

HOUSE No. 2549

The Commonwealth of Massachusetts

PRESENTED BY:

Randy Hunt

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act Clarifying the Application of the Throw Out Rule for Corporate Excise Sales Factor Apportionment Purposes.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Randy Hunt</i>	<i>5th Barnstable</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>

HOUSE No. 2549

By Mr. Hunt of Sandwich, a petition (accompanied by bill, House, No. 2549) of Randy Hunt, David F. DeCoste and Leonard Mirra relative to the determination of sales income for corporate excise tax purposes. Revenue.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act Clarifying the Application of the Throw Out Rule for Corporate Excise Sales Factor Apportionment Purposes.

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. Section 38 of Chapter 63 of the General Laws is hereby amended by striking
2 the second paragraph of clause (5) of subsection (f) and inserting it its place the following:- or if
3 a sale other than a sale of tangible personal property is assigned to a foreign country

4 Section 2. Section 38 of Chapter 63 of the General Laws is hereby amended by striking
5 the second paragraph of clause (5) of subsection (f) and inserting it its place the following:- or if
6 a sale other than a sale of tangible personal property is assigned to a foreign country

7 Section 3. Section 1 of this act shall be effective for tax years beginning on or after
8 January 1, 2014 and shall remain effect for all tax years beginning before January 1, 2018

9 Section 4. Section 3 of this act shall be effective for tax years beginning on or after
10 January 1, 2018.