

SENATE No. 1371

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act creating a private mortgage insurance tax deduction..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Paragraph (a) of Part B of section 3 of chapter 62 of the General Laws, as
2 appearing in the 2004 official edition, is hereby amended by inserting after subparagraph (15) the
3 following new subparagraph:-

4 (16) (a) An amount equal to premiums paid or accrued for qualified mortgage insurance
5 by the taxpayer during the taxable year in connection with acquisition indebtedness with respect
6 to a primary residence.

7 (b) The amount under clause (a) shall be reduced (but not below zero) by 10 percent of
8 such amount for each \$1,000 that a persons adjusted gross income for the taxable year exceeds
9 \$100,000.

10 (c) Clause (a) shall not apply with respect to any mortgage insurance contracts issued
11 before January 1, 2007.

12 Section 2. Section 1 of chapter 62 of the General Laws, as so appearing, is hereby
13 amended by inserting after paragraph (o) the following new paragraph:-

14 (p) “Qualified mortgage insurance,” shall mean private mortgage insurance, as defined
15 within 12 U.S.C. 4901, or commonly referred to as insurance that reimburses a mortgage lender
16 if the buyer defaults on the loan and the foreclosure sale price is less than the amount owed the
17 lender.

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