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NY Regs Seek Narrow Protections from Tax on E-Commerce

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The department's proposed adoption of the MTC's updated statement of information in P.L. 86-272, which remains in the formal regulations published Wednesday, drew swift reaction from tax professionals when it was originally proposed in New York. The tax agency addressed that Wednesday, noted **Jeffrey Reed**, a tax partner at Kilpatrick Townsend & Stockton LLP.

"They explicitly state the areas on which they disagree with commentators — for example, deciding to include the additional rules for internet-based activities [losing] P.L. 86-272 protection despite commentators reasonably pointing out that those rules overreach," Reed said.