APPENDIX II

452 - SUBTITLE A - INCOME TAXES 448 - Chapter 1 - Normal Taxes and Surfaxes 89 - Subchapter A - Determination of Tax Liability 24 - Part i - Tax on individuals Sec. 1. Tax imposed (a) Married Individuals filing joint returns and surviving spouses (1) every married individual (as defined in section 7703) who makes a single return jointly with his spouse u 1 (2) every surviving spouse (as defined in section 2(a)), a tax determined in accordance with the following ta (c) Unmarried individuals filing (other than surviving spouses and heads of households) (d) Married individuals filing separate returns (f) Phaseout of marriage penalty in 15-percent bracket; adjustments in tax tables so that inflation will not resul + (6) Rounding - (g) Certain unearned income of minor children taxed as if parent's income + (5) Special rules for determining parent to whom subsection applies - Sec. 2. Definitions and special rules - (a) Definition of surviving spouse + (1) in general + (2) Limitations (3) Special rule where deceased spouse was in missing status - (b) Definition of head of household - (1) in general - (2) Determination of status (c) Certain married individuals living apart Part IV -- Credits against tax 33 - Subpart A - Nonrefundable personal credits - Sec. 21. Expenses for household and dependent care services necessary for gainful amployment (b) Definitions of qualifying individual and employment-related expenses + (1) Qualifying individual - (d) Earned income limitation + (1) in general + (2) Special rule for spouse who is a student or incapable of caring for himself (e) Special rules (1) Maintaining household (2) Married couples must file joint return (3) Marital status + (4) Certain married individuals living apart + (6) Payments to related individuals Sec. 22. Credit for the elderly and the permanently and totally disabled - (c) Section 22 amount + (2) Initial amount + (3) Reduction (d) Adjusted gross income limitation (3) \$5,000 in the case of a married individual filing a separate return, (e) Definitions and special rules. (1) Married couple must file joint return Sec. 23. Adoption expenses - (d) Definitions + (1) Qualified adoption expenses - (f) Filing requirements (1) Married couples must file joint returns - Sec. 24. Child tax credit - (b) Limitations + (2) Threshold amount - Soc. 25A. Hope and lifetime learning credit

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- Subchapter V -- Title 11 Cases
 - Sec. 1398. Rules relating to individuals' title 11 cases
 - (c) Computation and payment of tax; basic standard deduction
 - (3) Basic standard deduction
 - (d) Taxable year of debtors
 - + (2) Election to terminate debtor's year when case commences

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5 - Subchapter W -- District of Columbia Enterprise Zone

    Sec. 1400C. First-time homebuyer credit for District of Columbia

                 - (c) First-time homebuyer
                      (1) in general
                 - (e) Special rules
                   + (1) Allocation of dollar limitation
                    + (2) Purchase

    Chapter 2 – Tax on Self-employment income

                - Sec. 1402. Definitions

    (a) Net earnings from self-employment

                    - (5) if--
      - Chapter 6 -- Consolidated Returns
      2 Subchapter 9 -- Related Rules
        2 - Part II -- Certain controlled corporations
                - Sec. 1563. Definitions and special rules
                 - (e) Constructive ownership
                      (5) Spouse
                2
168 - SUBTITLE B - ESTATE AND GIFT TAXES
97 - Chapter 11 -- Estate Tax
     94 - Subchapter A - Estates of Citizens or Residents
        6 - Part 1 -- Tax imposed

    Sec. 2001. Imposition and rate of tax

                    (d) Adjustment for gift tax paid by spouse
                      (1) the decedent was the donor of any gift one-half of which was considered under section 2513 as made by
                      (2) the amount of such gift is includible in the gross estate of the decedent,
                    (e) Coordination of sections 2513 and 2035
                      (1) the decedent's spouse was the donor of any gift one-half of which was considered under section 2513 a
                      (2) the amount of such gift is includible in the gross estate of the decedent's spouse by reason of section 2(
        3 . Part II -- Credits against tax
                - Sec. 2012. Credit for gift tax
                   (c) Where gift considered made one-half by spouse

    Sec. 2013. Credit for tax on prior transfers.

                  - (d) Valuation of property transferred
                      (3) if the decedent was the spouse of the transferor at the time of the transferor's death, the net value of the
       16 - Part III -- Gross estate

    Sec. 2032, Alternate valuation

                  - (b) Special rulos
                      (2) for the purpose of the markal deduction under section 2056, any interest in property passing to the survi
                - Sec. 2032A. Valuation of cortain farm, etc., real property

    (b) Qualified real property

                    + (5) Special rules for surviving spouses
                    (c) Tax treatment of dispositions and failures to use for qualified use
                    ⊢ (7) Special rules
                    (e) Definitions; special rules
                    + (2) Member of family
                      (10) Community properly
                   Sec. 2034. Dower or curtesy interests

    Sec. 2035. Adjustments for certain gifts made within 3 years of decedent's death

                    (b) Inclusion of gift tax on gifts made during 3 years before decedent's cesth:
                - Sec. 2040. Joint interests
                    (a) General rule
                    (b) Certain joint interests of husband and wife
                       (1) Interests of spouse excluded from gross estate
                     + (2) Qualified Joint Interest defined
           - Part IV - Taxabio estate
               - Sec. 2056. Bequests, etc., to surviving spouse
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(2) Interest in unidentified assets
               + (3) Interest of spouse conditional on survival for limited period
                + (4) Valuation of interest passing to surviving spouse
                + (5) Life estate with power of appointment in surviving spouse
                + (6) Lite insurance or annuity payments with power of appointment in surviving spouso
                + (7) Election with respect to life estate for surviving spouse
                + (8) Special rule for charitable remainder trusts
              - (c) Definition
                  (3) such interest is the dower or curtesy interest (or statutory interest in lieu thereof) of such person as surv.
                  (7) such interest consists of proceeds of insurance on the life of the decedent receivable by such person.
              - (d) Disallowance of marital deduction where surviving spouse not United States citizen
                  (1) in general
                + (2) Maritel doduction allowed for certain transfers in trust
                + (3) Allowance of credit to certain spruses
                + (4) Special rule where resident spouse becomes citizen
            - Sec. 2056A. Qualified domestic trust
                (b) Tax treatment of trust
                + (1) Imposition of estate lax
                    (3) Certain lifetime distributions exempt from tax
                  (4) Tax where trust ceases to qualify
                + (5) Dus date
                + (10) Certain benefits allowed
                + (12) Special rule where spouse becomes citizen
                  (15) No tax on certain distributions
            - Sec. 2057. Family-owned business interests
              - (b) Estates to which section applies
                + (3) includible gifts of interest
              - (c) Adjusted gross estate
                + (2) increased by the excess of-

    (d) Adjusted value of the qualified family-owned business interests

                + (2) the sum of-
     - Subchapter C -- Miscellaneous
               Sec. 2206. Liability of life insurance beneficiaries
               Sec. 2207. Liability of recipient of property over which decedent had power of appointment
              Scc. 2210, Termination [Effective 01/01/10]
                 (b) CERTAIN DISTRIBUTIONS FROM QUALIFIED DOMESTIC TRUSTS .--
49 - Chapter 12 -- Gift Tax
 18 - Subchapter B -- Transfers
- Sec. 2511, Transfers in general
                (c) TREATMENT OF CERTAIN TRANSFERS IN TRUST.
            - Sec. 2513. Gift by husband or wife to third party
              - (a) Considered as made one-half by each
                   (1) In general
(2) Consent of both spouses
                (b) Manner and time of signifying consent
                + (2) Time
                 (d) Joint and several liability for lax
            · Sec. 2516. Certain property sattlements
                 (1) to either spouse in settlement of his or her mantal or property rights, or
             - Sec. 2518. Disclaimers
               - (b) Qualified disclaimer defined
                 + (4) as a result of such refusal, the interest passes without any direction on the part of the person making the
  30 - Subchapter C -- Deductions
```

(a) Allowance of marital deduction

+ (1) General rule

(b) Limitation in the case of life estate or other terminable interest

- Sec. 2523. Gift to spouse
 - (a) Allowance of deduction
 - (b) Life estate or other terminable interest
 - (1) if the donor retains in himself, or transfers or has transferred (for less than an adequate and full consider
 - (2) if the donor immediately after the transfer to the donee spouse has a power to appoint an interest in suc
 - (c) interest in unidentified assets
 - (d) Joint interests
 - (c) Life estate with power of appointment in donee spouse
 - (1) the interest, or such portion, so transferred shall, for purposes of subsection (a) be considered as transfe
 - (2) no part of the interest, or such portion, so transferred shall, for purposes of subsection (b)(1), be conside
 - (f) Election with respect to life estate for donce spouso
 - + (1) In general
 - (2) Qualified terminable interest property
 - + (5) Treatment of interest retained by donor spouse
 - (6) Treatment of joint and survivor annuities
 - (y) Special rule for charitable remainder trusts
 - (1) in general
 - (i) Disallowance of marital deduction where spouse not citizen
- (2) section 2503(b) shall be applied with respect to gifts which are made by the donor to such spouse and v
- 15 Chapter 13 -- Tax on Certain Generation-skipping Transfers
 - 1 Subchapter D -- GST Exemption
 - Sec. 2632. Special rules for allocation of GST exemption.
 - (d) Retroactive allocations
 - + (1) in general
 - 3 Subchapter E -- Applicable Rate: Inclusion Ratio
 - Sec. 2642. Inclusion ratio
 - (b) Valuation rules, etc.
 - (4) QTIP trusts
 - (f) Special rules for certain inter vivos transfers
 - (4) Treatment of spouse
 - 11 Subchapter F -- Other Definitions and Special Rules
 - Sec. 2651. Generation assignment
 - (b) Lineal descendants
 - (2) On spouse's side
 - (c) Maritzi relationship
 - (1) Marriage to transferor
 - (2) Marriage to other lineal descendants
 - (e) Special rule for persons with a deceased parent
 - + (1) in general
 (2) Limited application of subsection to collateral heirs
 - Sec. 2652. Other definitions
 - (a) Transferor
 - (2) Glft-splitting by married couples
 - + (3) Special election for qualified terminable interest property
- 16 Chapter 14 Special Valuation Rules
 - Sec. 2701. Special valuation rules in case of transfers of certain interests in corporations or partnerships
 - (b) Applicable retained interests
 - + (2) Control
 - (d) Transfer tax treatment of cumulative but unpaid distributions
 - + (3) Taxable events
 - + (4) Special rules for applicable family members
 - (e) Other definitions and rules
 - + (1) Member of the family
 - + (2) Applicable family member
 - Scc. 2704. Treatment of certain lapsing rights and restrictions
 - (c) Definitions and special rules

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(2) Member of the family 21 - SUSTITLE C - EMPLOYMENT TAXES
   3 - Chapter 21 -- Federal Insurance Contributions Act
     3 - Subchapter C -- General Provisions
              - Sec. 3121. Definitions
                - (a) Wages
                    (17) any contribution, payment, or service provided by an employer which may be excluded from the gross i
                  (b) Employment
                  + (3)(A) service performed by a child under the age of 18 in the employ of his father or mother;
   1 - Chapter 22 - Railroad Retirement Tax Act

    Subchapter D — General Provisions

              - Sec. 3231. Definitions
                - (e) Componsation
                    (7) The term "compensation" shall not include any contribution, payment, or service provided by an employe
   3 Chapter 23 -- Federal Unemployment Tax Act
               - Sec. 3306. Definitions
                - (b) Wages
                    (12) any contribution, payment, or service, provided by an employer which may be excluded from the gross
                 - (c) Employment
                     (5) service performed by an individual in the employ of his son, daughter, or spouse, and service performed
                  + (1D)(A) service performed in any catendar quarter in the employ of any organization exempt from income ta
     - Chapter 24 - Collection of Income Tex at Source on Wages

    Sec. 3402, income tax collected at source

                 - (f) Withholding exemptions
                  + (1) in general
                 - (I) Determination and disclosure of marital status
                     (1) Determination of status by employer
                     (2) Disclosure of status by employee
                   F (3) Determination of marital status
               - Sec. 3405. Special rules for pensions, annuities, and certain other deferred income
                 - (a) Periodic payments
                     (4) Amount withheld where no withholding exemption contificate in effect
      - Chapter 25 -- General Provisions Relating to Employment Taxes

    Sec. 3507. Advance payment of earned income credit

                 - (b) Earned income eligibility certificate
                     (4) states whether or not the employee's spouse has an earned income eligibility certificate in effect.
                 - (c) Earned Income advance amount
                   + (2) Advance amount tables

    (e) Furnishing and taking effect of certificates

                   + (3) Change of status
12 - SUBTITLE D -- MISCELLANEOUS EXCISE TAXES
    1 - Chapter 40 -- General Provisions Relating to Occupational Taxes
              - Sec. 4905, Liability in case of death or change of location
                  (a) Requirements
    2 - Chapter 42 -- Private Foundations & Certain Other Tax-exempt Organizations
     1 - Subchapter A - Private Foundations

    Sec. 4946. Definitions and special rules

                  (d) Members of family
```

1 - Subchapter B - Black Lung Benefit Trusts

- Sec. 4951. Taxes on self-dealing

- (e) Definitions

+ (4) Disqualified person

9 - Chapter 43 - Qualified Pension, etc., Plans

· Sec. 4975. Tax on prohibited transactions

- (e) Definitions

(6) Member of family

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- Sec. 49808. Failure to satisfy continuation coverage requirements of group health plans
 - (f) Continuation coverage requirements of group health plans
 - + (2) Continuation coverage
 - + (3) Qualifying event
 - + (6) Notice requirement
 - (g) Definitions
- + (1) Qualified beneficiary

 2 SUBTITLE E ALCOHOL, TOBACCO, AND CERTAIN OTHER EXCISE TAXES
- 2 Chapter 51 Distilled Spirits, Wines and Becr
- 2 Subchapter A -- Galfonage and Occupational Taxos
 - 2 Part II -- Occupational tax
 - 2 Subpart G -- General provisions
 - Sec. 5143. Provisions relating to liability for occupational taxes
 - (d) Death or change of location
 - (1) the surviving spouse or child, or executor or administrator or other legal representative, of a deceased is
 - (2) a husband or wife succeeding to the business of his or her living spouse;
- 122 SUBTITLE F -- PROCEDURE AND ADMINISTRATION
 - 62 Chapter 61 Information and Returns
 - 51 Subchapter A -Returns and Records
 - 45 Part II Tax returns or statements
 - 45 Subpart E Income tax returns
 - Sec. 6012. Persons required to make returns of income
 - (a) General rule

 - Sec. 6013. Joint returns of income tax by husband and wife
 - (a) Joint returns
 - (1) no joint return shall be made if either the husband or wife at any time during the taxable year is a nonres
 - (2) no joint return shall be made if the husband and wife have different taxable years; except that if such tax
 - (b) Joint return after filing separate return
 - (1) in general
 - + (2) Limitations for making of election
 - + (3) When return doesned filed
 - + (5) Additions to the tax and penalties
 - (c) Treatment of joint return after death of either spouse
 - (d) Special rules
 - (1) the status as husband and wife of two individuals having taxable years beginning on the same day shall
 - (2) an individual who is legally separated from his spouse under a decree of divorce or of separate mainten.
 - (f) Joint return where individual is in missing status
 - (1) Election by spouse
 - + (2) Effect of election
 - (4) Making of election; revocation
 - (g) Election to treat nonresident alien individual as resident of the United States
 - (2) Individuals with respect to whom this subsection is in effect
 - (3) Duration of election
 - + (4) [emination of election
 - + (5) Termination by Secretary
 - (h) Joint return, etc., for year in which nonresident alien becomes resident of United States
 - + (1) in general
 - Sec. 6014. Income tax return--tex not computed by taxpayer
 - (b) Regulations
 - (4) to cases where the taxpayer itemizes his deductions or where the taxpayer claims a reduced standard d
 - Sec. 6015. Relief from joint and several liability on joint return
 - (c) Procedures to limit liability for texpayers no longer married or taxpayers legally separated or not living toge
 - + (3) Election
 - (d) Allocation of deficiency

- + (3) Affocation of items giving rise to the deficiency
- 1 (5) Child's liability
- (a) Petition for review by Tax Court
- (4) Notice to other spouse
- Sec. 6017. Self-employment tax returns
- 5 Part ill Informational Returns
 - 1 Subpart A Information concerning persons subject to special provisions
 - Sec. 6039C. Returns with respect to foreign persons holding direct investments in United States real property in
 - (c) Definitions and special rules
 - + (3) Attribution of ownership
 - 2 Subpart B Information concerning transactions with other persons
 - Sec. 6045. Returns of brokers
 - (e) Return required in the case of real estate transactions
 - + (5) Exception for sales or exchanges of certain principal residences
 - Sec. 6046. Returns as to organization or reorganization of foreign corporations and as to acquisitions of their st
 - 1 (c) Ownership of stock
 - Subpart C Information regarding wages paid employees
 - Sec. 8051. Receipts for employees
 - (a) Requirement
 - 1 (11) the amount contributed to any Archer MSA (as defined in section 226(d) of such employee or such emp
 - 1 (12) the amount contributed to any health savings account (as defined in section 223(d)) of such employee
- 1 Part VIII -- Designation of income tax payments to Presidential Election Campaign Fund
 - Sec. 6096. Designation by individuals
 - 1 (2) in general
- 11 Subchapter B -- Miscellaneous Provisions
 - Sec. 6103. Confidentiality and disclosure of returns and return information
 - (o) Disclosure to persons having material interest
 - (1) in general
 - (8) Disclosure of collection activities with respect to joint return
 - (I) Disclosure of returns and return information for purposes other than tax administration
 - + (10) Disclosure of certain information to agencies requesting a reduction under subsection (c), (d), or (e) or
 - + (12) Disclosure of cartain taxpayer identity information for verification of employment status of medicare bei
 - + (19) Disclosure of return information for purposes of providing transitional assistance under Medicare Disco
- 5 Chapter 62 -- Time and Place for Paying Tax
- 1 Subchapter A -- Place and Due Date for Paying Tax
 - Sec. 6159. Agreements for payment of tax liability in installments
 - (c) Secretary required to cotter into installment agreements in certain cases
- 1 (2) the taxpayer (and. If such liability relates to a joint return, the taxpayer's spouse) has not, during any of ti 4 - Subchapter 8 - Extension of Time for Payment
 - Sec. 6166. Extension of time for payment of estate tax where estate consists largely of interest in closely held b
 - (b) Definitions and special rules
 - + (2) Rules for applying paragraph (1)
 - 1 (c) Special rule for interests in 2 or more closely held businesses
- 11 Chapter 63 -- Assessment
 - 1 Subchapter B Deficiency Procedures in the Case of Income, Estate, Gift, and Certain Excise Tax
 - Sec. 6212. Notice of deficiency
 - (b) Address for notice of deficiency
 - (2) Joint income tax return
- 10 Subchapter C -- Tax Treatment of Partnership Items
 - Sec. 6230. Additional administrative provisions
 - (a) Coordination with deficiency proceedings
 - + (3) Special rule in case of assertion by partner's spouse of innocent spouse relief
 - (c) Claims arising out of erroneous computations, etc.
 - + (5) Rules for seaking innocent spouse relief
 - Sec. 6231. Definitions and special rules
 - (a) Definitions

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2 Chapter 64 -- Collection
   1 - Subchapter C -- Lien for Taxes
    1 - Part II -- Liens

    Sec. 6324, Special liens for estate and gift taxes

              - (a) Liens for estate tax
                  (2) Liability of transferees and others
  1 - Subchapter D - Seizure of Property for Collection of Taxes
    1 - Part II -- Levy

    5cc. 6334. Property exempt from levy

              - (d) Exempt amount of wages, salary, or other income
                + (2) Exempt amount
2 - Chapter 66 - Limitations
   1 - Subchapter A -- Limitations on Assessment and Collection
            - Sec. 6504, Cross references
                  (2) Change of treatment with respect to itemized deductions where taxpayer and his spouse make separate
   1 - Subchapter B -- Limitations on Credit and Refund
            - Sec. 6511. Limitations on credit or refund
              - (h) Running of periods of limitation suspended white taxpayer is unable to magage financial affairs due to disc
                + (2) Financially disabled
      Chapter 68 - Additions to the Tax, Additional Amounts, and Assessable Penalties
   2 - Subchapter A -- Additions to the Tax, Additional Amounts
    1 - Part I - General provisions

    Sec. 6654. Failure by individual to pay estimated income tax

    (d) Amount of required installments

                + (1) Amount
     1 Part II -- Accuracy-related and fraud penalties

    Sec. 8863, Imposition of fraud penalty

                (c) Special rule for joint returns
15 - Chapter 76 -- Judicial Proceedings
   2 - Subchapter B -- Proceedings by Taxpayers and Third Parties
            - Sec. 7428. Declaratory judgments relating to status and classification of organizations under section 501(c)(3),
                (c) Validation of certain contributions made during pandency of proceedings
                + (2) Limitation

    Sec. 7430. Awarding of costs and certain fees

              - (c) Multiple actions
                  (2) a case or cases involving a return or returns of the same texpayer (including joint returns of married indi-
 13 - Subchapter C -- The Tax Court
   13 - Part I -- Organization and jurisdiction
           - Sec. 7448. Annulties to surviving spouses and dependent children of judges
              - (a) Definitions
                  (6) The term "surviving spouse" means a surviving spouse of an individual, who either (A) shall have been r
             1
                (d) Deposits in survivors annuity fund
                (g) Termination
              - (h) Entitlement to eanuity
                  (1) if such judge is survived by a surviving spouse but not by a dependent child, there shall be paid to such
                  (2) if such judge is survived by a surviving spouse and a dependent child or children, there shall be paid to
                + (3) if such judge leaves no surviving spouse but leaves a surviving dependent child or children, there shall t

    (j) Payments in certain cases

                + (1) In any case in which-
                (m) Computation of annuities
           1
                (n) includible service
           1
                (a) Simultaneous entitlement
                (q) Transitional provision
      Chapter 77 -- Miscellaneous Provisions
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+ (1) Partnership

2

(12) Husband and wife

- Sec. 7508. Time for performing certain acts postponed by reason of service in combat zone or contingency one
- (c) Application to spouse
 - (f) Treatment of individuals performing Desert Shield services
- (1) in general
- 1 (2) any hospitalization inside the United States, except that not more than 5 years of hospitalization may be 9 Chapter 79 Definitions
 - Sec. 7701, Definitions
 - (a) When used in this title, where not otherwise distinctly expressed or manifestly incompatible with the intent
 - (17) Husband and with
 - (38) Joint return
 - Sec. 7703. Determination of marital status
 - (a) General rule
 - (1) the determination of whether an individual is married shall be made as of the close of his taxable year; a
 - (2) an individual legally separated from his spouse under a decree of divorce or of separate maintenance at
 - (b) Cortain married individuals living apart
 - (1) an individual who is married (within the meaning of subsection (a)) and who files a separate return main:
 - (3) during the last 6 months of the taxable year, such individual's spouse is not a member of such househol
- 10 Chapter 80 -- General Rules
- 10 Subchapter C -- Provisions Effecting More Than one Subtitle
 - Sec. 7871. Indian tribal governments treated as States for certain purposes
 - (c) Additional requirements for tax-exempt bonds
 - + (3) Exception for certain private activity bonds
 - Sec. 7872. Treatment of loans with below-market interest rates
 - (f) Other definitions and special rules
 - (7) Husband and wife treated as 1 person
 - (g) Exception for certain loans to qualified continuing care facilities
 - (1) In general
 - (2) \$90,000 limit
 - + (3) Continuing care contract
 - Sec. 7873. Income derived by Indians from exercise of fishing rights
 - (b) Definitions
 - + (3) Qualified Indian entity
- 2 SUBTITLE H -- FINANCING OF PRESIDENTIAL ELECTION CAMPAIGNS
 - 1 Chanter 95 -- Presidential Election Campaign Fund
 - Sec. 9004, Entitlement of eligible candidates to payments
 - (e) Definition of immediate family
 - Chanter 98 Presidential Primary Matching Payment Account
 - Sec. 9035. Qualified campaign expense limitations
 - (b) Dofinition of immediate family
- 4 SUBTITLE R GROUP HEALTH PLAN REQUIREMENTS
- 1 Chapter 100 -- Group Health Plan Requirements
 - 1 Subchapter A -- Requirements Relating to Portability, Access, and Renewability
 - Sec. 9801. Increased portability through limitation on preexisting condition exclusions
 - (f) Special enrollment periods
 - + (2) For dependent bonoficiaries