

ESB 6347 - H COMM AMD
By Committee on Finance

NOT ADOPTED 03/11/2026

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 83.100.020 and 2025 c 421 s 201 are each amended to
4 read as follows:

5 The definitions in this section apply throughout this chapter
6 unless the context clearly requires otherwise.

7 (1)(a) The applicable exclusion amount for the decedent's estate
8 is the applicable exclusion amount in effect as of the date of the
9 decedent's death. "Applicable exclusion amount" means:

10 (i) \$1,500,000 for decedents dying before January 1, 2006;

11 (ii) \$2,000,000 for estates of decedents dying on or after
12 January 1, 2006, and before January 1, 2014;

13 (iii) \$2,012,000 for estates of decedents dying on or after
14 January 1, 2014, and before January 1, 2015;

15 (iv) \$2,054,000 for estates of decedents dying on or after
16 January 1, 2015, and before January 1, 2016;

17 (v) \$2,079,000 for estates of decedents dying on or after January
18 1, 2016, but before January 1, 2017;

19 (vi) \$2,129,000 for estates of decedents dying on or after
20 January 1, 2017, but before January 1, 2018;

21 (vii) \$2,193,000 for estates of decedents dying on or after July
22 1, 2018, but before July 1, 2025;

23 (viii) \$3,000,000 for estates of decedents dying on or after July
24 1, 2025, but before January 1, 2026; (~~and~~)

25 (ix) \$3,076,000 for estates of decedents dying on or after
26 January 1, 2026, but before July 1, 2026;

27 (x) \$2,193,000 for estates of decedents dying on or after July 1,
28 2026; and

29 (xi) For estates of decedents dying in calendar year (~~2026~~)
30 2027 and each calendar year thereafter, the amount in (a)(viii) of
31 this subsection must be adjusted annually, except as otherwise
32 provided in this subsection (1)(a)(~~(ix)~~) (xi). The annual

1 adjustment is determined by multiplying (~~(\$3,000,000)~~) \$2,193,000 by
2 the sum of one and the percentage by which the most recent October
3 consumer price index exceeds the consumer price index for October
4 2024, and rounding the result to the nearest \$1,000. No adjustment is
5 made for a calendar year if the adjustment would result in the same
6 or a lesser applicable exclusion amount than the applicable exclusion
7 amount for the immediately preceding calendar year.

8 (b) For purposes of this subsection (1), "consumer price index"
9 means the consumer price index for all urban consumers, all items,
10 for the Seattle-Tacoma-Bremerton metropolitan area as calculated by
11 the United States bureau of labor statistics. (~~For the purposes of~~
12 ~~this subsection (1)(b), "Seattle metropolitan area" means the~~
13 ~~geographic area sample that includes Seattle and surrounding areas.~~)

14 (2) "Decedent" means a deceased individual.

15 (3) "Department" means the department of revenue, the director of
16 that department, or any employee of the department exercising
17 authority lawfully delegated to him or her by the director.

18 (4) "Federal return" means any tax return required by chapter 11
19 of the internal revenue code.

20 (5) "Federal tax" means a tax under chapter 11 of the internal
21 revenue code.

22 (6) "Federal taxable estate" means the taxable estate as
23 determined under chapter 11 of the internal revenue code without
24 regard to: (a) The termination of the federal estate tax under
25 section 2210 of the internal revenue code or any other provision of
26 law, and (b) the deduction for state estate, inheritance, legacy, or
27 succession taxes allowable under section 2058 of the internal revenue
28 code.

29 (7) "Gross estate" means "gross estate" as defined and used in
30 section 2031 of the internal revenue code.

31 (8) "Internal revenue code" means the United States internal
32 revenue code of 1986, as amended or renumbered as of January 1, 2005.

33 (9) "Person" means any individual, estate, trust, receiver,
34 cooperative association, club, corporation, company, firm,
35 partnership, joint venture, syndicate, or other entity and, to the
36 extent permitted by law, any federal, state, or other governmental
37 unit or subdivision or agency, department, or instrumentality
38 thereof.

39 (10) "Person required to file the federal return" means any
40 person required to file a return required by chapter 11 of the

1 internal revenue code, such as the personal representative of an
2 estate.

3 (11) "Property" means property included in the gross estate.

4 (12) "Resident" means a decedent who was domiciled in Washington
5 at time of death.

6 (13) "Taxpayer" means a person upon whom tax is imposed under
7 this chapter, including an estate or a person liable for tax under
8 RCW 83.100.120.

9 (14) "Transfer" means "transfer" as used in section 2001 of the
10 internal revenue code and includes any shifting upon death of the
11 economic benefit in property or any power or legal privilege
12 incidental to the ownership or enjoyment of property. However,
13 "transfer" does not include a qualified heir disposing of an interest
14 in property qualifying for a deduction under RCW 83.100.046 or
15 ceasing to use the property for farming purposes.

16 (15) "Washington taxable estate" means the federal taxable estate
17 and includes, but is not limited to, the value of any property
18 included in the gross estate under section 2044 of the internal
19 revenue code, regardless of whether the decedent's interest in such
20 property was acquired before May 17, 2005, (a) plus amounts required
21 to be added to the Washington taxable estate under RCW 83.100.047,
22 (b) less: (i) The applicable exclusion amount under subsection (1) of
23 this section; (ii) the amount of any deduction allowed under RCW
24 83.100.046; (iii) amounts allowed to be deducted from the Washington
25 taxable estate under RCW 83.100.047; and (iv) the amount of any
26 deduction allowed under RCW 83.100.048.

27 **Sec. 2.** RCW 83.100.040 and 2025 c 421 s 202 are each amended to
28 read as follows:

29 (1) A tax in an amount computed as provided in this section is
30 imposed on every transfer of property located in Washington. For the
31 purposes of this section, any intangible property owned by a resident
32 is located in Washington.

33 (2) (a) (i) For estates of decedents dying before July 1, 2025,
34 except as provided in (b) of this subsection, the amount of tax is
35 the amount provided in the following table:

If Washington Taxable		The amount of Tax Equals		Of Washington
				Taxable Estate Value
				Greater than
Estate is at least	But Less Than	Initial Tax Amount	Plus Tax Rate %	
\$0	\$1,000,000	\$0	10.00%	\$0
\$1,000,000	\$2,000,000	\$100,000	14.00%	\$1,000,000
\$2,000,000	\$3,000,000	\$240,000	15.00%	\$2,000,000
\$3,000,000	\$4,000,000	\$390,000	16.00%	\$3,000,000
\$4,000,000	\$6,000,000	\$550,000	18.00%	\$4,000,000
\$6,000,000	\$7,000,000	\$910,000	19.00%	\$6,000,000
\$7,000,000	\$9,000,000	\$1,100,000	19.50%	\$7,000,000
\$9,000,000		\$1,490,000	20.00%	\$9,000,000

(ii) For estates of decedents dying on or after July 1, 2025, but before July 1, 2026, except as provided in (b) of this subsection, the amount of tax is the amount provided in the following table:

If Washington Taxable		The amount of Tax Equals		Of Washington
				Taxable Estate Value
				Greater than
Estate is at least	But Less Than	Initial Tax Amount	Plus Tax Rate %	
\$0	\$1,000,000	\$0	10.00%	\$0
\$1,000,000	\$2,000,000	\$100,000	15.00%	\$1,000,000
\$2,000,000	\$3,000,000	\$250,000	17.00%	\$2,000,000
\$3,000,000	\$4,000,000	\$420,000	19.00%	\$3,000,000
\$4,000,000	\$6,000,000	\$610,000	23.00%	\$4,000,000
\$6,000,000	\$7,000,000	\$1,070,000	26.00%	\$6,000,000
\$7,000,000	\$9,000,000	\$1,330,000	30.00%	\$7,000,000
\$9,000,000		\$1,930,000	35.00%	\$9,000,000

(iii) For estates of decedents dying on or after July 1, 2026, except as provided in (b) of this subsection, the amount of tax is the amount provided in the following table:

<u>If Washington Taxable</u>		<u>The amount of Tax Equals</u>		<u>Of Washington</u>
				<u>Taxable Estate Value</u>
				<u>Greater than</u>
<u>Estate is at least</u>	<u>But Less Than</u>	<u>Initial Tax Amount</u>	<u>Plus Tax Rate %</u>	

1	<u>\$0</u>	<u>\$1,000,000</u>	<u>\$0</u>	<u>10.00%</u>	<u>\$0</u>
2	<u>\$1,000,000</u>	<u>\$2,000,000</u>	<u>\$100,000</u>	<u>14.00%</u>	<u>\$1,000,000</u>
3	<u>\$2,000,000</u>	<u>\$3,000,000</u>	<u>\$240,000</u>	<u>15.00%</u>	<u>\$2,000,000</u>
4	<u>\$3,000,000</u>	<u>\$4,000,000</u>	<u>\$390,000</u>	<u>16.00%</u>	<u>\$3,000,000</u>
5	<u>\$4,000,000</u>	<u>\$6,000,000</u>	<u>\$550,000</u>	<u>18.00%</u>	<u>\$4,000,000</u>
6	<u>\$6,000,000</u>	<u>\$7,000,000</u>	<u>\$910,000</u>	<u>19.00%</u>	<u>\$6,000,000</u>
7	<u>\$7,000,000</u>	<u>\$9,000,000</u>	<u>\$1,100,000</u>	<u>19.50%</u>	<u>\$7,000,000</u>
8	<u>\$9,000,000</u>		<u>\$1,490,000</u>	<u>20.00%</u>	<u>\$9,000,000</u>

9 (b) If any property in the decedent's estate is located outside
10 of Washington, the amount of tax is the amount determined in (a) of
11 this subsection multiplied by a fraction. The numerator of the
12 fraction is the value of the property located in Washington. The
13 denominator of the fraction is the value of the decedent's gross
14 estate. Property qualifying for a deduction under RCW 83.100.046 must
15 be excluded from the numerator and denominator of the fraction.

16 (3) The tax imposed under this section is a stand-alone estate
17 tax that incorporates only those provisions of the internal revenue
18 code as amended or renumbered as of January 1, 2005, that do not
19 conflict with the provisions of this chapter. The tax imposed under
20 this chapter is independent of any federal estate tax obligation and
21 is not affected by termination of the federal estate tax."

22 Correct the title.

EFFECT: Returns the estate exclusion amount to \$2.193 million which was the amount prior to enactment of Chapter 421, Laws of 2025 (Engrossed Substitute Senate Bill 5813) and references the Consumer Price Index for the Seattle-Tacoma-Bremerton area.

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