

CHAPTER 220
INHERITANCE TAXES

H. F. 206

AN ACT relating to deduction of debts and expenses for inheritance tax purposes.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section four hundred fifty point twelve (450.12), subsec-
2 tion one (1), Code 1975, is amended to read as follows:

3 1. From the estate of such decedent who at the time of his death was
4 domiciled within this state, there shall be deducted the debts owing by
5 the decedent at the time of his death, the local and state taxes due
6 from the estate in January of the year of his death, and federal taxes
7 owing by the decedent or paid from the estate on Iowa property, a rea-
8 sonable sum for funeral expenses, temporary ~~allowance for the widow~~
9 ~~and children under fifteen years of age~~ allowances as provided in sec-
10 tions six hundred thirty-three point three hundred seventy-four
11 (633.374), six hundred thirty-three point three hundred seventy-five
12 (633.375), six hundred thirty-three point three hundred seventy-six
13 (633.376) and six hundred thirty-three point three hundred seventy-
14 seven (633.377) of the Code, and as granted by the probate court or
15 judge thereof, court costs, the cost of appraisal made for the pur-
16 pose of assessing the inheritance tax, the fee of executors, administra-
17 tors, or trustees as allowed by order of court, the amount paid by the
18 executor or administrator for a bond, the attorney fee in a reasonable
19 amount to be approved by the court for the probate proceedings in said
20 estate, *the costs of the sale of real estate or personal property in the*
21 *estate, including the real estate agent's commission, and expenses*
22 *for abstracting, documentary stamps, and title correction expenses,*
23 and no other sum; provided, however, that the debt of such decedent
24 owing for or secured by property outside of this state, shall not be de-
25 ducted before estimating the tax, except when the property for which
26 the debt is owing or by which it is secured is subject to the tax imposed
27 by this chapter, or when the foreign debt exceeds the value of the
28 property securing it or for which it was contracted, when the excess
29 may be deducted, provided that satisfactory proof of the value of the
30 foreign property and the amount of such debt is furnished to the direc-
31 tor of revenue.

32 Said debts shall not be deducted unless the same are approved and
33 allowed by the court within eighteen months from the death of the de-
34 cedent, unless otherwise ordered by the judge or court of the proper
35 county.

Approved June 16, 1975