



## Tax News and Views Health Care Edition

### **Rev. Proc. 2016-47 revises hardship exception to 60-day rule**

Internal Revenue Code (IRC) Sections 402(c)(3) and 408(d)(3) provide that distributions from a qualified retirement plan or IRA are not included in income if they are transferred to a qualified retirement account within 60 days. IRC Sections 402(c)(3)(B) and 408(d)(3)(i) provides that the Secretary may waive the 60-day rollover requirement and Rev. Proc. 2003-16 provides the procedure for a taxpayer to apply to the IRS to receive a waiver of this requirement.

**Rev. Proc. 2016-47** allows taxpayers to self-certify to plan administrators or IRA trustees that the 60 day roll over window was missed for cause and the early distribution taxes should not apply if one of eleven enumerated reasons apply. The Rev. Proc. provides a safe harbor if the rollover contribution to a new qualified retirement account is made within 30 days after the reason or reasons no longer prevent the taxpayer from making the contribution. A sample self-certification letter is available as an appendix to the Rev. Proc.

Rev. Proc 2016-47 became effective August 24, 2016.

### Find it Fast

**Rev. Proc. 2016-47 revises hardship exception to 60-day rule**

**American Health Care Act introduced which would repeal and replace key provisions of the Affordable Care Act**

**Did you know?**

## American Health Care Act introduced which would repeal and replace key provisions of the Affordable Care Act

American Health Care Act (AHCA) would repeal and replace certain provisions of the Affordable Care Act (ACA). House Ways and Means Committee Chairman Kevin Brady (R-TX) and House Energy and Commerce Committee Chairman Greg Walden (R-OR) released the draft legislation late Monday, March 6, 2017.

In general, the draft legislation would maintain the ACA's tax credits and states' option to expand Medicaid in their current forms through December 31, 2019. Under the AHCA, new tax credits and Medicaid funding formulas would take effect beginning January 1, 2020.

The draft legislation in its current form would not make changes to the individual tax exclusion for employer-sponsored coverage, or certain ACA health insurance market reforms, including allowing adult children up to age 26 to stay on a parent's health coverage and a prohibition on denying coverage or rate setting based on an individual's pre-existing health conditions.

The nonpartisan Congressional Budget Office (CBO) late Monday, March 13, 2017, released its analysis projecting that enactment of the American Health Care Act (AHCA) would increase the number of uninsured Americans by 4 million in 2017, rising to an increase of 14 million by 2018 and to 24 million by 2026. Under the AHCA, the total number of uninsured would stand at 52 million in 2026, approximately 19% of the U.S. population under age 65.

According to the CBO, the nongroup health insurance market "would probably be stable in most areas" under either the ACA or the AHCA.

Congressional Republicans' goal is to send legislation to President Trump for signature into law before adjourning for spring recess on April 7, 2017.

[Learn more](#) about the CBO's analysis, as well as the status of the legislative process, on the [#RegPulseBlog](#).

## Deloitte Thoughtware

[Deloitte Center for Health Solutions](#). The source for health care insights: The Deloitte Center for Health Solutions (DCHS) is the research division of Deloitte's Life Sciences and Health Care practice. The goal of DCHS is to inform stakeholders across the health care system about emerging trends, challenges, and opportunities.

[Health Care Current](#). Weekly insights to keep you informed and ahead. This weekly series explores breaking news and developments in the US health care industry; examines key issues facing life sciences and health care companies; and provides updates and insights on policy, regulatory, and legislative changes.

### Did you know?

#### Approved 1023-EZ data available on-line

On February 22, 2017, the IRS announced that all publicly available data from approved Forms 1023-EZ is now available electronically [here](#). Information is currently available for applications approved during 2014, 2015, and 2016. Information will be updated quarterly beginning with the first quarter of 2017.

#### Deadline approaching for supported organization notifications

The notification requirement deadline for IRC Section 509(a)(3), Type III functionally and non-functionally integrated supporting organizations with a December 31, 2016 year-end is May 30, 2017. For additional information on this requirement, please reach out to your Deloitte contacts.

## Deloitte Dbriefs

Deloitte Dbriefs are live webcasts that give you valuable insights on important developments affecting your business. Register for the following webcasts or view archived recordings by clicking on the respective hyperlinked button below.



### Tax data analytics: Trends in 2017

**April 12 | 2 p.m. ET | 19:00 GMT**

The tax landscape continues to change as large corporations respond to increased scrutiny, reporting requests, and demands for transparency. What roles do technology, data analytics, and data play in this rapidly changing environment? The tax landscape continues to change as large corporations respond to increased scrutiny, reporting requests, and demands for transparency. What roles do technology, data analytics, and data play in this rapidly changing environment?

Register



### Health care transformation pulse-check: One hundred days into a new administration

**April 25 | 1 p.m. ET | 17:00 GMT**

Repeal and replacement of the Affordable Care Act (ACA) is a primary agenda item for the Trump administration and the 115th Congress. With April 29 marking the administration's 100-day milestone, what is the outlook for the ACA, and more broadly, the administration's health care policies? Learn how health care providers, health plans, and life sciences companies are faring under a new administration and expected changes on the horizon.

Register



### Post-merger integration tax strategies: Capturing synergies in a rapidly changing world

**May 3 | 2 p.m. ET | 18:00 GMT**

The M&A market has multinational businesses focused on how their tax departments can assist with capturing and improving after-tax synergies as they integrate new businesses. How can tax executives team with business leaders to contribute to this process? Explore recent global M&A market dynamics and considerations for unlocking desired synergies.

Register



### The Mutual Agreement Procedure process: Preparing to resolve double taxation

**May 10 | 2 p.m. ET | 18:00 GMT**

Tax authorities continue to increase their transfer pricing enforcement efforts, producing more adjustments and potential double taxation. How can a strategy of using the Mutual Agreement Procedure (MAP) process help relieve double taxation? Hear from an IRS transfer pricing executive and learn how changes in the transfer pricing environment could potentially impact taxpayers.

Register



## Contact

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