

**§ 1.381(c)(26)-1**

**26 CFR Ch. I (4-1-12 Edition)**

**§ 1.381(c)(26)-1 Credit for employment of certain new employees.**

(a) *Carryovers and carrybacks.* For taxable years beginning before January 1, 1984, the computation of carryovers and carrybacks of unused targeted jobs credit (new jobs credit in the case of wages paid before 1979) under section 44B (as in effect prior to enactment of the Tax Reform Act of 1984) in a transaction to which section 381(a) applies shall be made under the principles of § 1.381(c)(23)-1 (relating to the computation of carryovers and carrybacks of unused investment credit), except that the provisions of paragraph (c)(4) and paragraph (e)(6), (7) and (8) of such section shall not apply.

(b) *Other items.* See § 1.51-1(h) for a rule that applies to certain transfers of a trade or business in which a member of a targeted group is employed.

[T.D. 8062, 50 FR 46003, Nov. 6, 1985]

**§ 1.381(d)-1 Operations loss carryovers of life insurance companies.**

For the application of part V, subchapter C, chapter 1 of the Code to operations loss carryovers of life insurance companies, see section 812(f) and § 1.812-7 and section 381(c)(22) and § 1.381(c)(22)-1.

[T.D. 6625, 27 FR 12543, Dec. 19, 1962]

**§ 1.382-1 Table of contents.**

This section lists the captions that appear in the regulations for §§ 1.382-2 through 1.382-11.

*§ 1.382-2 General rules for ownership change.*

(a) Certain definitions for purposes of sections 382 and 383 and the regulations thereunder.

- (1) Loss corporation.
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  - (ii) Distributor of transferor loss corporation in a transaction under section 381.
  - (iii) Separate accounting required for losses and credits of an acquiring corporation and a distributor or transferor loss corporation.
  - (iv) End of separate accounting for losses and credits of distributor or transferor corporation.
  - (v) Application to other successor corporations.
- (2) Pre-change loss.
- (3) Stock.
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  - (ii) Convertible stock.

- (4) Testing date.
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  - (ii) Exceptions.
- (5) Successor corporation.
- (6) Predecessor corporation.
  - (b) Effective dates.
    - (1) In general. [Reserved]
    - (2) Rules provided in paragraph (a)(3)(ii) of this section.
      - (i) In general.
      - (ii) Certain convertible preferred stock.
      - (3) Rules provided in paragraph (a)(4) of this section.

*§ 1.382-3 Definitions and rules relating to a 5-percent shareholder.*

- (a) Definitions.
  - (1) Entity.
    - (i) In general.
    - (ii) Examples.
    - (iii) Effective date.
      - (A) In general
      - (B) Special rule.
      - (C) Example.
  - (2) [Reserved]
  - (b)-(i) [Reserved]
  - (j) Modification of the segregation rules of § 1.382-2T(j)(2)(iii) in the case of certain issuances of stock.
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      - (ii) Small issuance defined.
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        - (A) In general.
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      - (4) Limitation on exempted stock.
      - (5) Proportionate acquisition of exempted stock.
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        - (ii) Actual knowledge of greater overlapping ownership.
        - (6) Exception for equity structure shifts.
        - (7) Transitory ownership by underwriter disregarded.
        - (8) Certain related issuances.
        - (9) Application to options.
        - (10) Issuance of stock pursuant to the exercise of certain options.
        - (11) Application to first tier and higher tier entities.
        - (12) Certain non-stock ownership interests.
        - (13) Examples.
        - (14) Effective date.
          - (i) In general.