

## STATE OF ILLINOIS

For Office Use Only

# ESTATE & GENERATION-SKIPPING TRANSFER TAX RETURN

## FOR DECEDENTS DYING ON OR AFTER JANUARY 1, 2023

Original Return ☐ Supplemental Return (Additional tax due.) ☐ Amended Return (No additional tax due.) ☐

<b>Estate of:</b>		Date of Death:
Decedent's Address (No. & Street):		
City:	State:	Zip Code:
Decedent's Social Security Number:	Name of Illinois County with Jurisdiction over Estate:	
Name of Personal Representative or Person Filing Return:		Telephone:
Address (No. & Street):		
City:	State:	Zip Code:
Name of Preparer:		Telephone:
Firm:		Email:
Address (No. & Street):		
City:	State:	Zip Code:

Indicate which of the following SEVEN are applicable:

- ☐ 1. A Federal Estate Tax Return or any other form containing the same information is attached, but **no** Illinois Estate Tax is due. A Certificate of Discharge is requested.
- ☐ 2. A Federal Estate Tax Return or any other form containing the same information is attached (whether or not a Federal Estate Tax is due), and an Illinois Estate Tax is due. A Certificate of Discharge is requested. (Complete Recapitulation and Schedule A or B, whichever is applicable.)
- ☐ 3. An Illinois QTIP election is made for this estate.  
 Amount of Illinois QTIP election ..... \$   
 (Complete Schedule C)

Social Security Number of surviving spouse \_\_\_\_\_

☐ 4. If a Section 6166 Election to Pay Tax in Installments is being requested, check box, attach an executed Form IL-4350a, and supply proof of acceptance by the Internal Revenue Service (when available).  
 Amount of deferred Illinois Estate Tax ..... \$

☐ 5. This is an Amended or Supplemental Return.  
 (Complete Recapitulation and Schedule A or B, whichever is applicable, and attach copy of amended Federal Estate Tax Return or other applicable documents.)

☐ 6. If the due date is determined by a Federal Extension Request, please check box, fill in the extended due date below, and attach a copy. File a copy of the approved Request when available. If the extended due date is based on an Illinois request, check the box and fill in the extended due date below.

Due date of this Return: \_\_\_\_\_

7. Decedent was:		
<input type="checkbox"/> a)	a resident of Illinois. Year residency established .....	a)
<input type="checkbox"/> b)	a non-resident of Illinois. Year residency established .....	b)
<input type="checkbox"/> c)	a non-resident, non-citizen. State of residence .....	c)

**The undersigned declare**, under penalties of perjury, that they have examined this return, including any and all accompanying schedules or attachments, and that they believe the same to be true and correct as to every material matter and further verify that any attached Federal Estate Tax Return and any other applicable Federal tax documents are true and corrected copies of the originals filed with the Internal Revenue Service.

The undersigned further certify that the attached Will (if decedent died testate) is a true and correct copy of the Will of the decedent.

Signature of decedent's personal representative	Title	Date
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Signature of preparer	Title	Date
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**SCHEDULE A – Resident Decedent's Estate** (Instructions on page 5)

1. Tentative Taxable Estate from Federal Return (Line 3a, Form 706), or other form containing the same information . . . . .	1. \$
2. Illinois QTIP election (Amount claimed as Illinois QTIP election in this estate or amount from prior estate's Illinois QTIP election. Complete Schedule C) . . . . .	2. \$
3. Illinois Tentative Taxable Estate (Line 1 minus Line 2 if the QTIP is elected in this estate; or line 1 plus line 2 if the QTIP was previously elected) . . . . .	3. \$
4. Adjusted taxable gifts (Line 4, Form 706, or any other form containing the same information) . . . . .	4. \$
5. Illinois Tentative Taxable Estate plus adjusted taxable gifts (Add Line 3 and Line 4) . . . . .	5. \$
6. Full amount computed for Illinois Estate Tax from website calculator before apportionment (Use Lines 3 & 5 from this Form 700 for the website calculator) . . . . .	6. \$
7. Gross value of decedent's estate having taxable situs in Illinois, plus amount added back from prior estate's Illinois QTIP election . . . . .	7. \$
8. Gross value of decedent's estate wherever located (Line 1, Form 706), plus amount added back from prior estate's Illinois QTIP election . . . . .	8. \$
9. Percent of estate having taxable situs in Illinois (Line 7 divided by Line 8. If less than 100%, complete Schedule D) . . . . .	9. %
10. Amount of tax attributable to Illinois (Line 6 multiplied by Line 9. Also enter on Line 1 in Recapitulation) . . . . .	10. \$

In the case of a decedent who was a resident of this State at the time of death, all of the transferred property has a tax situs in this State, including any such property held in trust, except real or tangible personal property physically situated in another state.

**SCHEDULE B – Non-Resident Decedent's Estate** (Instructions on page 5)

1. Tentative Taxable Estate from Federal Return (Line 3a, Form 706), or other form containing the same information . . . . .	1. \$
2. Illinois QTIP election (Amount claimed as Illinois QTIP election in this estate or amount from prior estate's Illinois QTIP election. Complete Schedule C) . . . . .	2. \$
3. Illinois Tentative Taxable Estate (Line 1 minus Line 2 if the QTIP is elected in this estate; or line 1 plus line 2 if the QTIP was previously elected) . . . . .	3. \$
4. Adjusted taxable gifts (Line 4, Form 706, or any other form containing the same information) . . . . .	4. \$

Continued on Page 4.

**SCHEDULE B – Non-Resident Decedent's Estate** (Continued from page 3)

5. Illinois Tentative Taxable Estate plus adjusted taxable gifts (Add Line 3 and Line 4) .....	5. \$
6. Full amount computed for Illinois Estate Tax from website calculator before apportionment (Use Lines 3 & 5 from this Form 700 for the website calculator) .....	6. \$
7. Gross value of decedent's estate having taxable situs in Illinois, plus amount added back from prior estate's Illinois QTIP election .....	7. \$
8. Gross value of decedent's estate wherever located (Line 1, Form 706), plus amount added back from prior estate's Illinois QTIP election .....	8. \$
9. Percent of estate having taxable situs in Illinois (Line 7 divided by Line 8, if less than 100%, complete Schedule D) .....	9. %
10. Amount of tax attributable to Illinois (Line 6 multiplied by Line 9. Also enter on Line 1 in Recapitulation.) .....	10. \$

In the case of a decedent who was not a resident of this State at the time of death, the transferred property having a tax situs in this State is the real estate and tangible personal property physically situated in this State, including any such property held in trust.

**RECAPITULATION**

1. Amount of tax payable to Illinois (Schedule A Line 10 or Schedule B Line 10) .....	1. \$
2. Late filing penalty (5% of tax for each month or portion thereof - maximum penalty 25%) .....	2. \$
3. Late payment penalty (1/2 of 1% of tax for each month or portion thereof - maximum penalty 25%) .....	3. \$
4. Interest at 10% per annum from 9 months after death until date of payment .....	4. \$
5. Total tax, penalties and interest payable (Total of Lines 1, 2, 3 and 4) .....	5. \$
6. Prior payment (Attach explanation) .....	6. \$
7. Balance due (Line 5 minus Line 6) .....	7. \$

## SCHEDULE C - ILLINOIS QUALIFIED TERMINABLE INTEREST PROPERTY (QTIP)

<input type="checkbox"/> QTIP CLAIMED IN THIS ESTATE		<input type="checkbox"/> QTIP ADDED BACK FROM PREVIOUS ESTATE*	
Name of QTIP Trust:		FEIN of QTIP Trust:	
Name of Spouse:	Is Spouse a U.S. Citizen?	Spouse's Date of Birth:	Spouse's SSN:
<input type="checkbox"/> Attached Copy of Illinois QTIP trust agreement or written evidence of segregation of an existing trust for Illinois QTIP Trust Election.		<input type="checkbox"/> Attached Affidavit of the Trustee confirming the creation of Illinois QTIP trust or subtrusts.	

ASSET SCHEDULE ITEM NUMBER	DESCRIPTION	VALUE	PERCENTAGE INCLUDED

\*Estates including Illinois QTIP property in the gross estate on the death of surviving spouse should include a complete listing of assets made subject to the Illinois QTIP election in the estate of the first spouse to die, their fair market values as of the surviving spouse's date of death, and the fraction or percentage of the asset subject to the Illinois QTIP election.

## SCHEDULE D - ESTATES CONTAINING PROPERTY WITH SITUS OUTSIDE ILLINOIS

<input type="checkbox"/> IL RESIDENT DECEDENT		<input type="checkbox"/> NON-RESIDENT DECEDENT
Percentage of Estate with Illinois taxable situs:		Amount of Tax Attributable to Illinois:
For Illinois residents decedents, list property with a non-Illinois situs, For non-resident decedents, list property with an Illinois situs.		
ASSET SCHEDULE ITEM NUMBER	DESCRIPTION	VALUE

## FILING AND PAYMENT INSTRUCTIONS

For prior years, see the Returns previously posted on the Attorney General's website covering the specific year of death.

The exemption for Federal Estate Tax purposes is higher than the exclusion amount recognized by Illinois. The exclusion amount for Illinois Estate Tax purposes is \$4,000,000. The exclusion amount operates as a taxable threshold and not as a credit against tax due. If an estate's gross value exceeds \$4 million after inclusion of adjusted taxable gifts, an Illinois Form 700 must be filed, whether or not a Federal Return is required by the Internal Revenue Service. The estate representative should prepare and submit the Illinois Form 700 with a Federal Form 706, including all schedules, appraisals, wills, trusts, attachments, etc. If an estate is not federally taxable and does not wish to submit a Form 706, the information may be presented in an alternate format as long as all necessary information is included. (See Ill. Admin Code tit. 86, § 2000.110.) The Illinois Estate Tax will be determined using an interrelated calculation. The calculator at the Illinois Attorney General's website ([www.illinoisattorneygeneral.gov](http://www.illinoisattorneygeneral.gov)) may be used for this computation. To determine tax due, insert the amounts from Lines 3 and 5 of Schedule A or B, Form 700. Please note that the Calculator will not perform the computation unless amounts are entered into both fields.

When the Tentative Taxable Estate plus adjusted taxable gifts exceeds the federal exclusion amount, the Illinois Estate Tax Return, Form 700, must include a copy of the Federal Form 706 with all schedules and attachments.

For both resident and nonresident decedents, a preliminary tax prior to apportionment should be calculated assuming all assets are located within Illinois. (Line 6, Schedule A or B, Form 700.) The apportioned tax can then be determined by multiplying that figure by the ratio of Illinois assets to total assets.

### Illinois QTIP election (Qualified Terminable Interest Property):

For persons dying January 1, 2009, and after, the estate may make a QTIP election for Illinois purposes which is in addition to any Federal QTIP election. The Illinois QTIP must be elected on a timely filed Illinois Return by checking the election box (pg. 2, box 4), inserting the dollar amount of the QTIP election, and providing the social security number of the surviving spouse. An itemized list of property included in the Illinois QTIP should be submitted with the Return. The Illinois QTIP election will follow federal statutes and rules for treatment of such elected property passing to the surviving spouse and inclusion for Illinois purposes on any Illinois Estate Tax Return of the surviving spouse, except as to the application of the Illinois Religious Freedom Protection and Civil Union Act to parties of a civil union for Illinois estate tax purposes.

**THIS RETURN MUST BE FILED WITH THE ILLINOIS ATTORNEY GENERAL WITHIN NINE (9) MONTHS OF THE DATE OF DEATH.** Extensions are available upon written application to the Attorney General using Form 700-EXT or any other written submission. Additionally, the Attorney General recognizes federal extensions.

For Cook, DuPage, Lake, and McHenry counties, file the original of the Return with the Office of the Attorney General, Revenue Litigation Bureau, 115 S LaSalle Street, Chicago, IL 60603. For all other counties, file the original of the Return with the Office of the Attorney General, Revenue Litigation Bureau, 500 South Second Street, Springfield, Illinois 62701.

**PAYMENT OF ALL TAXES, INTEREST AND PENALTIES MUST BE MADE PAYABLE TO THE ILLINOIS STATE TREASURER WITH THE "ILLINOIS STATE TREASURER ESTATE TAX PAYMENT FORM" AT THE ADDRESS DESIGNATED THEREIN.**

**ALL PAYMENTS MUST BE MAILED TO OR DEPOSITED WITH THE STATE TREASURER IN ORDER TO BE CREDITED WITH TIMELY PAYMENT.**