

2001 SENATE BILL 342

December 6, 2001 – Introduced by Senator HUELSMAN, cosponsored by Representatives VRAKAS, GROTHMAN and LIPPERT. Referred to Committee on Universities, Housing, and Government Operations.

1 **AN ACT** *to create* 77.25 (15t) of the statutes; **relating to:** a real estate transfer
2 fee exemption for a conveyance between related corporations, partnerships,
3 and limited liability companies.

Analysis by the Legislative Reference Bureau

Under current law, with certain exemptions, a person who conveys property to another person is subject to a real estate transfer fee equal to 30 cents for each \$100 of the property's value. A conveyance of property between a corporation and its shareholders is exempt from the transfer fee if all the shareholders are related to each other as spouses, lineal ascendants, lineal descendants, siblings, or spouses of siblings and if no consideration is paid for the conveyance. A conveyance of property between a partnership and its partners is exempt from the transfer fee if all the partners are related to each other as spouses, lineal ascendants, lineal descendants, siblings, or spouses of siblings and if no consideration is paid for the conveyance. A conveyance of property between a limited liability company and its members is exempt from the transfer fee if all the members are related to each other as spouses, lineal ascendants, lineal descendants, siblings, or spouses of siblings and if no consideration is paid for the conveyance.

Under this bill, a conveyance of property from a corporation, partnership, or limited liability company to a corporation, partnership, or limited liability company is exempt from the real estate transfer fee if the shareholders, partners, or members of the entity transferring the property are related to the shareholders, partners, or members of the entity receiving the property as spouses, lineal ascendants, lineal

