



SF 2038 – Inheritance Tax Elimination (LSB5011XS)

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Fiscal Note Version – New

Description

Senate File 2038 repeals the State inheritance tax and the State qualified use inheritance tax. The repeal is effective July 1, 2018, and applies to deaths occurring on or after that date.

Background

Inheritances received by a spouse or lineal ascendants and descendants (children, grandchildren, parents, grandparents, etc.) are exempt from Iowa inheritance tax under current law. For those inheritances not exempt, the tax rate varies by size of the inheritance and category of inheritor.

- If the net value of the entire estate is less than \$25,000, the tax rate is 0.0%.
- For a brother, sister, son-in-law, or daughter-in-law, the rate is 5.0% to 10.0%.
- For an aunt, uncle, niece, nephew, foster child, cousin, brother-in-law, sister-in-law, and all other individual persons, the rate is 10.0% to 15.0%.
- For firms and for-profit corporations and organizations, the rate is 15.0%.
- For charitable, educational, or religious organizations organized under the laws of any other state or country, the rate is 10.0%.
- For bequests for religious services in excess of \$500, the rate is 10.0%.
- For unknown heirs, the rate is 5.0%.
- For public libraries and art galleries, hospitals, humane societies, municipal corporations, or for the care of cemetery or burial lots, or bequests for religious services not to exceed \$500, the rate is 0.0%.

The State qualified use inheritance tax may apply to certain property of the decedent that was used in farming or other trade or business.

Assumptions

- For FY 2018 and FY 2019, the assumed amount of revenue the State will receive under current law is equal to the December 2017 Revenue Estimating Conference inheritance tax estimate.
- For years beyond FY 2019, inheritance tax revenue is projected to grow 3.6% per year.
- In most instances, the tax payment is due nine months after the death date. Therefore, the revenue impact of the July 1, 2018, repeal is delayed.

Fiscal Impact

The repeal of the State inheritance tax and the State qualified use inheritance tax is projected to reduce net General Fund revenue by \$29.2 million in FY 2019 and \$95.8 million in FY 2020. The revenue reduction is projected to grow by 3.6% per year after FY 2020.

Source

Iowa Department of Revenue

/s/ Holly M. Lyons

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The fiscal note for this Bill was prepared pursuant to Joint Rule 17 and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.
