

BY repealing

Article – Tax – General

Section 7–203(j)

Annotated Code of Maryland

(1997 Replacement Volume and 1999 Supplement)

BY renumbering

Article – Tax – General

Section 7–203(k) and (l), respectively

to be Section 7–203(j) and (k), respectively

Annotated Code of Maryland

(1997 Replacement Volume and 1999 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Tax – General

7–203.

(b) The inheritance tax does not apply to the receipt of [the family allowance that a surviving spouse and minor children of a decedent are allowed under § 3–201 of the Estates and Trusts Article] PROPERTY THAT PASSES FROM A DECEDENT TO OR FOR THE USE OF:

- (1) A GRANDPARENT OF THE DECEDENT;
- (2) A PARENT OF THE DECEDENT;
- (3) A SPOUSE OF THE DECEDENT;
- (4) A CHILD OR OTHER LINEAL DESCENDANT OF THE DECEDENT;
- (5) A SPOUSE OF A CHILD OR OTHER LINEAL DESCENDANT OF THE DECEDENT;
- (6) A STEPPARENT OR STEPCHILD OF THE DECEDENT;
- (7) A BROTHER OR SISTER OF THE DECEDENT; OR
- (~~7~~) (8) A CORPORATION IF ALL OF ITS STOCKHOLDERS CONSIST OF THE SURVIVING SPOUSE, PARENTS, STEPPARENTS, STEPCHILDREN, BROTHERS, SISTERS, AND LINEAL DESCENDANTS OF THE DECEDENT AND SPOUSES OF THE LINEAL DESCENDANTS.

[(j) The inheritance tax does not apply to the receipt of property that passes from a decedent to or for the use of the surviving spouse of the decedent and is:

- (1) an interest in property that is held in the name of the decedent and the surviving spouse and passes by right of survivorship;
- (2) real property, including leasehold property; or