CHAPTER 90—H. F. No. 820

An act relating to inheritance and transfer taxes, amending Minnesota Statutes 1961, Section 291.40.

Be it enacted by the Legislature of the State of Minnesota:

Section 1.   Minnesota Statutes 1961, Section 291.40, is amended to read:

291.40   **Apportionment of estate tax.**   *(a)*   The *liability of each of the beneficiaries for the* tax which may be imposed under section 291.34 shall be ~~a general obligation of the estate and shall not be apportioned among the several beneficiaries thereof unless so directed by the will of the decedent~~ *determined for purposes of this section, first, by apportioning the maximum credit allowed for state death taxes under the Federal estate law among the several beneficiaries in accordance with the rules and methods provided by Minnesota Statutes, sections 525.521 through 525.524; second, by deducting from the amount of the credit so apportioned to each of the beneficiaries the amount of the aggregate of all estate, inheritance, legacy and succession taxes actually paid to the several states of the United States by or on behalf of each of the several beneficiaries. The remainder resulting from each such subtraction shall be the liability of the respective beneficiaries for the tax imposed by section 291.34.*

(b)   The tax so imposed under (a) above shall be subject to the provisions of Minnesota Statutes, sections 525.525 through 525.527.

(c)   Provided, where the sum of the several liabilities for the tax so determined in (a) above is greater than the tax imposed under section 291.34, the tax shall be proportionately reduced for each of the several beneficiaries.

Sec. 2.   *The provisions of this act shall become effective and apply in all cases where death occurs on or after July 1, 1965.*

Approved March 16, 1965.

CHAPTER 91—S. F. No. 14

An act relating to transportation of livestock; providing penalties for violation of rules in connection with sale or resale; amending Minnesota Statutes 1961, Section 35.15.

Changes or additions indicated by *italics,* **deletions by** ~~strikeout.~~