

### **Reg. Section 1.263(a)-6T**

Election to deduct or capitalize certain expenditures (temporary).

(a) In general. Under certain provisions of the Internal Revenue Code, taxpayers may elect to treat capital expenditures as deductible expenses or as deferred expenses, or to treat deductible expenses as capital expenditures.

(b) Election provisions. The sections referred to in paragraph (a) of this section include:

- (1) Section 173 (circulation expenditures);
- (2) Section 174 (research and experimental expenditures);
- (3) Section 175 (soil and water conservation expenditures; endangered species recovery expenditures);
- (4) Section 179 (election to expenses certain depreciable business assets);
- (5) Section 179A (deduction for clean-fuel vehicles and certain refueling property);
- (6) Section 179B (deduction for capital costs incurred in complying with environmental protection agency sulfur regulations);
- (7) Section 179C (election to expense certain refineries);
- (8) Section 179D (energy efficient commercial buildings deduction);
- (9) Section 179E (election to expense advanced mine safety equipment);
- (10) Section 180 (expenditures by farmers for fertilizer);
- (11) Section 181 (treatment of certain qualified film and television productions);
- (12) Section 190 (expenditures to remove architectural and transportation barriers to the handicapped and elderly);
- (13) Section 191 (tertiary injectants);
- (14) Section 194 (treatment of reforestation expenditures);
- (15) Section 195 (start-up expenditures);
- (16) Section 198 (expensing of environmental remediation costs);
- (17) Section 198A (expensing of qualified disaster expenses);
- (18) Section 248 (organization expenditures of a corporation);
- (19) Section 266 (carrying charges);
- (20) Section 616 (development expenditures); and
- (21) Section 709 (organization and syndication fees of a partnership).

(c) Effective/applicability date. This section applies to taxable years beginning on or after January 1, 2012. For the applicability of regulations to taxable years beginning before January 1, 2012, see § 1.263(a)-3 in effect prior to January 1, 2012 (§ 1.263(a)-3 as contained in 26 CFR part 1 edition revised as of April 1, 2011). For the effective dates of the enumerated election provisions, see those Internal Revenue Code sections and the regulations thereunder.

(d) Expiration date. The applicability of this section expires on or before December 23, 2014.