

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 119

Introduced by Wightman, 36.

Read first time January 09, 2009

Committee: Revenue

A BILL

1 FOR AN ACT relating to revenue and taxation; to amend sections
2 77-2005 and 77-2040, Revised Statutes Cumulative
3 Supplement, 2008; to change inheritance tax provisions;
4 to provide for applicability; and to repeal the original
5 sections.

6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 77-2005, Revised Statutes Cumulative
2 Supplement, 2008, is amended to read:

3 77-2005 In the case of an uncle, aunt, niece, or nephew
4 related to the deceased by blood or legal adoption, or other lineal
5 descendant of the same, or the spouse or surviving spouse of any
6 of such persons, the rate of tax shall be ~~thirteen~~ ten percent of
7 the clear market value of the property received by each person in
8 excess of fifteen thousand dollars. If the clear market value of
9 the beneficial interest is fifteen thousand dollars or less, it
10 shall not be subject to tax.

11 Sec. 2. Section 77-2040, Revised Statutes Cumulative
12 Supplement, 2008, is amended to read:

13 77-2040 Sections 77-2002 to 77-2004 and 77-2102 shall
14 become operative on December 31, 1982, and shall apply to all
15 property which passes from a decedent dying after such date.
16 Sections 77-2001, 77-2032, and 77-2106 shall become operative on
17 July 17, 1982. The changes made in sections 77-2004 to 77-2006
18 by Laws 2007, LB 502, apply to all property which passes from a
19 decedent dying on or after January 1, 2008. The changes made to
20 section 77-2010 by Laws 2007, LB 502, apply to decedents dying on
21 or after January 1, 2008. The change made in section 77-2005 by
22 this legislative bill applies to all property which passes from a
23 decedent dying on or after January 1, 2009.

24 Sec. 3. Original sections 77-2005 and 77-2040, Revised
25 Statutes Cumulative Supplement, 2008, are repealed.