

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1121 Session of  
1995

INTRODUCED BY ROBERTS, THOMAS, GORDNER, YEWIC, GEORGE, McCALL,  
LUCYK, BELFANTI, SHANER, STABACK, MILLER, HALUSKA,  
YOUNGBLOOD, MERRY, TRELLO, CIVERA, PISTELLA, LAUGHLIN AND  
BOSCOLA, MARCH 13, 1995

REFERRED TO COMMITTEE ON FINANCE, MARCH 13, 1995

AN ACT

1 Amending the act of March 4, 1971 (P.L.6, No.2), entitled "An  
2 act relating to tax reform and State taxation by codifying  
3 and enumerating certain subjects of taxation and imposing  
4 taxes thereon; providing procedures for the payment,  
5 collection, administration and enforcement thereof; providing  
6 for tax credits in certain cases; conferring powers and  
7 imposing duties upon the Department of Revenue, certain  
8 employers, fiduciaries, individuals, persons, corporations  
9 and other entities; prescribing crimes, offenses and  
10 penalties," further providing for the inheritance tax.

11 The General Assembly of the Commonwealth of Pennsylvania  
12 hereby enacts as follows:

13 Section 1. Section 2116(a) of the act of March 4, 1971  
14 (P.L.6, No.2), known as the Tax Reform Code of 1971, amended  
15 June 16, 1994 (P.L.279, No.48), is amended to read:

16 Section 2116. Inheritance Tax.--(a) (1) Inheritance tax  
17 upon the transfer of property passing to or for the use of any  
18 of the following shall be at the rate of six per cent:

19 (i) grandfather, grandmother, father, mother and lineal  
20 descendants; [or]

21 (ii) wife or widow and husband or widower of a child[.]; or

1        (iii) Uncle, aunt, nephew or niece.

2        (1.1) Inheritance tax upon the transfer of property passing  
3 to or for the use of a husband or wife shall be:

4        (i) At the rate of three per cent for estates of decedents  
5 dying on or after July 1, 1994, and before January 1, 1996.

6        (ii) At the rate of two per cent for estates of decedents  
7 dying on or after January 1, 1996, and before January 1, 1997.

8        (iii) At the rate of one per cent for estates of decedents  
9 dying on or after January 1, 1997, and before January 1, 1998.

10       (2) Inheritance tax upon the transfer of property passing to  
11 or for the use of all persons other than those designated in  
12 subclause (1) or (1.1) or exempt under section 2111(m) shall be  
13 at the rate of fifteen per cent.

14       (3) When property passes to or for the use of a husband and  
15 wife with right of survivorship, one of whom is taxable at a  
16 rate lower than the other, the lower rate of tax shall be  
17 applied to the entire interest.

18       \* \* \*

19       Section 2. This act shall take effect in 60 days.