

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 830

Short Title: Equalize Death Tax Credit.

(Public)

Sponsors: Representatives Black; and Wilkins.

Referred to: Finance.

April 11, 1995

A BILL TO BE ENTITLED

AN ACT TO EXTEND THE INHERITANCE TAX CREDIT TO APPLY TO CLASS B AND CLASS C BENEFICIARIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-4(b) is recodified as G.S. 105-6.1.

Sec. 2. G.S. 105-6.1, as recodified by this act, reads as rewritten:

"§ 105-6.1. Inheritance tax credit.

An inheritance tax credit in the amount specified in the following table is allowed against the tax imposed by this Article on the transfer of ~~property to a Class A beneficiary.~~ property.

For Decedents Dying on or After

Amount of Credit

August 1, 1985 \$ 2,350

July 1, 1986 8,150

January 1, 1987 14,150

January 1, 1988 20,150

January 1, 1989 26,150

This credit is allowed to ~~Class A~~ beneficiaries in the following order:

- 1 (1) Children who are less than 18 years old, and children who are at least 18
2 years old and who are single, are unable to support themselves because
3 of mental or physical incapacity, and either are members of the
4 decedent's household or, because of their mental or physical incapacity,
5 live in an institution.
6 (2) ~~Other Class A Beneficiaries.~~ beneficiaries.
7 (3) Class B beneficiaries.
8 (4) Class C beneficiaries who are related to the decedent by blood or
9 marriage.
10 (5) Other Class C beneficiaries.

11 The status of a beneficiary is determined as of the date of the decedent's death. When
12 two or more beneficiaries are equally entitled to the credit, the credit shall be allocated
13 among those beneficiaries on a pro rata basis according to their tax liability. The credit
14 allowed by this section may not exceed the amount of tax imposed by this Article."

15 Sec. 3. This act is effective upon ratification and applies to the estates of
16 decedents dying on or after January 1, 1995.