

Tax Policy

Professor Mindy Herzfeld

**University of Florida Levin College
of Law
Graduate Tax Program**

Syllabus

Fall Semester 2018

TAX POLICY

LAW 7660 Section 0895
LAW 6930 Section 14G4

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Office: 325C

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Office Hours: Thursday 8:00 am-10:00 a.m.

A. Course Materials: The required reading can be accessed through links provided below or is posted on Canvas.

B. Topics: The topics for class, along with the assigned readings are described in the pages that follow.

C. Grade: Your grade will be based on the following:

- (1) 3 short essays you will write during the semester (more on that below) (30% of grade)
- (2) An in-class presentation at the end of the semester (more on that below) (20% of grade)
- (3) A take-home exam (50% of grade). The structure of the final exam will be the same as the short essays and it will be graded in similar fashion. The questions are designed to test your ability to critically evaluate the readings in the course.

Letter Grade	Point Equivalent
A (Excellent)	4.0
A-	3.67
B+	3.33
B	3.0
B-	2.67
C+	2.33
C (Satisfactory)	2.0
C-	1.67
D+	1.33
D (Poor)	1.0
D-	0.67
E (Failure)	0.0

D. Short Essays. Each student will be assigned three different classes/topics on which to submit short essays. Only 3 essays will be graded. Maximum word limit for each essay is 1000 words (including footnotes). Assignments will be due before class starts on the applicable day.

Specific questions for each topic are posted in canvas for the relevant due date. **You can switch with another student but must inform me so that I make the change in canvas and grading is entered properly.**

Essays will be graded on the following metrics (maximum 10 points):

- 2 points maximum for clarity of writing

- 2 points maximum for demonstrating familiarity with authors' argument
- 2 points for developing coherent argument of one's own
- 2 points for timeliness
- 2 points for not exceeding word limit requirements and proper citation. Bluebook citation required.

NOTE THAT MANY POTENTIAL EMPLOYERS REQUEST A WRITING SAMPLE AS PART OF RECRUITING PROCESS AND THESE SHORT ESSAYS CAN BE TAILORED TO MEET THOSE REQUIREMENTS.

E. Reading Assignments. This course meets on Wednesday 4:15-5:55PM. You should be prepared to discuss the reading assignment for each class, but you can be expected to be called on on the date you are assigned to submit an essay.

F. Attendance. Per ABA requirements, you will be expected to attend all classes, unless you e-mail me in advance with a legitimate excuse. Requirements for class attendance and make-up exams, assignments, and other work in this course are consistent with university policies that can be found at: <https://catalog.ufl.edu/ugrad/current/regulations/info/attendance.aspx>.

G. Class Presentations

The class will be divided into 4 groups alphabetically. During the last class of the semester, each group will present the pros and cons of one of four topics that are listed in Canvas under a tab for "Class Presentations." A short essay (maximum 1000 words) is to be submitted in connection with the presentation.

Class will not meet on Wednesday September 12 or Wednesday September 19. Times for make-up lectures are as noted below (some of which remain tentative).

The reading assignments are expected to take you approximately 3 hours for each class session.

H. Guest Lecturers. There will be a number of guest lectures throughout the semester as indicated in the syllabus. You will need to be prepared with assigned readings and any written assignment as if it was a regular class.

Summary of the Course

Tax policy is the study of different types of taxes, the reasons for taxes, and the reasoning underlying them. It is interdisciplinary, incorporating principles from economics, philosophy, politics, psychology, and public policy. You will not be expected to be an expert in, or to become one, in all of these topics, but familiarity with one or more of them will be helpful for the course.

We will first consider issues related to domestic tax policy. We will focus on the United States, but many of the topics we will cover are relevant to all jurisdictions. We will then cover international tax policy issues. In this context, we will touch on many hot topics that were relevant to the recent U.S. tax reform and remain relevant both in the U.S. and with respect to global tax reform initiatives.

Part of the course will focus on the economics and moral rationales for tax policy – what makes good tax policy, and why? We will also be studying the politics of tax, a discipline referred to as political economy. We will be bringing the more theoretical discussions of ideal tax policies into the real world by considering what makes tax reform possible, and where and why it deviates from the ideal.

Assigned readings are noted below.

Objectives of the course

This course has a number of objectives:

1. To gain an understanding of the disciplines and rationales that underlie tax policies;
2. To be able to distinguish between different types of taxes and the pros and cons of each;
3. To familiarize you with current scholarship in the field of tax policy;
4. To expose you to practical and political considerations relevant to tax policy making;
5. To become expert in current domestic and tax policy debates;
6. To develop analytical writing skills relevant for professional communications.

1. Required Course Materials

There will be assigned readings from Christopher Hanna, Tax Policy in a Nutshell (2018) throughout the semester. Note that this book will not be available until early September.

In the meantime, or in lieu of purchasing the book, I am told by West (publisher) that you can access it in the following manner:

To access Study Aid Subscription, go to the website link below. You will have to log in and note your school but otherwise it is fully accessible and free (this is a flat subscription already paid):

- <https://subscription.westacademic.com/>

There are also a number of assigned readings from Joel Slemrod & Jon Bakija, Taxing Ourselves (MIT Press 5th ed. 2018). This book is available to buy or rent from MIT Press at <https://mitpress.mit.edu/books/taxing-ourselves-fifth-edition> . A copy of the book has also been placed on reserve in the library.

All other required course materials are posted on the website or linked to in the syllabus.

2. **Reference Materials**. I have included below a list of Reference Materials that can be consulted for further study.
3. **Office Hours**. My scheduled office hours are Thursday 8AM-10AM, but I will generally have an open door throughout the day on Thursday (other than when I am teaching) and on Wednesday afternoons. I am also available outside of office hours for in-person or phone consultations. These can be scheduled by email at herzfeld@law.ufl.edu.

Reference Materials

1. Ault & Arnold, Comparative Income Taxation--A Structural Analysis, Third Edition, Aspen Publishers (2010)
2. John Diamond and George Zodrow, Fundamental Tax Reform: Issues, Choices and Implications (MIT Press 2008) available to rent or buy at <https://mitpress.mit.edu/books/taxing-ourselves-fifth-edition>
3. Joel Slemrod & Jon Bakija, Taxing Ourselves (MIT Press 5th ed. 2018)
4. Michael Graetz, Follow the Money: Essays on International Taxation (2016). Available at Amazon and for free download at <http://documents.law.yale.edu/follow-the-money>

NOTE: For all Tax Notes articles, you will need a free account at TaxNotes.com. Once logged in, hover "Publications," select either Tax Notes or Tax Notes International. Browse for the issue using the box on the right side menu labeled "Past Issues" by first selecting the correct year from the dropdown, and then the specific issue. Use CTRL+ F to find the article in the use.

Class 1: Wednesday, August 15

Goals of a Tax System

1. Hanna, Chapters 1 and 2
2. Allison Christians, Introduction to Tax Policy Theory (2018), available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3186791
3. Testimony of Mark Mazur
Testimony of Pamela Olson
Testimony of Jonathan Talisman
Testimony of Eric Solomon
Before the Senate Committee on Finance (July 18, 2017)
All available at: <https://www.finance.senate.gov/hearings/comprehensive-tax-reform-prospects-and-challenges>
4. Video: 100th Anniversary of the Income Tax, at: <http://www.taxhistory.org>
5. Joel Slemrod & Jon Bakija, TAXING OURSELVES; Chapter 2 (5th ed. 2018) (**optional**)
6. W. Elliot Brownlee, *Taxation for a Strong and Virtuous Republic*, 45 Tax Notes 1613 (Dec. 25, 1989) (**optional**)

Class 2: Wednesday, August 22

Taxation & Democracy

1. Wolfgang Shoен, *Taxation & Democracy* (working paper, available on canvas)

2. Joel Slemrod & Jon Bakija, [TAXING OURSELVES](#); Chapter 3 (5th ed. 2018)
3. Linda Sugin, *Theories of Distributive Justice and Limitations on Taxation: What Rawls Demands from Tax Systems*, 72 Fordham L. Rev. 1991 (2004) (sections I and II). Available at: <http://ir.lawnet.fordham.edu/flr/vol72/iss5/27>
4. Video: Troubled Times for Democracies: What Role for Social Justice?, at: <http://europa.clients.telemark.com/140467/stage.php>

Class 3: Wednesday, August 29

Progressivity and Distributive Justice

1. Hanna, chapter 7
2. Joseph Bankman & Thomas Griffith, [Social Welfare and the Rate Structure: A New Look at Progressive Taxation](#), 75 Cal. L. Rev. 1905, 1905-1918 (1987)
3. Frank Sammartino, *Taxes & Income Inequality*, Tax Policy Center (June 15, 2017), at: <http://www.taxpolicycenter.org/publications/taxes-and-income-inequality/full>
4. Dan Throop Smith, *High Progressive Tax Rates: Inequity and Immorality?* 20 U. FLA. L. REV. 451 (1968) (optional)

Class 4: Wednesday, September 5

Income Tax and Consumption Tax

1. Hanna, Chapter 3
2. Noel B. Cunningham, [The Taxation of Capital Income and the Choice of Tax Base](#), 52 Tax L. Rev. 17 (1996)
3. Dan Shaviro, *Replacing the Income Tax with a Progressive Consumption Tax*, 103 TAX NOTES 91 (APR. 5, 2004) (sections I-III) Find at www.TaxNotes.com with instructions at top of table.
4. David F. Bradford, *A Tax System for the Twenty-First Century*, in *Toward Fundamental Tax Reform* (Alan Auerbach & Kevin Hassett, eds. 2005) (available on canvas)

Class 5: Wednesday, September 12 -- Class Rescheduled to Thursday September 20, 4PM

The Corporate Tax & The Estate Tax

1. Hanna, Chapter 8
2. Benjamin H. Harris, *Corporate Tax Incidence and Its Implications for Progressivity* (Tax Policy Center 2009) at <http://www.taxpolicycenter.org/sites/default/files/alfresco/publication-pdfs/1001349-Corporate-Tax-Incidence-and-Its-Implications-for-Progressivity.PDF>
3. The Tax Foundation, *Pass-Through Businesses: Data and Policy* (Jan. 17, 2017) at <https://taxfoundation.org/pass-through-businesses-data-and-policy/>

4. Lily Batchelder, *The “Silver Spoon” Tax: How to Strengthen Wealth Transfer Taxation* (Oct. 31, 2016), at: <http://equitablegrowth.org/tax-finance/silver-spoon-tax/>
5. Jt Econ. Comm. Republicans, *Cost and Consequences of the Federal Estate Tax: An Update* (July 25, 2012) at https://www.jec.senate.gov/public/_cache/files/bc9424c1-8897-4dbd-b14c-a17c9c5380a3/costs-and-consequences-of-the-federal-estate-tax-july-25-2012.pdf

Wednesday, September 19: Class Cancelled, rescheduled as special Guest lecture

Class 6: Wednesday, September 26 – Guest Lecturer

The Tax Gap/Noncompliance

1. IRS Report, Tax Gap Estimates for Tax Years 2008–2010, at: <https://www.irs.gov/pub/newsroom/tax%20gap%20estimates%20for%202008%20through%202010.pdf>
2. Aparna Mathur, *How to Help Close the Tax Gap*, Forbes (May 27, 2016), at: <http://www.aei.org/publication/how-to-help-close-the-tax-gap/>
3. U.S. Dep’t. of the Treasury, Update of Reducing the federal Tax Gap and Improving Voluntary Compliance (2009) https://www.irs.gov/pub/newsroom/tax_gap_report_-_final_version.pdf (optional)
4. Alex Raskolnikov, *Crime and Punishment in Taxation: Deceit, Deterrence, and the Self-Adjusting Penalty*, 106 COLUM. L. REV. 569 (2006) (through p.6)
5. Eric A. Posner, *Law and Social Norms: The Case of Tax Compliance*, 86 Va. L. Rev. 1781, 1781- 1805, 1811-1813 (2000)
6. Rita de la Fiera, Tax Fraud and the Rule of Law, Oxford Working Paper Series 18/02 (Jan. 2018), available at https://www.sbs.ox.ac.uk/sites/default/files/Business_Taxation/Events/conferences/2018/Symposium/delaferia-TaxFraud-WP1802.pdf (pp. 1-18).

Class 7: Wednesday, October 3

International Tax Systems & Principles

1. Hanna Chapter 9
2. Michael J. Graetz & Michael M. O’Hear, *The “Original Intent” of U.S. International Taxation*, 46 Duke L.J. 1021 (1996-97) in International Tax Vol 1 page 60
3. Paul Oosterhuis, *The Evolution of U.S. International Tax Policy: What Would Larry Say?* 112 Tax Notes 87 (Jul. 3, 2006) (optional)

Class 8: Wednesday, October 10

Global Justice & Tax Competition

1. Julie Roin, *Taxation without Coordination*, 1 J. of Legal of Studies, No. 1, Part 2, at: <https://ssrn.com/abstract=302141>
2. Peter Dietsch & Thomas Rixen, *Tax Competition and Global Background Justice*, 22 J. Pol. Phil. 150 (2014)
3. Allison Christians, *Human Rights at the Borders of Tax Sovereignty* (2017) at: <http://ssrn.com/abstract=2924925>

Class 9: Wednesday, October 17

International Tax Challenges: Digital Economy Taxation

1. OECD Interim Report on the Digital Economy, available at: <http://www.oecd.org/ctp/tax-challenges-arising-from-digitalisation-interim-report-9789264293083-en.htm>
2. UK Position Paper on Digital Economy and Corporate Taxation, available at: https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/689240/corporate_tax_and_the_digital_economy_update_web.pdf
3. EU Proposals for Fair Taxation of the Digital Economy, available at https://ec.europa.eu/taxation_customs/business/company-tax/fair-taxation-digital-economy_en
4. Paul Oosterhuis & Amanda Parsons, *Destination-Based Income Taxation: Neither Principled Nor Practical?* (forthcoming NYU Tax Law Rev. 2018) (available on canvas)
5. Mindy Herzfeld, *Splitting Digital in Two*, Tax Notes (Jul. 9, 2018)

Class 10: Wednesday, October 24

Transparency and Treaties as Policy

1. Christians, Allison, *Tax Activists and the Global Movement for Development Through Transparency*, in *Tax Law and Development*, Miranda Stewart, Yariv Brauner, ed., Edward Elgar Publishing, 2012, at: <https://ssrn.com/abstract=2029055>
2. Itai Grinberg, *The Battle Over Taxing Offshore Accounts*, 60 UCLA L. Rev. 304 (2012) (part I only)
3. Panama Papers Video: <https://panamapapers.icij.org/>
4. Tsilly Dagan, [THE TAX TREATIES MYTH](#), 32 N.Y.U. J. INT'L L. & POL. 939 (2000)

Special Guest Lecture: Tuesday October 30, 1PM (tentative time) 70 Years of International Tax Policies

Class 11: Wednesday, October 31 (Guest Lecturer)

The Carbon Tax

1. Effects of a Carbon Tax on the Economy and the Environment
Congressional Budget Office, May 2013

https://www.cbo.gov/sites/default/files/113th-congress-2013-2014/reports/44223_Carbon_0.pdf

2. Gilbert E. Metcalf, [Implementing a Carbon Tax](http://www.rff.org/files/document/file/RFF-Rpt-Metcalf_carbontax.pdf) (May 2017)
http://www.rff.org/files/document/file/RFF-Rpt-Metcalf_carbontax.pdf
3. Aparna Mathur & Adele Morris, *A Carbon Tax in Broader U.S. Fiscal Reform*, at <https://www.brookings.edu/research/a-carbon-tax-in-broader-u-s-fiscal-reform/> pages 13-29
4. Congressman Curbelo's Carbon Tax Proposal (July 23, 2018)
https://curbelo.house.gov/uploadedfiles/mkt_choice_act_key_elements.pdf

[Special Guest Lecture, Tuesday Nov. 6, 3:30PM (tentative time)]

Tax Policy: Market Impacts, Market Influences

Guest Lecturer: Todd Castagno, Equity Analyst, Morgan Stanley

Class 12: Wednesday, November 7 (Guest Lecturer)

Getting to Tax reform

1. Edward J. McCaffey & Linda R. Cohen, [Shakedown at Gucci Gulch: The New Logic of Collective Action](#), 84 N.C. Law Rev. 1159 (2006) (Part II)
2. Overview of the Joint Committee Revenue Estimating Process [JCX-2-17](#) (January 23, 2017)
3. Jt. Comm. on Taxation, Estimating Changes in the Federal Individual Income Tax: Exploring the Elasticity of Taxable Income, JCX -2-17 (2017)
<https://www.jct.gov/publications.html?func=startdown&id=4967>

Class 13: Wednesday, November 14

Class Presentations

University Policy on Accommodating Students with Disabilities:

Students requesting accommodation for disabilities must first register with the Dean of Students Office (<http://www.dso.ufl.edu/drc/>). The Dean of Students Office will provide documentation to the student who must then provide this documentation to the Office of Student Affairs when requesting accommodation. You must submit this documentation prior to submitting assignments or taking the quizzes or exams. Accommodations are not retroactive, therefore, students should contact the office as soon as possible in the term for which they are seeking accommodations.

University Policy on Academic Misconduct:

Academic honesty and integrity are fundamental values of the University community. Students should be sure that they understand the UF Student Honor Code at <http://www.dso.ufl.edu/students.php>.

**Netiquette: Communication Courtesy: All members of the class are expected to follow rules of common courtesy in all email messages, threaded discussions and chats.

<http://teach.ufl.edu/docs/NetiquetteGuideforOnlineCourses.pdf>

Getting Help:

For issues with technical difficulties for E-learning in Sakai, please contact the UF Help Desk at:

- Learning-support@ufl.edu
- (352) 392-HELP - select option 2
- <https://lss.at.ufl.edu/help.shtml>

** Any requests for make-ups due to technical issues MUST be accompanied by the ticket number received from LSS when the problem was reported to them. The ticket number will document the time and date of the problem. You MUST e-mail your instructor within 24 hours of the technical difficulty if you wish to request a make-up.

Other resources are available at <http://www.distance.ufl.edu/getting-help> for:

- Counseling and Wellness resources
- Disability resources
- Resources for handling student concerns and complaints
- Library Help Desk support

Should you have any complaints with your experience in this course please visit <http://www.distance.ufl.edu/student-complaints> to submit a complaint.

Class Preparation/Workload:

- Students should expect to spend, on average, approximately two hours preparing for every hour of class.

Appendix A: Questions for short essays

Class 3, Progressivity & Distributive Justice

Question: Describe three rationales for a tax system to have a redistributive component. Which one do you think is most relevant for the 21st century?

Class 4: Income Tax & Consumption Tax

Question: Is a consumption tax regressive? Why? Or why not?

Class 5: Corporate Tax & Estate Tax

Question: The government of Swaziland is considering enacting an estate tax and has asked you for your advice on this matter. Explain why you think it should, or should not, enact an estate tax.

Class 6: The Tax Gap

Question: based on what you know about the recent tax law changes (no additional research necessary) do you think it will add to or decrease the tax gap?

Class 7: International Tax Systems & Principles

Question: Explain the differences between capital export neutrality, capital import neutrality & national neutrality. Which do you think should guide international tax policy?

Class 8: Global Justice & Tax Competition

Question: Germany's corporate tax rate is approximately 30 percent, one of the highest in the OECD. Reduction of the federal rate is currently under consideration, as a way of responding to the drop in the U.S. corporate rate. You've been asked to advise the German government as to whether they should reduce their rate. What is your advice?

Class 9: Digital Economy Taxation

Question: You are advising the Irish government on digital economy taxation

Class 10: Transparency & Treaties as Policy

Question: You are advising the government of Cameroon on whether to enter into a tax treaty with the Netherlands.

Would you advise them to enter into such a treaty? Why or why not?

Class 11: Carbon Tax

Question: This link <http://www.aei.org/events/carbon-taxes-a-problem-or-a-solution-remarks-from-sen-sheldon-whitehouse-d-ri-and-sen-brian-schatz-d-hi/> (Links to an external site.) includes a debate by four panelists starting at approx 26:30 minutes in as to the merits of a carbon tax.

Whose arguments do you think are most persuasive, and why?

Class 12: Getting to Tax Reform

Question: Was enacting tax reform in 2017 something you think history will look back upon favorably, or negatively?

Appendix B: Class Presentations

Topic 1: Should the United States adopt a Value Added Tax?

Alvin Warren, "Would a Consumption Tax Be Fairer Than an Income Tax?," 89 *Yale L.J.* 1081, 1108 (1981)

William M. Gentry and R. Glenn Hubbard, "Distributional Implications of Introducing a Broad- Based Consumption Tax," in James M. Poterba (ed.), *Tax Policy and the Economy*, vol. 11 at 4-9 (1997)

David F. Bradford, *Blueprint for International Tax Reform*, 26 *Brooklyn L. Rev.* 1449 (2001)

David F. Bradford, *Treatment of Financial Services Under Income and Consumption Taxes*, in Henry Aaron and William Gale (eds.), *Economic Effects of Fundamental Tax Reform* (1996)

David Bradford, *Addressing the Transfer-Pricing Problem in an Origin-Basis X- Tax*

Michael J. Graetz, *100 Million Unnecessary Returns: A Fresh Start for the U.S. Tax System* (2002), at: http://digitalcommons.law.yale.edu/fss_papers/1617

Topic 2: Should the world adopt a formulary apportionment system?

Reuven Avi-Yonah, *Between Formulary Apportionment and the OECD Guidelines: A Proposal for Reconciliation*, *World Tax J.* 2, no. 1 (2010): 3-18
<http://repository.law.umich.edu/cgi/viewcontent.cgi?article=2179&context=articles>

Stanley I. Langbein, *The Unitary Method and the Myth of Arm's Length*, 30 *Tax Notes* 625 (Feb. 17, 1986)

John Turro, *The Battle Over Arm's Length and Formulary Apportionment*, 65 *Tax Notes* 1595 (Dec. 26, 1994)

William I. Wilkins & Kenneth W. Gideon, *Memorandum to Worldwide Formulary Apportionment*, 65 *Tax Notes* 1259 (Dec. 5, 1994)

Jerome R. Hellerstein, *Federal Income Taxation of Multinationals: Replacement of Separate Accounting with Formulary Apportionment*, 60 *Tax Notes* 1131 (Aug. 23, 1993)

Louis M. Kauder, *The Unspecific Federal Tax Policy of Arm's Length: A Comment on the Continuing Vitality of Formulary Apportionment at the Federal Level*, 60 *Tax Notes* 1147 (Aug. 23, 1993)

Reuven S. Avi-Yonah, *The Rise and Fall of Arm's Length: A Study in the Evolution of U.S. International Taxation*, U.Mich. Law & Economics Working Papers (2007)
http://repository.law.umich.edu/cgi/viewcontent.cgi?article=1074&context=law_econ_archive

Rosanne Altshuler & Harry Grubert, *Formulary Apportionment: Is It Better than the Current System and Are There Better Alternatives?*, 63 *Nat'l Tax J.* 1145 (2010)

Paul R. McDaniel, *Formulary Taxation in the North American Free Trade Zone*, 49 TAX L. REV. 691, 702-38 (1994)

Jt. Comm. on Taxation, PRESENT LAW AND BACKGROUND RELATED TO POSSIBLE INCOME SHIFTING AND TRANSFER PRICING, JCX-37-10 (July 20, 2010)

Sol Piciotto, *Taxing Multinational Enterprises as Unitary Entities*, 82 TAX NOTES INT'L 895 (MAY 30, 2016).

Topic 3: Should information on country-by-country returns be made public?

Noam Noked, *Public Country-by-Country Reporting: The Shareholders' Case for Mandatory Disclosure*, 90 TAX NOTES INT'L 1501 (Jun. 25, 2018)

Michelle Hanlon, "Country by Country Reporting and the International Allocation of Taxing Rights," *IBFD* (forthcoming, 2018)

Arthur Cockfield and Carl MacArthur, "Country-by-Country Reporting and Commercial Confidentiality," 63 *Canadian Tax J.* 627 (2015)

Reuven S. Avi-Yonah, "Country by Country Reporting and Corporate Privacy: Some Unanswered Questions," 8 *Colum. J. Tax L.* 1 (2016)

Joshua Blank, "Reconsidering Corporate Tax Privacy," 11 *N.Y.U. J. L. & Bus.* 31, 108 (2014)

Joshua Blank, "What's Wrong With Shaming Corporate Tax Abuse?" 62 *Tax L. Rev.* 539 (2009)

Lowell D. Yoder, David G. Noren, and Elizabeth Chao, "Public CBC Reporting Will Not Achieve Its Goals," 8 *Colum. J. Tax L.* 12 (2016)

Maria Theresia Evers, Ina Meier, and Christoph Spengel, "Country-by-Country Reporting: Tension Between Transparency and Tax Planning?" ZEW Centre for European Economic Research Discussion Paper No. 17-008 (Nov. 2016)

EU Proposal for a Directive on Corporate Tax Transparency, available at https://ec.europa.eu/info/publications/proposal-directive-corporate-tax-transparency-country-country-reporting_en

UK public briefing, Public Country by Country Reporting, Number CDP-2017-0233, 20 November 2017

Topic 4: Should the Estate Tax be abolished, or increased?

Daniel H. Cooper, Byron F. Lutz & Michael G. Palumbo, Quantifying the Role of Federal and State Taxes in Mitigating Wage Inequality 17–18 (Fin. and Econ. Discussion Series Div. of Research & Statistics and Monetary Affairs Fed. Reserve Bd., Working Paper No. 2012-5, Jan. 12, 2012), available at www.federalreserve.gov/pubs/feds/2012/201205/201205pap.pdf

Paul L. Caron & James R. Repetti, The Estate Tax Non-Gap, Why Repeal a "Voluntary" Tax?, 20

STAN. L. & POL'Y REV. 153 (2009)

George Cooper, A Voluntary Tax? New Perspectives on Sophisticated Estate Tax Avoidance, 77 COLUM. L. REV. 161 (1977)

Edward J. McCaffery, A Progressive's Silver Linings Playbook: The Case for Repealing Stepped-Up Basis, 138 TAX NOTES 969 (Feb. 25, 2013)

Edward J. McCaffery, The Dirty Little Secret of (Estate) Tax Reform, 65 STAN. L. REV. ONLINE 21 (2012)

Edward J. McCaffery, A Voluntary Tax, Revisited, NAT'L TAX ASS'N PROCEEDINGS 268 (2000)

Edward J. McCaffery, Distracted from Distraction by Distraction: Reimagining Estate Tax Reform, 40 PEPP. L. REV. 1235 (2013)

Curtis Dubay, The Heritage Foundation, The Economic Case Against the Death Tax (2010)
http://www.heritage.org/taxes/report/the-economic-case-against-the-death-tax#_ftn16

Additional reading materials relevant to class presentations will be made available in canvas at the beginning of the semester.