

McGUIREWOODS

**WASHINGTON UPDATE:  
COUNTING VOTES  
RECOUNTING FABLES  
DISCOUNTING VALUES**



Prepared for the  
University of Texas School of Law  
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Ronald D. Aucutt  
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**Post-Election Outlook for Changes in the Estate Tax**

- **The Election and the Likely Legislative Agenda**
  - President-Elect Trump’s Campaign Plan
  - The House Republicans’ “Blueprint”
  - The Political Climate and Tax Reform
- **IRS Assaults on Estate Planning Techniques**
  - Settled and Decided Tax Court Cases
  - The Administration’s Legislative Proposals
  - The Treasury-IRS Priority Guidance Plan
  - Proposed Regulations Under Section 2704

## THE ELECTION AND THE LIKELY LEGISLATIVE AGENDA

### President-Elect Trump's Campaign Plan

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### Excerpts from President-Elect Trump's Campaign Website

**Reduce taxes across-the-board**, especially for working and middle-income Americans.

**Ensure the rich will pay their fair share**, but no one will pay so much that it destroys jobs or undermines our ability to compete.

#### Individual Income Tax

The Trump Plan will **collapse the current 7 brackets to 3**.

#### Brackets & Rates for Married-Joint filers:

Less than \$75,000: 12%

More than \$75,000 but less than \$225,000: 25%

More than \$225,000: 33%

*\*Brackets for single filers are ½ of these amounts.*

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## Excerpts from President-Elect Trump's Campaign Website

### Deductions

The Trump Plan will **increase the standard deduction** for joint filers to \$30,000, from \$12,600, and the standard deduction for single filers will be \$15,000.

**The personal exemptions will be eliminated** as will the head-of-household filing status.

In addition, the Trump Plan will **cap itemized deductions** at \$200,000 for Married-Joint filers or \$100,000 for Single filers.

### Business Tax

The Trump Plan will **lower the business tax rate** from 35 percent to 15 percent, and eliminate the corporate alternative minimum tax. This rate is available to all businesses, both small and large, that want to retain the profits within the business.

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## Excerpts from President-Elect Trump's Campaign Website

### Death Tax

**The Trump Plan will repeal the death tax**, but capital gains held until death and valued over \$10 million will be subject to tax to exempt small businesses and family farms.

To prevent abuse, contributions of appreciated assets into a private charity established by the decedent or the decedent's relatives will be disallowed.

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