

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1884 Session of
2019

INTRODUCED BY MURT, STEPHENS, PETRARCA, KINSEY, BURGOS, McNEILL,
CALTAGIRONE, McCARTER, YOUNGBLOOD, NEILSON, CIRESI, HILL-
EVANS, CONKLIN, SCHLEGEL CULVER, DeLUCA, READSHAW AND
SCHWEYER, SEPTEMBER 26, 2019

REFERRED TO COMMITTEE ON FINANCE, SEPTEMBER 26, 2019

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," in inheritance tax, further providing for
11 definitions and for inheritance tax.

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

14 Section 1. Section 2102 of the act of March 4, 1971 (P.L.6,
15 No.2), known as the Tax Reform Code of 1971, is amended by
16 adding a definition to read:

17 Section 2102. Definitions.--The following words, terms and
18 phrases, when used in this article, shall have the meanings
19 ascribed to them in this section, except where the context
20 clearly indicates a different meaning:

21 * * *

1 "Individual with a disability." An individual who is
2 entitled to benefits based on blindness or disability under
3 Title II or XVI of the Social Security Act (49 Stat. 620, 42
4 U.S.C. § 301 et seq.) and the blindness or disability occurred
5 before the date on which the individual attained twenty-six
6 years of age.

7 * * *

8 Section 2. Section 2116(a)(2) of the act, amended June 28,
9 2019 (P.L.50, No.13), is amended and the subsection is amended
10 by adding a subclause to read:

11 Section 2116. Inheritance Tax.--(a) * * *

12 (1.5) Inheritance tax upon the transfer of property and
13 other assets either directly to an individual with a disability
14 or to a trust for the benefit of an individual with a disability
15 from a natural parent, an adoptive parent or a stepparent of the
16 individual with a disability shall be at the rate of zero per
17 cent.

18 (2) Inheritance tax upon the transfer of property passing to
19 or for the use of all persons other than those designated in
20 subclause (1), (1.1), (1.2), (1.3) [or], (1.4) or (1.5) or
21 exempt under section 2111(m) shall be at the rate of fifteen per
22 cent.

23 * * *

24 Section 3. This act shall apply to the estates of decedents
25 dying on or after the effective date of this section.

26 Section 4. This act shall take effect in 60 days.