

STATE OF ARKANSAS
Estate Tax Return

To be filed for decedents dying after December 31, 2002, and before January 1, 2004.

FOR OFFICE USE ONLY

Due Date _____

Date Rec'd _____

Original Return [] Amended Return []

A copy of the Federal return will be acceptable in lieu of this return and should be filed with the State of Arkansas, Department of Finance and Administration, nine (9) months after the date of the decedent's death, unless an extension of time for filing has been granted.

Form with fields: Decedent's First Name and Middle Initial, Decedent's Last Name, Date of Death, Residence (Domicile) at Time of Death, Decedent's Social Security Number, Name of Executor, Executor's Address (Number, Street, City and Zip), Executor's Social Security Number or EIN (If Financial Institution, see instructions)

COMPUTATION OF TAX

- 1. Total gross estate (From Part 5 Recapitulation, page 3, Item 12, Federal Return, Form 706) 1 _____
2. Total allowable deductions (From Part 5, Recapitulation, page 3, Item 23, Federal Return, Form 706) 2 _____
3. Taxable estate (Subtract the amount on Line 2 from the amount on Line 1) 3 _____
4. Taxable estate less \$60,000 deduction. 4 _____
5. Credit for State death taxes not to exceed the amount on Line 13, Federal Return.
(Figure the credit by using the amount on Line 4;
See the tax table on reverse side of return.) 5a _____ X .50 5b _____

Was a Federal Return required? [] Yes [] No Was a Federal Return filed? [] Yes [] No

Lines 6 through 10 to be completed for decedent's estate only when property is owned in multiple states.
(Attach Federal Schedules pertinent to Arkansas property)

- 6. Total value of real estate in Arkansas as valued on Federal Return. 6 _____
7. Total value of real estate in other states. 7 _____
a. Enter name of state and value in each state.
(Enter same values as on Federal Return. Use additional page if necessary.)
8. Total value of personal property in Arkansas as valued on Federal Return. 8 _____
9. Total value of personal property in other states. 9 _____
a. Enter name of state and value in each state:
(Enter same values as on Federal Return. Use additional page if necessary.)
10. Arkansas Pro-Rata portion of Credit for State Death Taxes: 10 _____

Gross Arkansas Property = Percentage x Credit for State Death Taxes = Arkansas Pro-Rata portion
Total Gross Estate (From Line 5 above)

PLEASE SIGN HERE: Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct and complete.

MAIL TO: Estate Tax Section
P. O. Box 3628
Little Rock, AR 72203-3628
Phone: (501) 682-7230

Signature of [] Administrator [] Executor [] Legal Representative _____ Date _____

GENERAL INFORMATION

- I. Under the provisions of Act 388 of the Acts of the 1947 General Assembly of Arkansas, the State of Arkansas levies an estate tax on estates of resident and nonresident decedents. In the case of resident decedents, the amount of tax due the state of Arkansas is equal to the Federal Credit Allowable for State Death Taxes as determined by Table B of the United States Estate Tax (reproduced here). The amount thus determined is the Arkansas Estate Tax. This tax is item 5 on the Arkansas Estate Tax Return Form.
- II. In the case of the estate of a resident or a non-resident who dies having real property an/or tangible personal property located in a state other than Arkansas, the Arkansas tax due shall be a proportionate part of the Federal Credit Allowable for State Death Taxes in the same proportion which the amount of Arkansas property bears to the total estate. The tax is item 10 on the Arkansas Estate Tax Return Form.
- III. In all instances of estates required to file a Federal Return with assets totally or in part in Arkansas, an Arkansas Estate Tax Return shall be filed with the Director of the Department of Finance and Administration nine (9) months after the date of the decedent's death. A copy of the Federal Return may be filed in lieu of the Arkansas Return herein specified.
- IV. No Estate Tax Return need be filed with the Director of the Department of Finance and Administration of this State unless a Federal Estate Tax Return is required to be filed under the Federal law. If a request is made for a release for real estate, however, an Arkansas Estate Tax Return will be required.
- V. Upon payment to the Director by the taxpayer (executor or administrator of the estate) the amount due this State and receipt of a copy of the Federal closing letter, there shall be issued to said taxpayer a Certificate of such payment in accordance with the requirements of the Federal agents for obtaining the proper credit on said Federal tax.
- VI. Interest on unpaid Arkansas Estate Tax accrues at ten percent (10%) per annum beginning nine (9) months from the date of death.
- VII. Arkansas has no inheritance or gift tax.

INSTRUCTIONS FOR COMPLETION OF AR321

Executor's Social Security Number – Only individual executors should complete this Line. If there is more than one individual executor, all should list their Social Security Numbers on an attached sheet.

Line 1: Total gross value of all assets of the decedent (i.e. real estate, stocks and bonds, mortgages, notes and cash, insurance on decedent's Life, jointly owned property, other miscellaneous property, transfers during decedent's life, powers of appointment, and annuities) from Part 5, Recapitulation, page 3, Item 12 of the Federal Return.

Line 2: Allowable deductions, from Part 5, Recapitulation, page 3, Item 23 of the Federal Return.

Line 3: Subtract Line 2 from Line 1 and enter on Line 3.

Line 4: Subtract \$60,000 from the amount on Line 3 and enter remainder on Line 4.

Line 5: Use the Table below to compute Credit for State Death Taxes. Multiple the amount by .50 and enter on Line 5. (Amount should not exceed the amount entered on Line 15, Page 1 of the Federal Return).

Line 6 through Line 10: Complete only when decedent owned property is located in more than one state. If any portion of the property is located in another state(s), and the other state(s) participates in the Federal Credits Allowable, then the Arkansas tax shall be the proportional part of the Credit Allowable as the Arkansas property bears to the entire estate provided that the other state(s) has a reciprocal provision as to nontaxability of property of nonresidents. In the event the other state(s) do not have a reciprocal provision, all Federal Credit Allowable shall be paid to the State of Arkansas.

The formula to use in computing the pro-rata portion of the Federal Credit Allowable due to the State of Arkansas is contained on Line 10.

Federal Schedules pertinent to Arkansas Property must be attached to this return.

Computation of Maximum Credit for State Death Taxes <i>(Based on Federal Adjusted Taxable Estate which is the Federal Taxable Estate less \$60,000.00)</i>							
1	2	3	4	1	2	3	4
Adjusted taxable estate equal to or more than	Adjusted taxable estate less than	Credit on amount in column (1)	Rate of credit on excess over amt. in column (1)	Adjusted taxable estate equal to or more than	Adjusted taxable estate less than	Credit on amount in column (1)	Rate of credit on excess over amt. in column (1)
			(Percent)				(Percent)
0	\$40,000	0	None	\$2,040,000	\$2,540,000	\$106,800	8.0
\$40,000	90,000	0	0.8	2,540,000	3,040,000	146,800	8.8
90,000	140,000	\$400	1.6	3,040,000	3,540,000	190,800	9.6
140,000	240,000	1,200	2.4	3,540,000	4,040,000	238,800	10.4
240,000	440,000	3,600	3.2	4,040,000	5,040,000	290,800	11.2
440,000	640,000	10,000	4.0	5,040,000	6,040,000	402,800	12.0
640,000	840,000	18,000	4.8	6,040,000	7,040,000	522,800	12.8
840,000	1,040,000	27,600	5.6	7,040,000	8,040,000	650,800	13.6
1,040,000	1,540,000	38,800	6.4	8,040,000	9,040,000	786,800	14.4
1,540,000	2,040,000	70,800	7.2	9,040,000	10,040,000	930,800	15.2
				10,040,000	-----	1,082,800	16.0