



MULTISTATE TAX COMMISSION

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National Nexus Program (NNP) Director's Report for FY 2024 July 29, 2024

Multistate Voluntary Disclosure Program (MVDP)

The Nexus Program results for FY 2024 (July 1, 2023 through June 30, 2024) are provided below.

- Nexus states' collections: \$28,743,260 (FY 2023: \$25,846,276)
- Nexus states' executed agreements: 494 (FY2023: 391)
- Nexus states' average contract value: \$58,185 (FY 2023: \$66,103)

The above includes amounts paid by the taxpayer directly to the states and reported to the Commission. The Commission received applications from 203 taxpayers in calendar year 2023. So far this calendar year 2024 (as of June 30, 2024), 94 taxpayers have submitted applications. Most of the applications continue to be based on sales tax economic nexus.

Membership

There are currently forty participating states (including the District of Columbia) in the NNP. Mississippi has joined the NNP, effective July 1, 2024. Commission staff continues to reach out to non-member states.

Outreach

During FY 2024, Richard Cram participated in the following outreach events:

co-panelist with Professor Richard Pomp at Nexus Committee meeting in Austin, TX on July 24, 2023 discussing establishment of "purposeful availment" conduct for internet sellers;

co-panelist at ABA Tax Section SALT Committee meeting in Chicago, Illinois on October 20, 2023 with Leah Robinson, Professor Hays Holderness and Breen Schiller in a presentation entitled “The Continued Relevance – or the Obsolescence – of Older State Tax Cases;”

virtual presentation November 8, 2023 on recent nexus law developments and Commission activities to NYU State Tax Study Group;

presentation of MyCPE Webinar entitled “State Tax Compliance Through the MTC Multistate Voluntary Disclosure Program,” on January 22, 2024;

presentation of MyCPE Webinar entitled “Trends in Sales/Use Tax Economic Nexus and Marketplace Facilitator Tax Collection Laws plus Voluntary Disclosure,” on February 12, 2024;

presentation of CPAAcademy Webinar entitled “Basics of Nexus and the MTC Multistate Voluntary Disclosure Program,” on February 6 and updated version on June 27 and July 18, 2024;

presentation of CPAAcademy Webinar entitled “Mastering Multistate Sales and Use Tax Compliance: Navigating New Collection Law,” on March 8 and updated version on July 25, 2024;

co-panelist at ABA/IPT Advanced Sales Tax Seminar in New Orleans, Louisiana on March 12, 2024 with Professor Richard Pomp, Olga Goldberg and Carley Roberts in a presentation entitled “The Annual Big Easy Brawl.”

Richard published an article entitled “The Last Word on *Quad Graphics*: A Requiem for *Dilworth*,” in the September 4, 2023 issue of *Tax Analysts Tax Notes State*, vol. 109, number 10, p. 769.

As a guest contributor, Richard published a short article supporting the Pennsylvania Supreme Court's interpretation in *Zilka v. Tax Review Board City of Philadelphia*, Nos. 20 EAP 2022, 21 EAP 2022 (Pa. 2023), included as part of the Tax Analysts advisory board's article by Audrey E.P. Pollitt, “Zilka: A No-Wynne Situation?” in the April 29, 2024 issue of *Tax Analysts Tax Notes State*, Volume 112, Number 5. That decision was the subject of a petition for certiorari filed with the U. S. Supreme Court, which is pending.

Staff continues to urge states to put a link to the NNP on their voluntary disclosure web pages.

Nexus School

West Virginia Department of Revenue is hosted a Nexus School for income and sales tax in Charleston on May 16-17, 2024. Thirty-two students attended. Please let Sherry Tiggett, email stiggett@mtc.gov, know if your state would like to host a Nexus School.

Amnesties

The NNP posts on its web page a list of upcoming and current state tax amnesties. Please inform NNP staff if you would like the Commission to post your state's amnesty.

Staffing

The Nexus Program presently has three permanent full-time staff members: Richard Cram, Director, Diane Simon-Queen, Voluntary Disclosure Program Manager, and Michelle Lewis, Paralegal.

Richard Cram, Director, National Nexus Program