

HOUSE No. 35

Accompanying the eighth recommendation of the Commissioner of Corporations and Taxation (House, No. 27). Taxation. Dec. 2, 1926.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Twenty-Seven.

An Act relative to Inheritance Taxes.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The first paragraph of section one of
2 chapter sixty-five, as amended by chapter three hun-
3 dred and forty-seven, and section one of chapter four
4 hundred and three, both of the acts of the year nineteen
5 hundred and twenty-two, by chapter one hundred and
6 twenty-eight of the acts of nineteen hundred and twenty-
7 four, and sections one and three of chapter three hun-
8 dred and thirty-eight of the acts of nineteen hundred
9 and twenty-five, and section two of chapter one hundred
10 and forty-eight of the acts of nineteen hundred and
11 twenty-six, is hereby further amended by striking out
12 in the fifth and sixth lines the words "and all stock
13 in any national bank situated in this commonwealth or
14 in any corporation organized under the laws of this
15 commonwealth"; by striking out in the rate column
16 in Class A the percentages five and a half, six and seven,
17 and inserting in place thereof in the last three columns

18 the percentages six, seven and eight; and by striking
19 out all of the last paragraph in said section one, so as
20 to read as follows:— *Section 1.* All property within
21 the jurisdiction of the commonwealth, corporeal or in-
22 corporeal, and any interest therein, belonging to in-
23 habitants of the commonwealth, and all real estate
24 or any interest therein and all tangible personal prop-
25 erty within the commonwealth belonging to persons who
26 are not inhabitants of the commonwealth, which shall
27 pass by will, or by laws regulating intestate succession,
28 or by deed, grant or gift, except in cases of a bona fide
29 purchase for full consideration in money or money's
30 worth, made in contemplation of the death of the grantor
31 or donor or made or intended to take effect in possession
32 or enjoyment after his death, and any beneficial interest
33 therein which shall arise or accrue by survivorship in any
34 form of joint ownership in which the decedent joint owner
35 contributed during his life any part of the property held
36 in such joint ownership or of the purchase price thereof,
37 to any person, absolutely or in trust, except to or for the
38 use of charitable, educational or religious societies or
39 institutions, the property of which is by the laws of the
40 commonwealth exempt from taxation, or for or upon
41 trust for any charitable purposes to be carried out
42 within the commonwealth, or to or for the use of the
43 commonwealth or any town therein for public purposes,
44 shall be subject to a tax at the percentage rates fixed by
45 the following table:

RELATIONSHIP OF BENEFICIARY TO DECEASED.	RATE PER CENTUM OF TAX ON VALUE OF PROPERTY OR INTEREST.							
	On Value not over \$10,000.	On Excess above \$10,000, not over \$25,000.	On Excess above \$25,000, not over \$50,000.	On Excess above \$50,000, not over \$250,000.	On Excess above \$250,000, not over \$500,000.	On Excess above \$500,000, not over \$750,000.	On Excess above \$750,000, not over \$1,000,000.	On Excess above \$1,000,000.
CLASS A. Husband, wife, father, mother, child, adopted child, adoptive parent, grandchild	1%	1%	2%	4%	5%	6%	7%	8%
CLASS B. Lineal ancestor, except father or mother; lineal descendant, except child or grandchild; lineal descendant of adopted child; lineal ancestor of adoptive parent; wife or widow of a son; husband of a daughter	1%	2%	4%	5%	6%	7%	8%	9%
CLASS C. Brother, sister, half brother, half sister, nephew, niece, step-child or step-parent	3%	5%	7%	8%	9%	10%	11%	12%
CLASS D. All others	5%	6%	7%	8%	9%	10%	11%	12%

46 Provided, however, that no property or interest
 47 therein, which shall pass or accrue to or for the use of
 48 a person in Class A, except a grandchild of the deceased,
 49 unless its value exceeds ten thousand dollars, and no
 50 other property or interest therein, unless its value ex-
 51 ceeds one thousand dollars, shall be subject to the tax
 52 imposed by this chapter, and no tax shall be exacted
 53 upon any property or interest so passing or accruing
 54 which shall reduce the value of such property or interest
 55 below said amounts

56 All property and interests therein which shall pass
 57 from a decedent to the same beneficiary by any one or
 58 more of the methods hereinbefore specified and all bene-
 59 ficial interests which shall accrue in the manner herein-
 60 before provided to such beneficiary on account of the

61 death of such decedent shall be united and treated as a
62 single interest for the purpose of determining the tax
63 hereunder.

1 SECTION 2. Section four of said chapter sixty-five, as
2 amended by section two of chapter four hundred and
3 three of the acts of nineteen hundred and twenty-two,
4 is hereby further amended by striking out all of said
5 section four.

1 SECTION 3. Section eight of said chapter sixty-five,
2 as amended by section sixteen of chapter five hundred
3 and twenty of the acts of nineteen hundred and twenty-
4 two, is hereby further amended by striking out all of
5 said section.

1 SECTION 4. Section twenty-seven of said chapter
2 sixty-five, as amended by section eighteen of chapter
3 five hundred and twenty of the acts of nineteen hundred
4 and twenty-two, is hereby further amended by striking
5 out in lines eight and nine the words " payment of the
6 amount so certified shall be a discharge of the tax".

1 SECTION 5. Chapter three hundred and fifty-five of
2 the acts of nineteen hundred and twenty-six is hereby
3 reenacted, extended and made operative and in full force
4 and effect to June first, nineteen hundred and twenty-
5 eight.