



WRNewswire

An AALU Washington Report

November 26, 2019
WRN 19.11.26

IRS Final Regs Confirm No Clawback of Temporarily-Doubled Estate and Gift Tax Exemptions

Last Friday afternoon, the IRS released final anti-clawback regulations regarding the temporarily doubled estate and gift tax exclusions (\$11 million/\$22 million) that will revert to pre-TCJA levels on January 1, 2026.

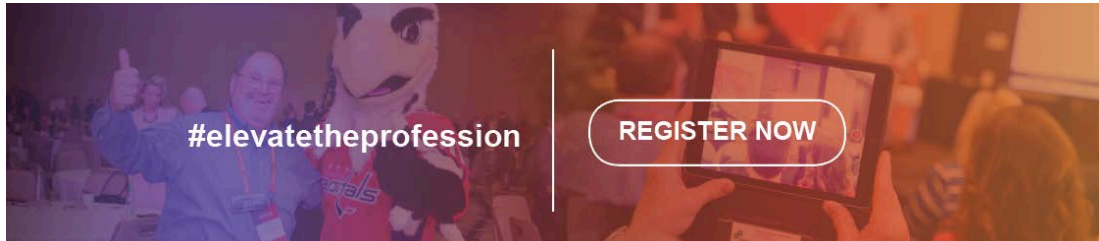
As we expected, the IRS made clear that if the taxpayer uses up their bonus exemption but dies in a year when the exemption is lower, any gift amounts that were covered by the temporary exemption would not be clawed back into the estate.

We are continuing to analyze the final regulation, and will providing further analysis in the near future. For any questions, contact Armstrong Robinson at robinson@aalu.org (202-772-2493) or David Hollingsworth at hollingsworth@aalu.org (202-742-4589).

READ THE FULL REGULATION

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