

TaxNewsFlash

United States

No. 2016-463 October 17, 2016

KPMG reports: Colorado (use tax reporting); New Jersey (credit card sourcing); Oregon (subscriber-based sourcing); Tennessee (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.

- **Colorado:** State officials have asked the U.S. Supreme Court, should it grant certiorari in the *Direct Marketing Association* case addressing the constitutionality of the state's use tax reporting requirements, to reframe the question presented to address—and overturn—the Supreme Court's holding in *Quill*.
- New Jersey: The state tax court issued a decision addressing how certain receipts received by a credit card bank from in-state cardholders are to be sourced under New Jersey's apportionment provisions.
- Oregon: The state tax court agreed with the tax authorities' position, and held subscriber-based sourcing rules apply to certain non-broadcasting receipts of a cable television service provider.
- **Tennessee:** The Department of Revenue approved a new rule that adopts an economic nexus standard for sales and use tax purposes.

Read more at KPMG's This Week in State Tax

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.

KPMG International is a Swiss cooperative that serves as a coordinating entity for a network of independent member firms. KPMG International provides no audit or other client services. Such services are provided solely by member firms in their respective geographic areas. KPMG International and its member firms are legally distinct and separate entities. They are not and nothing contained herein shall be construed to place these entities in the relationship of parents, subsidiaries, agents, partners, or joint venturers. No member firm has any authority (actual, apparent, implied or otherwise) to obligate or bind KPMG International or any member firm in any manner whatsoever.

Direct comments, including requests for subscriptions, to <u>Washington National Tax</u>. For more information, contact KPMG's Federal Tax Legislative and Regulatory Services Group at + 1 202.533.4366, 1801 K Street NW, Washington, DC 20006-1301.

To unsubscribe from TaxNewsFlash-United States, reply to Washington National Tax.

Privacy | Legal