

Ask the Experts Illinois CPA Society State and Local Tax Conference

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Natalie Martin
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Eric Fader



David Hughes



Welcome and Introductions

- Moderator/Presenters
 - ▶ Natalie Martin, Partner – Kupiec & Martin, LLC
 - ▶ David Kupiec, Partner – Kupiec & Martin, LLC
 - ▶ C. Eric Fader, Special Counsel - Duane Morris LLP
 - ▶ David Hughes, Partner - Kilpatrick Townsend & Stockton LLP
- Participation welcome!
- Let's get started...

Illinois Legislation and Regulations

- 2024 Legislation
- Election Over
- Veto Session
- 2025 Potential Legislation – No More Federal Covid Funds
- Regulations
- Potential Bills

IDOR Audits and Administration

- Audit Information Requests
- Audit Settlements
- Audit Manuals
- FOIA Requests
- Power of Attorney
- Third Party Audits
- New Audit Staff
- IDOR Retirements/Staffing
- ICB Rules

Illinois Income Tax Issues

- Sales Factor Sourcing/Throwback
- Remote Workers
- Unitary Group(s)
- Net Loss Deduction Carryforwards– 2024 Carryforward 500K limit
- 80/20 Test
- P.L. 86-272/MTC
- Residency Issues – Increasing Assessments
- Partnership Issues

Illinois Sales Tax Issues

- Daily Remittance (Mass model)
- Illinois ROT – Jurisdiction of Sale
- Level the Playing Field/Marketplace – Remote Seller Amendment
- Lease Tax – New Legislation
- Sales Tax Exemptions and Resale Certificates

Illinois – Other Tax Issues

- Franchise Tax – New \$10,000 Exemption, High Denial Rate
- Unclaimed Property
- Property Tax
- Sports Wagering
- Marijuana Tax

Illinois Caselaw – Recent Cases

- Marathon - IL Supreme Court, Burdens and Book Outs, Remanded back to Cook County ALJ
- Lowes – II Appellate Court , Lowe’s violated Illinois False Claims Act
- American Bankers Association, Illinois Bankers Association, America's Credit Unions, and Illinois Credit Union League v. Illinois Attorney General, U.S. District Court for the Northern District of Illinois - Seeks an injunction to stop the new Illinois Interchange Fee Prohibition Act which has as a July 1, 2025 effective date.

Illinois Caselaw – Current Issues

- Pepsi Cases – IL App. Ct., IL Circuit Ct. & IL Independent Tax Tribunal –80/20 cases ongoing
- PetMed Express – IL Tax Tribunal (Settled)
- Coast-to-Coast (ongoing)(same issue as PetMed Express)
- BP – Cook County Fuel Tax, Cook County Appealed to Circuit Court

Questions? *Contact Us*



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