

International Aspects of U.S. Income Taxation (LEX 7401)

Scope:

This course addresses two major topics in international tax: (1) the taxation by the federal government of foreign persons operating within the United States and (2) the taxation by the federal government of U.S. citizens, resident aliens, and U.S. corporations on income derived outside the United States. Subtopics covered include: residence rules, taxation of foreign persons, source of income and deduction, transfer pricing, foreign tax credit, tax haven operations, and more. The emphasis is on the taxation of the multinational corporation. A course in basic tax (Taxation Lex 7816) is a prerequisite.

Web Site:

Please check my web site at www.law.wayne.edu/mcintyre for updates and copies of some handouts.

Course Materials:

Text: Michael J. McIntyre, *The International Tax Rules of the United States* (Materials to be distributed on line at no charge. They are password protected. Most of the materials are not yet available, as I am updating them.

Code and Regulations:

You will need a current copy of the Code and Treasury regulations that includes the international provisions. I have posted on the web site in PDF the international provisions of the Code we will be using and the relevant sections of the regulations. You can also purchase a commercial book. There are two available; for price reasons, I recommend the Lathrope book if you feel you need a book rather than the on-line sections I provide:

- International Income Taxation: Code and Regulations—Selected Sections (2012-2013 Edition), eds. Robert J. Peroni, Richard C. Pugh, & Charles H. Gustafson, ISBN-13: 978-0808029793, CCH (\$112.25) (available August 4, 2012).
- Daniel J. Lathrope's Selected Sections on United States International Taxation, ISBN-13: 978-1599419671 (2011), Foundation Press (\$37.00).

Class Participation:

Regular attendance and class participation are expected. In accordance with the Academic Regulations, frequent absences, tardiness, or nonparticipation will result in a lower grade or loss of credit. Some credit may be given for unusually good class participation.

Office Hours:

My office is located in the Room 3235. I usually can be reached there at the following times, but an appointment will guarantee my availability. You can leave word on my answering machine by calling (313) 577-3944 or call Olive, my secretary, at 7-0088.

Monday	10:30 a.m. to 12:30 p.m.
Tuesday	2:00 p.m. to 3:00 p.m.
Wednesday	10:00 a.m. to 11:00 a.m.
Thursday	2:00 p.m. to 3:00 p.m.
Friday	none

Schedule:

This course meets on Tuesdays and Thursdays at 10:45 p.m. — 12:10 p.m. in Room 2269.

Examination:

An *open book* examination of three (3) hours will be given at the end of the course. Students may take with them into the examination any books, outlines or notes they have used during the semester. Some exams from prior years are posted on the web site. The exam is tentatively scheduled for Thursday, December 13, at 9:30 a.m. — 12:30 p.m. The use of laptops for the exam is permitted.

Assignment for First Week:

Residence & Source Jurisdiction

Text: Part I: ch. 1-3

Code: §§ 7701(a), (b)

Regs: Reg. § 301.7701(b)-1, -9

Note: Assignment materials will be available on my web site as PDF files. They will be password protected. The password is case sensitive and is provided in class to students only. The password is available on Twain, from my Secretary, Olive Hyman (7-0088), or from me by email.