

Minnesota Department of Revenue

Revenue Notice # 17-09: Corporate Franchise Tax – Net Operating Loss Carryforwards – *Sinclair Broad. Grp., Inc. v. Comm'r of Revenue*, No. 8919-R, 2017 (Minn. Tax Ct. Aug. 11, 2017)

Introduction

This Revenue Notice advises taxpayers that the Department acquiesces to the Minnesota Tax Court's decision in *Sinclair Broad. Grp., Inc. v. Comm'r of Revenue*, No. 8919-R, 2017 WL 3482767 (Minn. Tax Ct. Aug. 11, 2017).


Department Position

The Minnesota section 382 limitation provided for under *Minnesota Statutes* section 290.095, subdivision 3(d), is calculated in the same manner as the federal section 382 limitation, and is not apportioned for franchise tax purposes.

Revenue Notice # 99-07 is revoked.

This Notice is effective upon publication in the *Minnesota State Register*.

Publication Date: November 6, 2017



Ryan Church, Deputy Commissioner