

It is anticipated that this bill will increase revenues by slightly over \$1 million on an annual basis. In addition, in the fiscal year 1967 there is expected to be, in that one year only, a revenue gain of \$22.5 million.

This bill is reported favorably by your committee, and its passage is urged by the Treasury Department.

A summary of the principal changes made by this bill, for the most part presented in the order in which they appear, is as follows:

1. *Interest on deposits in foreign branch banks of domestic corporations.*—Interest on deposits with foreign branch banks of U.S. corporations is to be treated as foreign source income, and thus free of U.S. income tax when paid to nonresident aliens and foreign corporations.

2. *Source rules for bank deposit interest and similar income.*—After December 31, 1971, all interest on U.S. bank deposits (other than those described in No. 1 above), whether or not effectively connected with a U.S. business, is to be treated as U.S. source income (and subject to U.S. income tax) in the case of nonresident aliens and foreign corporations. Until then, this interest on bank deposits, interest paid on accounts with mutual savings banks, domestic building and loan associations, etc., and interest on amounts held by insurance companies on deposit also are to be treated as foreign source income (unless effectively connected with a U.S. business) and thereby free of U.S. income tax.

3. *Rules for determining the source of dividends from foreign corporations.*—The source rule with respect to dividends paid by foreign corporations is amended to provide that dividends received from a foreign corporation are to be considered as having a U.S. source only if 80 percent of the corporation's gross income for the prior 3 years was effectively connected with the conduct of a trade or business in the United States.

4. *Compensation for personal services.*—The special source rule, providing that certain payments of compensation for services performed in the United States by a nonresident alien are treated as foreign source income (and therefore free of U.S. tax) if the services are performed for a foreign office of a U.S. corporation, is extended to services performed for a foreign office of a proprietor who is a citizen or resident of the United States or for the foreign office of a domestic partnership.

5. *Trading in stocks or securities or in commodities.*—Except in the case of dealers and certain investment companies, trading in stocks or securities in the United States, for one's own account, whether by a foreign investor physically present in the United States, through an employee located here, or through a resident agent (whether or not the agent has discretionary authority) is not to constitute a trade or business in the United States for income tax purposes. A parallel rule is provided for those trading in commodities.

6. *Income effectively connected with the conduct of a trade or business in the United States.*—The benchmark to be used in determining whether income is to be subject to a flat 30-percent rate or taxed substantially the same as income earned here by a U.S. citizen or domestic corporation is whether or not the income is effectively connected with a U.S. business. In the case of investment and other fixed or determinable income and capital gains from U.S. sources the income is to be treated as effectively connected with a U.S. business if the income is