MISCELLANEOUS TRANSACTIONS

701 IAC 40.38

Sale of stocks or bonds. 40.38 (3) — Yes
No ↓ (for sale of at least 30% of the stock to an Iowa ESOP, see 40.38 (10) which provides for a 50% exclusion)

Sale of an investment property. 40.38 (1) — Yes
No ↓

Sale of an owner's interest in a partnership or LLC. 40.38 (3) — Yes
No ↓

Sale of capital stock of a corporation. 40.38 (3) & (8) — Yes
(for sales of capital stock qualifying under Section 338 of the Internal Revenue Code, see Iowa Capital Gain Flow chart for sale of business assets)
No ↓

Sale of property held for speculation. 40.38 (2) — Yes
No ↓

Sale of Merchandise or Inventory. 40.38 (3) — Yes
No ↓

Gain reported as Depreciation Recapture. 40.38 — Yes
No ↓

Sale of Assets reported as ordinary gain. 40.38 — Yes
No ↓

Capital gain used in net operating loss on or after January 1, 1998, for purposes of carrying net operating loss deduction to another year. 40.38 (9) — Yes
No ↓

For all other transactions, Click on the Iowa Capital Gain box.

May qualify for a capital gain deduction, but not greater than the qualifying gain.	No, does not qualify even when sold to lineal descendents or as an installment sale.