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45 IAC 4.1-1-6 "County assessor" defined (Repealed)

| ARTICLE 4.1. DEATH TAXATION  |   |
|--|---|
| Rule 1.  | Definitions   |
| Rule 2.  | Imposition of the Inheritance Tax   |
| Rule 3.  | Exemptions and Deductions   |
| Rule 4.  | Returns   |
| Rule 5.  | Valuation of Property Interests   |
| Rule 6.  | Review of Inheritance Tax Determination   |
| Rule 7.  | Inheritance Tax Lien  |
| Rule 8.  | Limitations on the Transfer of a Decedent's Property                                    |
| Rule 9.  | Payment and Collection of Inheritance Taxes   |
| Rule 10.   | Refunds   |
| Rule 11.   | Indiana Estate Tax  |
| Rule 12.   | Indiana Generation-Skipping Transfer Tax  |
| Rule 13.   | Penalties   |
| Rule 1. Definitions  45 IAC 4.1-1-1 45 IAC 4.1-1-2   | Applicability (Repealed) "Appropriate probate court" defined (Repealed)                 |
| 45 IAC 4.1-1-3   | "Class A transferee" defined (Repealed)   |
| 45 IAC 4.1-1-4   | "Class B transferee" defined (Repealed)   |
| 45 IAC 4.1-1-5   | "Class C transferee" defined (Repealed)   |
| 45 IAC 4.1-1-6   | "County assessor" defined (Repealed)  |
| 45 IAC 4.1-1-7   | "County treasurer" defined (Repealed)   |
| 45 IAC 4.1-1-8   | "Department" defined (Repealed)   |
| 45 IAC 4.1-1-9   | "Federal death tax credit" defined (Repealed)   |
| 45 IAC 4.1-1-10  | "In loco parentis parent" defined (Repealed)  |
| 45 IAC 4.1-1-11  | "Intangible personal property" defined (Repealed)                                       |
| 45 IAC 4.1-1-12  | "Nonresident decedent" defined (Repealed)   |
| 45 IAC 4.1-1-13  | "Resident decedent" defined (Repealed)  |
| 45 IAC 4.1-1-14  | "Transferee" defined (Repealed)   |
| 45 IAC 4.1-1-1 Applicability (Repealed)  |   |
| Sec. 1. (Repealed by Departm   | nent of State Revenue; filed Nov 25, 2014, 3:41 p.m.: <u>20141224-IR-045140334FRA</u> ) |
| 45 IAC 4.1-1-2 "Appropriate probate court" defined (Repealed)  |   |
| Sec. 2. (Repealed by Departm   | nent of State Revenue; filed Nov 25, 2014, 3:41 p.m.: <u>20141224-IR-045140334FRA</u> ) |
| 45 IAC 4.1-1-3 "Class A transfere  | e" defined (Repealed)   |
| Sec. 3. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: <u>20130102-IR-045120429FRA</u> ) |   |
| 45 IAC 4.1-1-4 "Class B transferee" defined (Repealed)   |   |
| Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: <u>20141224-IR-045140334FRA</u> ) |   |
| 45 IAC 4.1-1-5 "Class C transferee" defined (Repealed)   |   |
| Sec. 5. (Repealed by Departm   | nent of State Revenue; filed Nov 25, 2014, 3:41 p.m.: <u>20141224-IR-045140334FRA</u> ) |

Sec. 6. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-7 "County treasurer" defined (Repealed) Sec. 7. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-8 "Department" defined (Repealed) Sec. 8. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-9 "Federal death tax credit" defined (Repealed) Sec. 9. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-10 "In loco parentis parent" defined (Repealed) Sec. 10. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-11 "Intangible personal property" defined (Repealed) Sec. 11. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-12 "Nonresident decedent" defined (Repealed) Sec. 12. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-13 "Resident decedent" defined (Repealed) Sec. 13. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) 45 IAC 4.1-1-14 "Transferee" defined (Repealed) Sec. 14. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA) **Rule 2. Imposition of the Inheritance Tax** 45 IAC 4.1-2-1 Time of imposition (Repealed) 45 IAC 4.1-2-2 Will contest (Repealed) 45 IAC 4.1-2-3 Disclaimer (Repealed) 45 IAC 4.1-2-4 Situs of tangible personal property (Repealed) 45 IAC 4.1-2-5 Transfer by will or otherwise (Repealed) 45 IAC 4.1-2-1 Time of imposition (Repealed)

Indiana Administrative Code Page 2

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

45 IAC 4.1-2-2 Will contest (Repealed)

### 45 IAC 4.1-2-3 Disclaimer (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-2-4 Situs of tangible personal property (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-2-5 Transfer by will or otherwise (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# Rule 3. Exemptions and Deductions

| 45 IAC 4.1-3-1  | Charitable exemptions (Repealed)   |
|-----------------|--|
| 45 IAC 4.1-3-2  | Cemetery association (Repealed)  |
| 45 IAC 4.1-3-3  | Life insurance proceeds (Repealed)   |
| 45 IAC 4.1-3-4  | Annuity payments (Repealed)  |
| 45 IAC 4.1-3-5  | Transfers to a surviving spouse (Repealed)   |
| 45 IAC 4.1-3-6  | Personal exemptions (Repealed)   |
| 45 IAC 4.1-3-7  | Debt deductions (Repealed)   |
| 45 IAC 4.1-3-8  | Tax deductions (Repealed)  |
| 45 IAC 4.1-3-9  | Mortgage deduction (Repealed)  |
| 45 IAC 4.1-3-10 | Funeral expenses deduction (Repealed)  |
| 45 IAC 4.1-3-11 | Deduction for administrative expenses (Repealed)                                       |
| 45 IAC 4.1-3-12 | Deductions against nonprobate property not transferred by a trust agreement (Repealed) |
| 45 IAC 4.1-3-13 | Deductions allowable in estates of nonresidents (Repealed)                             |

# 45 IAC 4.1-3-1 Charitable exemptions (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-3-2 Cemetery association (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-3-3 Life insurance proceeds (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-3-4 Annuity payments (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-3-5 Transfers to a surviving spouse (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-3-6 Personal exemptions (Repealed)

Sec. 6. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

### 45 IAC 4.1-3-7 Debt deductions (Repealed)

Sec. 7. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-3-8 Tax deductions (Repealed)

Sec. 8. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-3-9 Mortgage deduction (Repealed)

Sec. 9. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-3-10 Funeral expenses deduction (Repealed)

Sec. 10. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-3-11 Deduction for administrative expenses (Repealed)

Sec. 11. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-3-12 Deductions against nonprobate property not transferred by a trust agreement (Repealed)

Sec. 12. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-3-13 Deductions allowable in estates of nonresidents (Repealed)

Sec. 13. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# Rule 4. Returns

| 45 IAC 4.1-4-1 | Inheritance tax return (Repealed)                    |
|----------------|--|
| 45 IAC 4.1-4-2 | Extension of filing time (Repealed)                  |
| 45 IAC 4.1-4-3 | Attachments to the inheritance tax return (Repealed) |
| 45 IAC 4.1-4-4 | Federal estate tax return (Repealed)                 |

### 45 IAC 4.1-4-1 Inheritance tax return (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-4-2 Extension of filing time (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-4-3 Attachments to the inheritance tax return (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: <u>20141224-IR-04514</u>0334FRA)

# 45 IAC 4.1-4-4 Federal estate tax return (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# Rule 5. Valuation of Property Interests

| 45 IAC 4.1-5-1  | "Fair market value" defined (Repealed)   |
|-----------------|--|
| 45 IAC 4.1-5-2  | Appraisal date (Repealed)  |
| 45 IAC 4.1-5-3  | Actively traded stocks or bonds (Repealed)   |
| 45 IAC 4.1-5-4  | Closely held corporations, partnership interests, and unincorporated businesses (Repealed) |
| 45 IAC 4.1-5-5  | Interest and dividends (Repealed)  |
| 45 IAC 4.1-5-6  | Mineral interests (Repealed)   |
| 45 IAC 4.1-5-7  | Buy and sell agreements (Repealed)   |
| 45 IAC 4.1-5-8  | Obligations owed a decedent (Repealed)   |
| 45 IAC 4.1-5-9  | Commissions, copyrights, patents, or royalties (Repealed)                                  |
| 45 IAC 4.1-5-10 | Annuities, life estates, or remainders (Repealed)  |
| 45 IAC 4.1-5-11 | Appraisal of a resident decedent's property (Repealed)                                     |
| 45 IAC 4.1-5-12 | Appraisal of a nonresident decedent's property (Repealed)                                  |
|                 |  |

# 45 IAC 4.1-5-1 "Fair market value" defined (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-5-2 Appraisal date (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-5-3 Actively traded stocks or bonds (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-5-4 Closely held corporations, partnership interests, and unincorporated businesses (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-5-5 Interest and dividends (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-5-6 Mineral interests (Repealed)

Sec. 6. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-5-7 Buy and sell agreements (Repealed)

Sec. 7. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-5-8 Obligations owed a decedent (Repealed)

Sec. 8. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-5-9 Commissions, copyrights, patents, or royalties (Repealed)

Sec. 9. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-5-10 Annuities, life estates, or remainders (Repealed)

Sec. 10. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-5-11 Appraisal of a resident decedent's property (Repealed)

Sec. 11. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-5-12 Appraisal of a nonresident decedent's property (Repealed)

Sec. 12. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### **Rule 6. Review of Inheritance Tax Determination**

45 IAC 4.1-6-1 Time limitations (Repealed)
45 IAC 4.1-6-2 Appeal to probate court (Repealed)

# 45 IAC 4.1-6-1 Time limitations (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-6-2 Appeal to probate court (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### Rule 7. Inheritance Tax Lien

| 45 IAC 4.1-7-1 | Attachment of lien (Repealed)            |
|----------------|--|
| 45 IAC 4.1-7-2 | Termination of lien (Repealed)           |
| 45 IAC 4.1-7-3 | Liability for inheritance tax (Repealed) |

### 45 IAC 4.1-7-1 Attachment of lien (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-7-2 Termination of lien (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-7-3 Liability for inheritance tax (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# Rule 8. Limitations on the Transfer of a Decedent's Property

| 45 IAC 4.1-8-1 | Transfers to a surviving spouse (Repealed)                     |
|----------------|--|
| 45 IAC 4.1-8-2 | Transfer of a checking account (Repealed)                      |
| 45 IAC 4.1-8-3 | Transfer to a surviving joint tenant (Repealed)                |
| 45 IAC 4.1-8-4 | Transfer of insurance proceeds (Repealed)                      |
| 45 IAC 4.1-8-5 | Transfers to a personal representative (Repealed)              |
| 45 IAC 4.1-8-6 | Transfers from a personal representative or trustee (Repealed) |
| 45 IAC 4.1-8-7 | Small estate affidavit (Repealed)                              |
| 45 IAC 4.1-8-8 | Nonresident decedent's property (Repealed)                     |

45 IAC 4.1-8-9 Safe deposit boxes (Repealed)

### 45 IAC 4.1-8-1 Transfers to a surviving spouse (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-8-2 Transfer of a checking account (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-8-3 Transfer to a surviving joint tenant (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-8-4 Transfer of insurance proceeds (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-8-5 Transfers to a personal representative (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-8-6 Transfers from a personal representative or trustee (Repealed)

Sec. 6. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-8-7 Small estate affidavit (Repealed)

Sec. 7. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-8-8 Nonresident decedent's property (Repealed)

Sec. 8. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-8-9 Safe deposit boxes (Repealed)

Sec. 9. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

# Rule 9. Payment and Collection of Inheritance Taxes

| 45 IAC 4.1-9-1 | Due dates (Repealed)                         |
|----------------|--|
| 45 IAC 4.1-9-2 | Discount for early payments (Repealed)       |
| 45 IAC 4.1-9-3 | Interest on late payments (Repealed)         |
| 45 IAC 4.1-9-4 | Payment of taxes (Repealed)                  |
| 45 IAC 4.1-9-5 | Collection of taxes (Repealed)               |
| 45 IAC 4.1-9-6 | Compromise of tax or interest due (Repealed) |

# 45 IAC 4.1-9-1 Due dates (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

### 45 IAC 4.1-9-2 Discount for early payments (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

### 45 IAC 4.1-9-3 Interest on late payments (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-9-4 Payment of taxes (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-9-5 Collection of taxes (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

# 45 IAC 4.1-9-6 Compromise of tax or interest due (Repealed)

Sec. 6. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# Rule 10. Refunds

| 45 IAC 4.1-10-1 | Time limit for filing          |
|-----------------|--------------------------------|
| 45 IAC 4.1-10-2 | Interest on refunds (Repealed) |
| 45 IAC 4.1-10-3 | Orders for refund (Repealed)   |
| 45 IAC 4.1-10-4 | Appeal of refund order         |

# 45 IAC 4.1-10-1 Time limit for filing

Authority: <u>IC 6-4.1-12-6</u> Affected: <u>IC 6-4.1-10-1</u>

Sec. 1. A claim for refund of inheritance tax or Indiana estate tax is not valid unless it is filed with the department within the later of:

- (1) three (3) years after the date the tax is paid; or
- (2) one (1) year after the date the tax is finally determined.

(Department of State Revenue; 45 IAC 4.1-10-1; filed Apr 28, 1994, 9:30 a.m.: 17 IR 2038)

# 45 IAC 4.1-10-2 Interest on refunds (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

### 45 IAC 4.1-10-3 Orders for refund (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

# 45 IAC 4.1-10-4 Appeal of refund order

Authority: IC 6-4.1-12-6

Affected: <u>IC 6-4.1-10-4</u>; <u>IC 6-4.1-10-5</u>

Sec. 4. (a) An appeal of a refund order must be initiated within ninety (90) days after the date the department enters the order. (b) To commence an appeal, a complaint in which the department is named as the defendant must be filed in one (1) of the

#### following courts:

- (1) The probate court of the county in which administration of the estate is pending, if the appeal involves either a resident or a nonresident decedent's estate and administration of the estate is pending in Indiana.
- (2) The probate court of the county in which the decedent was domiciled at the time of the decedent's death, if the appeal involves a resident decedent's estate and no administration of the estate is pending in Indiana.
- (3) The probate court of any county in which any of the decedent's property was located at the time of the decedent's death, if the appeal involves a nonresident decedent's estate and no administration of the estate is pending in Indiana.
- (c) When an appeal is initiated under subsection (b), the probate court determines if a refund is due and the amount. (Department of State Revenue; 45 IAC 4.1-10-4; filed Jul 28, 1994, 4:00 p.m.: 17 IR 2799)

### Rule 11. Indiana Estate Tax

| 45 IAC 4.1-11-1 | Imposition of estate tax (Repealed)           |
|-----------------|---|
| 45 IAC 4.1-11-2 | Due dates (Repealed)                          |
| 45 IAC 4.1-11-3 | Payment of estate tax (Repealed)              |
| 45 IAC 4.1-11-4 | Credit against inheritance tax (Repealed)     |
| 45 IAC 4.1-11-5 | Appeal of estate tax determination (Repealed) |

### 45 IAC 4.1-11-1 Imposition of estate tax (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-11-2 Due dates (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-11-3 Payment of estate tax (Repealed)

Sec. 3.(Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-11-4 Credit against inheritance tax (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-11-5 Appeal of estate tax determination (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### Rule 12. Indiana Generation-Skipping Transfer Tax

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45 IAC 4.1-12-1Imposition of generation-skipping transfer tax (Repealed)45 IAC 4.1-12-2Computation of tax (Repealed)45 IAC 4.1-12-3Due date (Repealed)45 IAC 4.1-12-4Payment of tax (Repealed)45 IAC 4.1-12-5Tax return (Repealed)
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### 45 IAC 4.1-12-1 Imposition of generation-skipping transfer tax (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-12-2 Computation of tax (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-12-3 Due date (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-12-4 Payment of tax (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-12-5 Tax return (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# Rule 13. Penalties

| 45 IAC 4.1-13-1 | Failure to file inheritance tax return (Repealed)    |
|-----------------|--|
| 45 IAC 4.1-13-2 | Improper transfers of decedent's property (Repealed) |
| 45 IAC 4.1-13-3 | Safe deposit box information (Repealed)              |
| 45 IAC 4.1-13-4 | Nonpayment by county to department (Repealed)        |
| 45 IAC 4.1-13-5 | Disclosure of inheritance tax information (Repealed) |

# 45 IAC 4.1-13-1 Failure to file inheritance tax return (Repealed)

Sec. 1. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

### 45 IAC 4.1-13-2 Improper transfers of decedent's property (Repealed)

Sec. 2. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

# 45 IAC 4.1-13-3 Safe deposit box information (Repealed)

Sec. 3. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

### 45 IAC 4.1-13-4 Nonpayment by county to department (Repealed)

Sec. 4. (Repealed by Department of State Revenue; filed Dec 5, 2012, 10:01 a.m.: 20130102-IR-045120429FRA)

# 45 IAC 4.1-13-5 Disclosure of inheritance tax information (Repealed)

Sec. 5. (Repealed by Department of State Revenue; filed Nov 25, 2014, 3:41 p.m.: 20141224-IR-045140334FRA)

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