

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Meetings of the Franchise Tax Board		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Section 17000.3	<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section 17000.3			
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Doug Powers, (916) 845-4962	<b>Projected Dates:</b>				
		<b>Notice:</b>  08/04	<b>Hearing:</b>  10/04	<b>Adoption:</b>  01/05	<b>To OAL:</b>  03/05	
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>  A new rulemaking project is anticipated to be opened after resolution of necessary legislative changes.						





**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Income From Intangible Personal Property		CCR Title & Sections Affected:  Title 18, Section 17952		Statutes Being Implemented:  Rev. and Tax. Code Section 17952	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Natasha Page, (916) 845-6729	Projected Dates:			
		Notice:  06/04	Hearing:  09/04	Adoption:  12/04	To OAL:  03/05
<p>Report on the status of all uncompleted rulemaking described on previous calendars:</p>  <p>Staff is proceeding with the formal regulatory process, including scheduling a public hearing and preparing an approval package to submit to State and Consumer Services Agency.</p>					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Credit for Taxes Paid to Another State		CCR Title & Sections Affected:  Title 18, Section 18001-1		Statutes Being Implemented:  Rev. and Tax. Code Section 18001	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Jeanne Sibert, (916) 845-5554		Projected Dates:		
			Notice:  03/04	Hearing:  07/04	Adoption:  11/04
			To OAL:  01/05		
Report on the status of all uncompleted rulemaking described on previous calendars:  Staff is in the process of preparing the approval package to submit to State and Consumer Services Agency.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Rollover of Gain From the Sale of Small Business Stock		CCR Title & Sections Affected:  Title 18, Section 18038.5	Statutes Being Implemented:  Rev. and Tax. Code Section 18038.5			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bradley Heller, (916) 845-7483 Ann Hodges, (916) 845-3088	Projected Dates:				
		Notice:  05/04	Hearing:  08/04	Adoption:  12/04	To OAL:  02/05	
Report on the status of all uncompleted rulemaking described on previous calendars:  Waiting for Board direction before proceeding.						



**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Adjustments Based on Federal Action		CCR Title & Sections Affected:  Title 18, Section 18622		Statutes Being Implemented:  Rev. and Tax. Code Section 18622	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Diane Ewing, (916) 845-6836	Projected Dates:			
		Notice:  05/04	Hearing:  08/04	Adoption:  11/04	To OAL:  01/05
Report on the status of all uncompleted rulemaking described on previous calendars:  Waiting for Board direction before proceeding.					



**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Income Subject to Withholding and Requirements for Withholding		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Section 18662-2	<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section 18662			
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Bruce Langston, (916) 845-3337	<b>Projected Dates:</b>				
		<b>Notice:</b>  06/04	<b>Hearing:</b>  09/04	<b>Adoption:</b>  01/05	<b>To OAL:</b>  03/05	
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>  Waiting for Board approval before proceeding.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Amount to be Withheld		CCR Title & Sections Affected:  Title 18, Section 18662-3	Statutes Being Implemented:  Rev. and Tax. Code Section 18662			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bruce Langston, (916) 845-3337	Projected Dates:				
		Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  03/05	
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.						





**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Withholding Agent		CCR Title & Sections Affected:  Title 18, Section 18662-6	Statutes Being Implemented:  Rev. and Tax. Code Section 18662			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bruce Langston, (916) 845-3337	Projected Dates:				
		Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  03/05	
Report on the status of all uncompleted rulemaking described on previous calendars:  Waiting for Board approval before proceeding.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Certificates of Residence		CCR Title & Sections Affected:  Title 18, Section 18662-7		Statutes Being Implemented:  Rev. and Tax. Code Section 18662	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bruce Langston, (916) 845-3337		Projected Dates:		
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05
			To OAL:  03/05		
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Time and Place for Filing Returns of Tax Withheld		CCR Title & Sections Affected:  Title 18, Section 18662-8	Statutes Being Implemented:  Rev. and Tax. Code Section 18662			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bruce Langston, (916) 845-3337	<b>Projected Dates:</b>				
		Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  03/05	
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject: Withholding Procedures		CCR Title & Sections Affected: Title 18, Section 18662-11	Statutes Being Implemented: Rev. and Tax. Code Section 18662			
Responsible Agency Unit: Legal Branch	Contact Person & Phone Number: Bruce Langston, (916) 845-3337	Projected Dates:				
		Notice: 06/04	Hearing: 09/04	Adoption: 01/05	To OAL: 03/05	
Report on the status of all uncompleted rulemaking described on previous calendars:  Waiting for Board approval before proceeding.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Income Subject to Withholding, Requirements for Withholding, and Amount to be Withheld		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Section 18662-12	<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section 18662			
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Bruce Langston, (916) 845-3337	<b>Projected Dates:</b>				
		<b>Notice:</b>  06/04	<b>Hearing:</b>  09/04	<b>Adoption:</b>  01/05	<b>To OAL:</b>  03/05	
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>  Waiting for Board approval before proceeding.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Corporations Subject to Withholding		CCR Title & Sections Affected:  Title 18, Section 18662-13		Statutes Being Implemented:  Rev. and Tax. Code Section 18662		
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bruce Langston, (916) 845-3337		Projected Dates:			
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  03/05
<p>Report on the status of all uncompleted rulemaking described on previous calendars:</p>          <p>Waiting for Board approval before proceeding.</p>						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Interpleader Action by Withholding Agent		CCR Title & Sections Affected:  Title 18, Section 18662-14		Statutes Being Implemented:  Rev. and Tax. Code Section 18662		
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Bruce Langston, (916) 845-3337		Projected Dates:			
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  03/05
<p>Report on the status of all uncompleted rulemaking described on previous calendars:</p>  <p>Waiting for Board approval before proceeding.</p>						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject: Failure to File After Notification and Penalty		CCR Title & Sections Affected: Title 18, Section 19133		Statutes Being Implemented: Rev. and Tax. Code Section 19133			
Responsible Agency Unit: Legal Branch	Contact Person & Phone Number: Craig Scott, (916) 845-6510	Projected Dates:					
		Notice: 05/04	Hearing: 08/04	Adoption: 12/04	To OAL: 02/05		
Report on the status of all uncompleted rulemaking described on previous calendars:  Staff anticipates submitting approval package to State and Consumer Services Agency in April 2004.							

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Closing Agreements		CCR Title & Sections Affected:  Title 18, Section 19441		Statutes Being Implemented:  Rev. and Tax. Code Section 19441	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Doug Powers, (916) 845-4962		Projected Dates:		
			Notice:  07/04	Hearing:  10/04	Adoption:  01/05
			To OAL:  03/05		
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board direction before proceeding.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Reportable Transactions		CCR Title & Sections Affected:  Title 18, Sections 19772 and 18407	Statutes Being Implemented:  Rev. and Tax. Code Sections 19772 and 18407			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  David Gemmingen, (916) 845-3480	Projected Dates:				
		Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  04/05	
Report on the status of all uncompleted rulemaking described on previous calendars:           Not included on previous calendars.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Potentially Abusive Tax Shelter		CCR Title & Sections Affected:  Title 18, Section 19777		Statutes Being Implemented:  Rev. and Tax. Code Section 19777		
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  David Gemmingen, (916) 845-3480		Projected Dates:			
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  04/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Not included on previous calendars.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject: Homeowners and Renters Assistance		CCR Title & Sections Affected: Title 18, Sections 20501 - 20505		Statutes Being Implemented: Rev. and Tax. Code Sections 20501-20564	
Responsible Agency Unit: Operations	Contact Person & Phone Number: Pat Pavone, (916) 845-4807 Suzanne Small, (916) 845-3066	Projected Dates:			
		Notice: 04/04	Hearing: 07/04	Adoption: 11/04	To OAL: 02/05
Report on the status of all uncompleted rulemaking described on previous calendars:  Staff anticipates submitting approval package to State and Consumer Services Agency in March 2004.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Allocation of Interest Expense Between Business and Nonbusiness Income		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Section 24344(b)		<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section 24344	
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Benjamin F. Miller, (916) 845-3320	<b>Projected Dates:</b>			
		<b>Notice:</b>  05/04	<b>Hearing:</b>  07/04	<b>Adoption:</b>  11/04	<b>To OAL:</b>  02/05
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>  Waiting for Board approval before proceeding.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Charitable Contributions		CCR Title & Sections Affected:  Title 18, Section 24357-1 and 24357-2		Statutes Being Implemented:  Rev. and Tax. Code Section 24357	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Renel Sapiandante, (916) 845-5508	Projected Dates:			
		Notice:  05/04	Hearing:  07/04	Adoption:  11/04	To OAL:  02/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Deduction for Certain Dividends		CCR Title & Sections Affected:  Title 18, Section 24411		Statutes Being Implemented:  Rev. and Tax. Code Section 24411		
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Benjamin F. Miller, (916) 845-3320		Projected Dates:			
			Notice:  05/04	Hearing:  08/04	Adoption:  10/04	To OAL:  01/05
<p>Report on the status of all uncompleted rulemaking described on previous calendars:</p>          <p>Waiting for Board approval before proceeding.</p>						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Dividends Through Holding Company		CCR Title & Sections Affected:  Title 18, Section 25106		Statutes Being Implemented:  Rev. and Tax. Code Section 25106	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Craig Swieso, (916) 845-5244	Projected Dates:			
		Notice:  05/04	Hearing:  08/04	Adoption:  11/04	To OAL:  01/05
<p>Report on the status of all uncompleted rulemaking described on previous calendars:</p>   <p>Waiting for Board direction before proceeding.</p>					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Intercompany Transactions		CCR Title & Sections Affected:  Title 18, Section 25106.5-1		Statutes Being Implemented:  Rev. and Tax. Code Section 25106.5		
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Mike Brownell, (916) 845-5245		Projected Dates:			
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  04/05
Report on the status of all uncompleted rulemaking described on previous calendars:  Not included on previous calendars.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  California Source Carryover Items		CCR Title & Sections Affected:  Title 18, Section 25106.5-6		Statutes Being Implemented:  Rev. and Tax. Code Section 25106.5	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Mike Brownell, (916) 845-5245	Projected Dates:			
		Notice:  04/04	Hearing:  06/04	Adoption:  10/04	To OAL:  01/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Charitable Contributions		CCR Title & Sections Affected:  Title 18, Section 25106.5-7		Statutes Being Implemented:  Rev. and Tax. Code Section 25106.5	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Mike Brownell, (916) 845-5245	Projected Dates:			
		Notice:  04/04	Hearing:  06/04	Adoption:  10/04	To OAL:  01/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Combined Report – Alternative Minimum Tax		CCR Title & Sections Affected:  Title 18, Section 25106.5-8		Statutes Being Implemented:  Rev. and Tax. Code Section 25106.5	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Mike Brownell, (916) 845-5245	Projected Dates:			
		Notice:  04/04	Hearing:  06/04	Adoption:  10/04	To OAL:  01/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.					



**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Unitary Partnerships in a Combined Report		CCR Title & Sections Affected:  Title 18, Section 25106.5-12		Statutes Being Implemented:  Rev. and Tax. Code Section 25106.5	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Mike Brownell, (916) 845-5245	Projected Dates:			
		Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  04/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Not included on previous calendars.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Water's-Edge Group - Effectively Connected Income 936 Corporations		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Section 25110		<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section 25110	
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Karen Smith, (916) 845-3347	<b>Projected Dates:</b>			
		<b>Notice:</b>  05/04	<b>Hearing:</b>  07/04	<b>Adoption:</b>  11/04	<b>To OAL:</b>  02/05
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>          Not included on previous calendars.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Water's-Edge Election and Changes for Income Years Beginning Prior to January 1, 1994		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Section 25111		<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section 25111	
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Karen Smith, (916) 845-3347		<b>Projected Dates:</b>		
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05
			To OAL:  04/05		
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>  Not included on previous calendars.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  New Water's-Edge Election		CCR Title & Sections Affected:  Title 18, Section 25113		Statutes Being Implemented:  Rev. and Tax. Code Section 25113		
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Karen Smith, (916) 845-3347		Projected Dates:			
			Notice:  06/04	Hearing:  09/04	Adoption:  01/05	To OAL:  04/05
Report on the status of all uncompleted rulemaking described on previous calendars:          Not included on previous calendars.						

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject: Definition of “Business” and “Nonbusiness Income”		CCR Title & Sections Affected: Title 18, Section 25120		Statutes Being Implemented: Rev. and Tax. Code Section 25120	
Responsible Agency Unit: Legal Branch	Contact Person & Phone Number: Benjamin F. Miller, (916) 845-3320		Projected Dates:		
		Notice: 05/04	Hearing: 07/04	Adoption: 11/04	To OAL: 02/05
Report on the status of all uncompleted rulemaking described on previous calendars:  Waiting for Board approval before proceeding.					



**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Definition of Gross Receipts		CCR Title & Sections Affected:  Title 18, Section 25120(e)		Statutes Being Implemented:  Rev. and Tax. Code Section 25120	
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Norm Scott, (916) 845-7632	Projected Dates:			
		Notice:  05/04	Hearing:  08/04	Adoption:  11/04	To OAL:  02/05
<p>Report on the status of all uncompleted rulemaking described on previous calendars:</p>  <p>Waiting for Board approval before proceeding.</p>					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Sales Factor (Federal and State Excise Taxes)		CCR Title & Sections Affected:  Title 18, Section 25134(a)(1)(A)		Statutes Being Implemented:  Rev. and Tax. Code Section 25134			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Carl Joseph (916) 845-5151		Projected Dates:				
			Notice:  05/04	Hearing:  08/04	Adoption:  10/04	To OAL:  01/05	
Report on the status of all uncompleted rulemaking described on previous calendars:          Waiting for Board approval before proceeding.							

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

<b>Subject:</b>  Property Factor. Valuation of Owned and Rented Property. Natural Resources – Property of Another		<b>CCR Title &amp; Sections Affected:</b>  Title 18, Sections 25130 and 25137(b)		<b>Statutes Being Implemented:</b>  Rev. and Tax. Code Section s 25130 and 25137	
<b>Responsible Agency Unit:</b>  Legal Branch	<b>Contact Person &amp; Phone Number:</b>  Karen Smith, (916) 845-3347	<b>Projected Dates:</b>			
		<b>Notice:</b> 05/04	<b>Hearing:</b> 08/04	<b>Adoption:</b> 11/04	<b>To OAL:</b> 02/05
<b>Report on the status of all uncompleted rulemaking described on previous calendars:</b>  Staff anticipates holding a public hearing in August 2004.					

**FRANCHISE TAX BOARD  
2004 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2003**

Subject:  Special Rules – Sales Factor. (Sales of Intangibles in a Treasury Function – Churning)		CCR Title & Sections Affected:  Title 18, Section 25137(c)(1)(D)	Statutes Being Implemented:  Rev. and Tax. Code Section 25137			
Responsible Agency Unit:  Legal Branch	Contact Person & Phone Number:  Carl Joseph, (916) 845-5151	Projected Dates:				
		Notice:  05/04	Hearing:  08/04	Adoption:  10/04	To OAL:  01/05	
Report on the status of all uncompleted rulemaking described on previous calendars:  Waiting for Board approval before proceeding.						



