

Schedule of Transfer Tax Exemption Amounts

Year	Top Estate, Gift & GST Tax Rate	Estate Tax Applicable Exemption Amount	Maximum State Death Tax Credit	Estate Tax Unified Credit Amount	GST Tax Exemption Amount	Gift Tax Applicable Exemption Amount	Gift Tax Credit Amount	Gift Tax Annual Exclusion
1997	55%	\$600,000	100%	\$192,800	\$1 million	\$600,000	\$192,800	\$10,000
1998	55%	\$625,000	100%	\$202,050	\$1 million	\$625,000	\$202,050	\$10,000
1999	55%	\$650,000	100%	\$211,300	\$1,010,000	\$650,000	\$211,300	\$10,000
2000	55%	\$675,000	100%	\$220,550	\$1,030,000	\$675,000	\$220,550	\$10,000
2001	55%	\$675,000	100%	\$220,550	\$1,060,000	\$675,000	\$220,550	\$10,000
2002	50%	\$1 million	75%	\$345,800	\$1.1 million	\$1 million	\$345,800	\$11,000
2003	49%	\$1 million	50%	\$345,800	\$1,120,000	\$1 million	\$345,800	\$11,000
2004	48% (QFOBI elim'd 1/1/04 through 12/31/09)	\$1.5 million	25%	\$555,800	\$1.5 million	\$1 million	\$345,800	\$11,000
2005	47%	\$1.5 million	0%	\$555,800	\$1.5 million	\$1 million	\$345,800	\$11,000
2006	46%	\$2 million	0%	\$780,800	\$2 million	\$1 million	\$345,800	\$12,000
2007	45%	\$2 million	0%	\$780,800	\$2 million	\$1 million	\$345,800	\$12,000
2008	45%	\$2 million	0%	\$780,800	\$2 million	\$1 million	\$345,800	\$12,000
2009	45%	\$3.5 million	0%	\$1,455,800	\$3.5 million	\$1 million	\$345,800	\$13,000
2010	35% for estates, 0% for gen. skip transfers*	\$5 million <i>(estates can choose between estate tax & modified carryover basis)</i>	0%	\$1,730,800	\$5 million	\$1 million <i>(at 35%)</i>	\$330,800 <i>(see §2505)</i>	\$13,000
2011	35%	\$5 million	0%	\$1,730,800	\$5 million	\$5 million	\$1,730,800	\$13,000
2012	35%	\$5.12 million	0%	\$1,772,800	\$5.12 million	\$5.12 million	\$1,772,800	\$13,000
2013	40%	\$5.25 million	0%	\$2,045,800	\$5.25 million	\$5.25 million	\$2,045,800	\$14,000
2014	40%	\$5.34 million	0%	\$2,081,800	\$5.34 million	\$5.34 million	\$2,081,800	\$14,000
2015	40%	\$5.43 million	0%	\$2,117,800	\$5.43 million	\$5.43 million	\$2,117,800	\$14,000
2016	40%	\$5.45 million	0%	\$2,125,800	\$5.45 million	\$5.45 million	\$2,125,800	\$14,000
2017	40%	\$5.49 million	0%	\$2,141,800	\$5.49 million	\$5.49 million	\$2,141,800	\$14,000

Notes for 2017:

- Highest tax bracket for trusts and estates (39.6%) is imposed if taxable income exceeds \$12,500. Married individuals filing jointly reach the highest bracket (also 39.6%) for taxable income in excess of \$470,700.
- Dollar amount used to determine the "2% portion" for purposes of calculating interest when a §6166 election has been made is \$1,490,000.

Historical Notes:

- The 2010 Tax Relief Act reinstated the GST tax, effective for generation-skipping transfers made after 2009, but with a non-Code provision specifying a zero §2641(a) applicable rate for generation-skipping transfers made in 2010. The 2010 TRA reduced the GST tax rate to 35% for generation-skipping transfers made in 2011-2012 53.2 and increased the GST exemption to \$5 million for transfers made in 2010-2012 (with an inflation adjustment for transfers made after 2011).
- The 2010 Tax Relief Act also provided that, in 2013, the transfer tax exemptions would return to \$1M, with a top rate of 55%. However, the American Taxpayer Relief Act of 2012 averted the so-called "fiscal cliff", and provides for a permanent 40% top rate and a \$5 million exclusion (indexed for inflation), for decedents dying after December 31, 2012.
- Pub. L. reduced the credit for state death taxes for decedents dying after Dec. 31, 2001. See Code §2058 re: deduction for estate taxes paid, beginning in 2005.