

## Federal Tax Regulations Issued in 2025 (at 4/9/25)

The table below lists tax regulations issued by the Treasury Department and IRS in 2025. The links will take you to the text of the regulations (usually in the Federal Register) and other helpful information.

- For more information on the regulations including comments submitted on proposed regulations, visit <http://www.regulations.gov>.
- Federal Register - <https://www.gpo.gov/fdsys/browse/collection.action?collectionCode=FR>
- IRS Items from the Federal Register - <https://www.federalregister.gov/agencies/internal-revenue-service>
- IRS archival content - <https://www.irs.gov/privacy-disclosure/tax-code-regulations-and-official-guidance>
- IRS Electronic Reading Room (FOIA) - <https://www.irs.gov/privacy-disclosure/foia-library>
- Overview to IRS Guidance - <https://www.irs.gov/newsroom/understanding-irs-guidance-a-brief-primer>
- Office of Information and Regulatory Affairs (OIRA) in OMB - <https://www.reginfo.gov/public/>
  - Check status of regulations - <https://www.reginfo.gov/public/do/eoPackageMain>
  - Treasury regulations under review and whether “economically significant” - [click](#)

List of regulations issued in: [2024](#) [2023](#) [2022](#) [2021](#) [2020](#) [2019](#) [2018](#) [2017](#) [2016](#) [2015](#) [2014](#) [2013](#) [2012](#) [2011](#)

NOTE: [Executive Order 14192](#) (1/31/25), Unleashing Prosperity Through Deregulation will reduce the number of regulations issued by Treasury/IRS and most federal agencies.

- “Purpose. The ever-expanding morass of complicated Federal regulation imposes massive costs on the lives of millions of Americans, creates a substantial restraint on our economic growth and ability to build and innovate, and hampers our global competitiveness. ...”
- [Reg cap for 2025: To issue a new regulation, the agency must identify at least 10 existing regs to repeal.](#)
- Treasury Secretary and OMB Director to reinstate 4/11/18 [Memorandum of Agreement](#) on review of tax regs under [Executive Order 12866](#) (9/30/93) issued by President Clinton.
  - Meaning: tax regs must be reviewed by Office of Information and Regulatory Affairs (OIRA) within OMB
    - President Biden (and earlier Presidents) had removed this for most tax regs.
  - Excerpt of [4/11/18 Memorandum](#); also see [Treasury press release of 4/12/18](#):

Title of Regulation	Status	Citation	<a href="#">IRC Sections</a>	Additional Information
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1. *OIRA review of tax regulatory actions.* A tax regulatory action will be subject to review by OIRA under section 6 of Executive Order 12866 if it is likely to result in a rule that may:
  - (a) create a serious inconsistency or otherwise interfere with an action taken or planned by another agency;
  - (b) raise novel legal or policy issues, such as by prescribing a rule of conduct backed by an assessable payment; or
  - (c) have an annual non-revenue effect on the economy of \$100 million or more, measured against a no-action baseline.
  
2. *Analysis of tax regulatory actions.*
  - (a) Tax regulatory actions within the scope of paragraph 1 will be subject to the analytical requirements applicable to significant regulations under section 6(a)(3)(B) of Executive Order 12866.
  - (b) Tax regulatory actions with likely effects described in paragraph 1(c) will also be subject to the analytical requirements applicable to economically significant regulations under section 6(a)(3)(C) of Executive Order 12866.
  
5. Treasury will not publish in the Federal Register or otherwise publicly release any tax regulatory action within the scope of paragraph 1 unless OIRA notifies Treasury that it has waived or concluded its review. In the rare event of a policy disagreement that could not be resolved during the review process, OIRA will facilitate a principals meeting to resolve any remaining issues and, if needed, elevate those issues to the President.

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Excise Tax on Designated Drugs  IRA 2022	Prop. Regs.	<a href="#">REG-115560-23</a> (1/2/25)	5000D	“proposed regulations relating to the excise tax on certain sales of designated drugs by manufacturers, producers, and importers during statutorily defined periods. The proposed regulations would provide substantive rules that relate to the imposition and calculation of the tax. The proposed regulations would affect manufacturers, producers, and

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				<p>importers of designated drugs that sell such drugs during statutorily defined periods.”</p> <p><a href="#">Rev. Proc. 2025-9</a> (12/31/24)</p>
Classification of Digital Content Transactions and Cloud Transactions	Final Regs.	<a href="#">TD 10022</a> (1/14/25)	861 937	<p>“final regulations modifying the rules for classifying transactions involving computer programs, including by applying the rules to transfers of digital content. These final regulations also provide rules for the classification of cloud transactions. These rules apply for purposes of the international provisions of the Internal Revenue Code and generally affect taxpayers engaging in transactions involving digital content or cloud transactions.”</p> <p>Notice 2025-06 (1/10/25): Requests comments on any potential implications if characterization rules currently contained in §§1.861-18 and 1.861-19, as amended and added, respectively, by TD 10022, were to apply to all provisions of IRC, including the need for additional guidance, and seeks specific comments on the possible impacts and guidance that may be necessary with respect to certain identified provisions. Treasury and IRS have published TD 10022 containing final regs that provide rules for characterizing digital content and cloud transactions. TD 10022 applies solely to certain enumerated international provisions of the IRC.</p>
Source of Income from Cloud Transactions	Prop. Regs.	<a href="#">REG-107420-24</a> (1/14/25)	861	<p>“proposed rules for determining the source of income from cloud transactions for purposes of the international provisions of the Internal Revenue Code. These proposed rules would generally affect taxpayers who earn gross income from engaging in cloud transactions.”</p>
Credit for Production of Clean Hydrogen and Energy Credit	Final Regs.	<a href="#">TD 10023</a> (1/10/25)	45V 48	<p>“final regulations implementing the credit for production of clean hydrogen and certain provisions of the energy credit as enacted by the Inflation Reduction Act of 2022. The</p>

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IRA 2022				regulations provide rules for: determining lifecycle greenhouse gas emissions rates resulting from hydrogen production processes; petitioning for provisional emissions rates; verifying production and sale or use of clean hydrogen; modifying or retrofitting existing qualified clean hydrogen production facilities; using electricity from certain renewable or zero-emissions sources to produce qualified clean hydrogen; and electing to treat part of a specified clean hydrogen production facility instead as property eligible for the energy credit. These regulations affect all taxpayers who produce qualified clean hydrogen and claim the clean hydrogen production credit, elect to treat part of a specified clean hydrogen production facility as property eligible for the energy credit, or produce electricity from certain renewable or zero-emissions sources used by taxpayers or related persons to produce qualified clean hydrogen.”
Section 45Y Clean Electricity Production Credit and Section 48E Clean Electricity  IRA 2022	Final Regs	<a href="#">TD 10024</a> (1/15/25)  <a href="#">Advance Release</a> (1/7/25)	45Y 48E	“final regulations regarding the clean electricity production credit and the clean electricity investment credit established by the Inflation Reduction Act of 2022. These final regulations provide rules for determining greenhouse gas emissions rates resulting from the production of electricity; petitioning for provisional emissions rates; and determining eligibility for these credits in various circumstances. The final regulations affect all taxpayers that claim the clean electricity production credit with respect to a qualified facility or the clean electricity investment credit with respect to a qualified facility or energy storage technology, as applicable, that is placed in service after 2024.”  <a href="#">Treasury press release of 1/7/25</a>  <a href="#">Rev. Proc. 2025-14</a> (1/15/25)

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Guidance on Clean Electricity Low- Income Communities Bonus Credit Amount Program  IRA 2022	Final Regs	<a href="#">TD 10025</a> (1/13/25)	48E	“final regulations concerning the program to allocate clean electricity low-income communities bonus credit amounts established pursuant to the Inflation Reduction Act of 2022 for calendar years 2025 and succeeding years. Applicants investing in certain clean electricity generation facilities that produce electricity without combustion and gasification may apply for an allocation of capacity limitation to increase the amount of the clean electricity investment credit for the taxable year in which the facility is placed in service. This document provides definitions and requirements that are applicable for the program. The final regulations affect taxpayers seeking allocations of capacity limitation to claim an increased clean electricity investment credit.”  <a href="#">Treasury press release of 1/8/25</a>
Catch-Up Contributions  SECURE 2.0 Act of 2022	Prop. Regs	<a href="#">REG-101268-24</a> (1/13/25)  <a href="#">Advance Release</a> (1/10/25)	401 403 414	“proposed regs that would provide guidance for retirement plans that permit participants who have attained age 50 to make additional elective deferrals that are catch-up contributions. The proposed regs reflect statutory changes made by the SECURE 2.0 Act of 2022, including the requirement that catch-up contributions made by certain catch-up eligible participants must be designated Roth contributions. The proposed regulations would affect participants in, beneficiaries of, employers maintaining, and administrators of certain retirement plans.”  <a href="#">IR-2025-07</a> (1/10/25)
Rules Regarding Certain Disregarded Payments and Dual Consolidated Losses	Final Regs.	<a href="#">TD 10026</a> (1/14/25)	1503 7701	“s final regulations regarding certain disregarded payments that give rise to deductions for foreign tax purposes and avoid the application of the dual consolidated loss (“DCL”) rules. The final regulations affect domestic corporate owners that make

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				or receive such payments. This document also announces additional transition relief for the application of the DCL rules to certain foreign taxes that are intended to ensure that multinational enterprises pay a minimum level of tax.”
Guidance under Section 2801 Regarding the Imposition of Tax on Certain Gifts and Bequests from Covered Expatriates  Heroes Earnings Assistance and Relief Tax Act of 2008 (HEART Act), <a href="#">P.L. 110-245</a> (6/17/08)	Final Regs	<a href="#">TD 10027</a> (1/14/25)  <a href="#">Advance Release</a> (1/10/25)	2801 6001 6011 6060 6071 6081 6091 6101 6107 6109	“final regulations that provide guidance on the application of a tax on United States citizens and residents, as well as certain trusts, that receive, directly or indirectly, gifts or bequests from certain individuals who relinquished United States citizenship or ceased to be lawful permanent residents of the United States. The final regulations also provide guidance on the method of reporting and paying this tax. The final regulations primarily affect United States citizens and residents, as well as certain trusts, that receive one or more such gifts or bequests.”
Certain Partnership Related-Party Basis Adjustment Transactions as Transactions of Interest	Final Regs	<a href="#">TD 10028</a> (1/14/25)  <a href="#">Advance Release</a> (1/10/25)	6011	“final regulations that identify certain partnership related-party basis adjustment transactions and substantially similar transactions as transactions of interest, a type of reportable transaction. Material advisors and certain participants in these transactions are required to file disclosures with the IRS and are subject to penalties for failure to disclose. The final regulations affect participants in these transactions as well as material advisors.”  <a href="#">IR-2025-06</a> (1/10/25)
Automatic Enrollment Requirements Under Section 414A  SECURE 2.0 Act of 2022	Prop. Regs.	<a href="#">REG-100669-24</a> (1/14/25)  <a href="#">Advance Release</a> (1/10/25)	414 414A	“proposed regs that would provide guidance with respect to the automatic enrollment requirements that apply to certain retirement plans. The proposed regulations reflect statutory changes made by the SECURE 2.0 Act of 2022 requiring that certain cash or deferred arrangements and salary reduction agreements be eligible automatic contribution arrangements

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				<p>that satisfy additional specified requirements. The proposed regs would affect participants in, beneficiaries of, employers maintaining, and administrators of certain retirement plans that include cash or deferred arrangements or annuity contracts purchased under salary reduction agreements and other retirement plans that include eligible automatic contribution arrangements.”</p> <p><a href="#">IR-2025-09</a> (1/10/25) – “In general, unless an employee opts out, a plan must automatically enroll the employee at an initial contribution rate of at least 3% of the employee’s pay and automatically increase the initial contribution rate by one percentage point each year until it reaches at least 10% of pay.”</p>
Micro-Captive Listed Transactions and Micro-Captive Transactions of Interest	Final Regs	<a href="#">TD 10029</a> (1/14/25)	6011	“final regulations that identify transactions that are the same as, or substantially similar to, certain micro-captive transactions as listed transactions, a type of reportable transaction, and certain other micro-captive transactions as transactions of interest, another type of reportable transaction. Material advisors and certain participants in these listed transactions and transactions of interest are required to file disclosures with the IRS and are subject to penalties for failure to disclose. The final regulations affect participants in these transactions as well as material advisors.”
Base Erosion and Anti-Abuse Tax Rules for Qualified Derivative Payments on Securities Lending Transactions  TCJA	Prop. Regs.	<del><a href="#">REG-107895-24</a></del> (1/14/25)	59A 6038A	“proposed regulations regarding the base erosion and anti-abuse tax imposed on certain large corporate taxpayers with respect to certain payments made to foreign related parties. The proposed regulations relate to how qualified derivative payments with respect to securities lending transactions are determined and reported. The proposed regulations would affect corporations with substantial gross receipts that make payments to foreign related parties.”

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Credit for Qualified Commercial Clean Vehicles  IRA 2022	Prop. Regs.	<a href="#">REG-123525-23</a> (1/14/25)	25E 30D 45W 6417	“proposed regulations that would provide guidance on the qualified commercial clean vehicle credit enacted by the Inflation Reduction Act of 2022. These proposed regulations would affect eligible taxpayers that place a qualified commercial clean vehicle in service during a taxable year. These proposed regulations would also affect manufacturers of qualified commercial clean vehicles.”
Resolution of Federal Tax Controversies by the Independent Office of Appeals	Final Regs.	<a href="#">TD 10030</a> (1/15/25)	7803	“final regulations that provide guidance on the resolution of Federal tax controversies by the IRS Independent Office of Appeals (Appeals) under the Taxpayer First Act of 2019 (TFA). The final regulations provide that while the Appeals resolution process is generally available to all taxpayers to resolve Federal tax controversies, there are certain exceptions to consideration by Appeals. The final regulations also address certain procedural and timing rules that must be met before Appeals consideration is available. The regulations affect taxpayers requesting Appeals consideration of Federal tax controversies.”
Enhancing Coverage of Preventive Services under the Affordable Care Act  ACA	Withdrawal of notice of proposed rulemaking	<a href="#">REG-110878-24</a> (1/15/25)	9815	“This document withdraws a notice of proposed rulemaking that appeared in the Federal Register on October 28, 2024, regarding coverage of certain preventive services under the Affordable Care Act.”
Certain Employee Remuneration in Excess of 1,000,000 Dollars under Internal Revenue Code Section 162(m)  ARPA 2021	Prop. Regs.	<a href="#">REG-118988-22</a> (10/16/25)	162(m)	“proposed regulations under section 162(m) of the Internal Revenue Code, which limits the deduction for certain employee remuneration in excess of \$1,000,000 for Federal income tax purposes. These proposed regulations implement the amendments made to section 162(m) by the American Rescue Plan Act of 2021. These proposed regulations would affect publicly held corporations.”
Multi-Year Reporting	Prop. Regs.	<a href="#">REG-116085-23</a>	355	“proposed regulations that would require multi-year tax

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Requirements for Corporate Separations and Related Transactions		(1/16/25)		<p>reporting for corporate separations and related transactions. The information to be reported under these proposed regulations would establish the taxpayer’s position that the corporate separation and related transactions qualify for nonrecognition treatment under subchapter C of the Internal Revenue Code. The proposed regulations would affect corporations and their shareholders and security holders. Proposed regulations regarding certain matters relating to corporate separations, incorporations, and reorganizations qualifying for nonrecognition of gain or loss are published elsewhere in the Proposed Rules section of this issue of the Federal Register.” ...</p> <p>“would revise § 1.355–5 to require all covered filers, as defined in proposed § 1.355–5(b)(1), to file with the IRS an annual report with regard to each section 355 transaction (Form 7216, Multi-Year Reporting Related to Section 355 Transactions) that would be attached to the covered filer’s Federal income tax return” <a href="#">[Draft Form 7216 (1/13/25)]</a></p> <p><a href="#">IR-2025-11 (1/13/24)</a></p>
Nonrecognition of Gain or Loss in Corporate Separations, Incorporations, and Reorganizations	Prop. Regs.	<a href="#">REG-112261-24 (1/16/25)</a>	355 357 361 368	<p>“proposed regulations regarding certain matters relating to corporate separations, incorporations, and reorganizations qualifying, in whole or in part, for nonrecognition of gain or loss. These matters include distributions and retentions of controlled corporation stock, assumptions of liabilities by controlled corporations, exchanges of property between distributing corporations and controlled corporations, and distributions and transfers of consideration to distributing corporation shareholders and creditors. The proposed regulations would affect corporations and their shareholders and security holders. Proposed regulations modifying the reporting requirements for corporate separations are</p>

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				published elsewhere in the Proposed Rules section of this issue of the Federal Register.” Correction – <a href="#">FR 13427</a> (3/24/25)