

28th Annual Tax Forum Registration Form

\$219* (per registrant)

*Price includes continental breakfast, lunch, refreshments and written materials.

Check Enclosed (payable to NHSCPA) in the amount of \$219.00

You can safely pay by credit card (Visa or Mastercard) via our SECURE web site, www.nhscpa.org.

A late fee of \$25 will be charged for registering the day of the program.

Attorney CPA Other: _____

Please register me for the following sessions: (Check one for each breakout)

	Track I	Track II
9:35-10:35 a.m.	<input type="checkbox"/> The NH Reasonable Compensation Debate	<input type="checkbox"/> State & Federal Transfer Tax Status
10:45-11:45 a.m.	<input type="checkbox"/> The Real Estate Transfer Tax: A Litigation Update on Related-Party Exchanges	<input type="checkbox"/> Gift, Estate & GST Tax Developments
11:45-12:45 p.m.	Networking Luncheon	
12:45-1:45 p.m.	<input type="checkbox"/> The New Hampshire Apportionment Factor: How Does it Measure Up?	<input type="checkbox"/> Trust Income Tax Nexus
1:50-2:50 p.m.	<input type="checkbox"/> The Nuts & Bolts of State Tax Nexus	<input type="checkbox"/> Roth IRA Conversions - New Opportunities Beginning in 2010
3:00-4:00 p.m.	<input type="checkbox"/> 2010 Health Care Law Tax and Benefit Issues	<input type="checkbox"/> Crossing Borders: Developments in Foreign Trusts & Foreign Accounts Reporting

Name _____

Firm/Company _____

Address _____

Phone _____ Email Address _____

I have special needs under The Americans with Disabilities Act. Please contact me.

DUPLICATE THIS FORM FOR ADDITIONAL REGISTRATIONS


Mail payments to:

NHSCPA
1750 Elm Street, Suite 403
Manchester, NH 03104
Ph. 603-622-1999

Cancellation Policy

No refund will be made for those who cancel their registration after November 5, 2010 or for those who do not attend; however, course materials will be mailed to those who have paid the program tuition.

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28th Annual Tax Forum

**Keeping Up with the
Changing Tax Landscape**



Register Today!

28th Annual Tax Forum

Keeping Up with the Changing Tax Landscape



Friday, November 19, 2010

Grappone Conference Center

Concord, NH

8:00 a.m. - 4:00 p.m.

Recommended CPE Credits 8

NHMCLE Hours 6.5

*A continuing education seminar for CPAs and Attorneys
sponsored by the New Hampshire Society of CPAs and the
New Hampshire Bar Association.*


New Hampshire
BAR ASSOCIATION
Equal Justice Under Law


New Hampshire Society of
Certified Public Accountants

Morning Plenary Session

Program Moderator

Richard A. Samuels, Esq., CLE Committee Member, McLane, Graf, Raulerson & Middleton, PA

8:00 – 9:30 a.m.

General Overview of State and Federal Tax Developments

This session provides CPAs and attorneys with an update of current tax developments. Panelists will focus on federal and state tax laws and the discussion will identify new and pending legislation, IRS interpretations, DRA administrative rules and technical information releases, expiring provisions, regulations, rulings and recent court decisions.

*Jason E. Cole, Esq., CPA, Devine, Millimet & Branch, PA
J. Christopher Currie, CPA, Baker Newman Noyes, LLC
John Weaver, CPA, Berry Dunn McNeil & Parker*

9:35 – 10:35 a.m. Concurrent Sessions

Track I

The NH Reasonable Compensation Debate

After several attempts and significant debate over a variety of versions, the New Hampshire Legislature finally revised the Business Profits Tax compensation deduction for proprietors, partners and members. This session will analyze the “new and improved” compensation statute and contrast it with the version which it replaced. We will further discuss some of the relevant authorities that will come into play when applying the new statute. The debate over the changes to the compensation statute also ranged into the Interest and Dividends Tax and this session will also cover the repeal of the so-called “LLC Tax” and provide a synopsis of old law, 2009 law and new law on this controversial topic. Finally, while many of the more direct provisions and safe harbors were ultimately removed from the final legislation, a study committee was created to provide insight into the range of more specific safe harbors that could be incorporated in future legislation. This session will also cover the reasonable compensation debate as it continues through the study committee process.

*Jon B. Sparkman, Esq., Devine, Millimet & Branch, PA
David R. Heath, CPA, Melanson Heath & Company, PC*

Track II

State & Federal Transfer Tax Status

The federal wealth transfer tax system has experienced unprecedented change and uncertainty over the past decade, and over the past year in particular. States have struggled to modify their own transfer taxes in response to the federal changes. This session will provide an up-to-the minute overview of the status of the federal and state transfer tax systems, and a discussion of where things may be headed in 2011.

*Willemien E. Dingemans Miller, Esq., Stebbins Bradley, PA
Amy K. Kanyuk, Esq., McDonald & Kanyuk, PLLC*

10:35 - 10:45 a.m. Networking Break

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Concurrent Sessions

Track I

10:45 – 11:45 a.m.

The Real Estate Transfer Tax: A Litigation Update on Related-Party Exchanges

New Hampshire Superior Courts have recently issued two decisions addressing the application of the real estate transfer tax to related-party exchanges - *ZBH Realty, LLC* and *First Berkshire Business Trust* (currently on appeal to the New Hampshire Supreme Court). This presentation will analyze the relevant provisions of the real estate transfer tax, as well as to compare and contrast the transactions and holdings of both decisions. In addition, the presentation will address the potential impact of those decisions on related-party exchanges, including what constitutes a “bargained-for exchange” and a “contractual transfer,” as well as potential valuation issues associated with related-party transfers.

*Christopher J. Sullivan, Esq., Rath, Young & Pignatelli, PC
Roy W. Tilsley Jr., Esq., Bernstein, Shur, Sawyer & Nelson, PA*

12:45 - 1:45 p.m.

The New Hampshire Apportionment Factor: How Does it Measure Up?

The New Hampshire apportionment factor provisions reflect a traditional approach that may be too outmoded to accurately measure current business activity. The speakers will discuss varying interpretations of the New Hampshire apportionment rules, including the complexities involving the sales factor sourcing of receipts from services and intangibles. During their discussion, they will also provide a snapshot of where New Hampshire fits in the national trends in apportionment.

*Merrill E. Barter, CPA, Baker Newman Noyes, LLC
Kathryn H. Michaelis, Esq., Rath, Young & Pignatelli, PC*

1:50 – 2:50 p.m.

The Nuts and Bolts of State Tax Nexus

This session will address state income, sales and franchise tax nexus. Attendees will learn about the federal standards limiting state action, the multitudes of state positions in imposing tax and recent developments in states’ never-ending quest to expand the concept of nexus to encompass additional taxpayers. This session will also discuss the practical difficulties in complying with and staying current on the differing requirements in the thousands of taxing jurisdictions throughout the country.

*Beth L. Fowler, Esq., McLane, Graf, Raulerson & Middleton, PA
Richard M. Stone, Esq., Of Counsel, McLane, Graf, Raulerson & Middleton, PA
Additional faculty TBA*

3:00 – 4:00 p.m.

2010 Health Care Law Tax and Benefit Issues

The panel will discuss the key tax and benefit issues raised by the “Patient Protection and Affordable Care Act” (P.L. 111-148) and the “Health Care and Education Reconciliation Act of 2010” (H.R. 4872), the two pieces of federal legislation enacting comprehensive national health care reform on March 30, 2010. Following a brief overview of structural changes that will be made to the delivery of health care as a result of the legislation, the panel will focus the discussion on statutory and regulatory tax and benefit changes effective in 2010 and 2011 that will significantly impact employers and employees.

*Timothy R. Hepburn, CPA, MBA, Baker Newman Noyes, LLC
John E. Rich, Jr., Esq., McLane, Graf, Raulerson & Middleton, PA
Jim Scammon, MBA, Executive Vice President, Granite Group Benefits, LLC*

Track II

Gift, Estate and GST Tax Developments

The speakers will provide a summary of recent federal gift, estate, generation-skipping transfer, and fiduciary income tax developments, including legislation, cases, rulings, and procedures. Changes to the gift, estate, and GST tax laws and the new modified carry-basis rules that took effect at the beginning of 2010 under EGTRRA, the sunset of EGTRRA, and legislation (passed, pending, or proposed) related to those matters, will not be covered during the session, however, as there is another session specifically devoted to those matters.

*Michelle M. Arruda, Esq., Cleveland, Waters and Bass, PA
M. Jean McDevitt, JD, EA, Baker Newman Noyes, LLC*

Trust Income Tax Nexus

A state’s ability to tax trust income (or income received by a beneficiary from a trust) depends on whether the state can establish a connection to the income or the activity that generated it. The trust income tax nexus rules are complicated and evolving, and vary significantly from state to state. This session will provide an overview of the concept of nexus, the factors used to evaluate whether nexus exists, and various states’ approaches to the concept.

*Richard J. Maloney, Esq., CPA, Maloney & Kennedy, PLLC
Joseph F. McDonald, Esq., McDonald & Kanyuk, PLLC*

Roth IRA Conversions - New Opportunities Beginning in 2010

The Roth IRA is arguably the most powerful retirement and estate planning tool *not* available to wealthier investors – until now. Those who have enough wealth in their personal accounts to pay the taxes on the conversion and still have sufficient assets to delay drawing from their IRA until late in retirement will clearly benefit from converting. In particular, future generations will be far better off inheriting a tax-free Roth than either taxable assets or a traditional IRA. What’s more, federal income taxes are scheduled to increase in 2011, making Roth conversions in 2010 even more powerful. This session will bring you, the planner, up to date and offer suggestions for planning in today’s changing legal, tax and economic environment.

*Dodd S. Griffith, Esq., Gallagher, Callahan & Gartrell, PC
Darius Sidebotham, VP, Bernstein Global Wealth Management
James Usseglio, CPA/PFS, CFP®, Bigelow & Company CPA, PC*

Crossing Borders: Developments in Foreign Trusts and Foreign Accounts Reporting

In the wake of the highly publicized challenges that the IRS has recently faced in collecting information about accounts held by US persons outside the US, the HIRE Act imposed new, far-reaching reporting rules for foreign accounts and assets owned by US persons, and it essentially taxes the use of property held in a foreign trust. In this session, we will review these rules, the planning implications, and other cross-border tax issues affecting executives and other individuals, as well as trusts and their beneficiaries.

*Todd M. Beutler, Esq., Withers, Hong Kong, China
Todd D. Mayo, Esq., Cambridge Trust Company of NH*