating loss (NOL) carryovers and carrybacks.

Read the [final regulations](#) [PDF 393 KB] (23 pages as published in the Federal Register on October 27, 2020).

The IRS on October 13, 2020, posted to its website a version of these final regulations that contains the following statement:

This document will be submitted to the Office of the Federal Register (OFR) for publication and will be pending placement on public display at the OFR and publication in the Federal Register. The version of the final regulations released today may vary slightly from the published document if minor editorial changes are made during the OFR review process. The document published in the Federal Register will be the official document.

Read a [computer-generated document](#) [PDF 1.0 MB] that provides a comparison of the version of the final regulations submitted today to the Federal Register against the version posted by the IRS on October 13, 2020. This unofficial document was produced by KPMG for the purpose of showing what changes, if any, were made to the regulations prior to being released to the Federal Register for publication. It has not been reviewed for accuracy.

The information contained in TaxNewsFlash is not intended to be “written advice concerning one or more Federal tax matters” subject to the requirements of section 10.37(a)(2) of Treasury Department Circular 230, as the content of this document is issued for general informational purposes only, is intended to enhance the reader’s knowledge on the matters addressed therein, and is not intended to be applied to any specific reader’s particular set of facts. Although we endeavor to provide accurate and timely information, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. Applicability of the information to specific situations should be determined through consultation with your tax adviser.

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