



State of New Hampshire
Department of Revenue Administration
61 South Spring Street P.O. Box 457
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Lloyd M. Price
Commissioner

November 30, 1983

TO: The Worldwide Unitary Taxation Working Group and Task Force

Dear Task Force Members:

The State of New Hampshire takes the following position with regard to the application of the Unitary Concept.

1. The State of New Hampshire has adopted the world-wide combined method of reporting income from business activity carried on by multi-jurisdictional corporations, both within and without New Hampshire.

2. New Hampshire law has always required the inclusion of foreign source dividend income in New Hampshire's tax base, since it defines taxable income as federal taxable income before net operating loss and special deductions.

3. New Hampshire takes the position that the "arms-length pricing" method is uncertain and burdensome to both the taxpayer and the State, and its enforcement will bear a hardship on the states due to the limited auditing capacity and resources of the individual states.

4. The adoption of the world-wide reporting method allows a state to prevent the shifting of income to foreign jurisdictions without the necessity of reviewing numbers of intercompany transactions.

5. New Hampshire takes the position that since the United States Supreme Court has not yet ruled on the constitutionality of subjecting a foreign-based multinational corporation doing business in the United States to world-wide combined reporting, it will not require nor accept a petition to file a combined report from a foreign-based multinational corporation.


Lloyd M. Price,
Commissioner