

HOUSE No. 3853

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, August 3, 2017.

The committee on Revenue to whom were referred the petition (accompanied by bill, Senate, No. 1511) of Sal N. DiDomenico, Linda Dorcena Forry, John J. Lawn, Jr., William N. Brownsberger and other members of the General Court for legislation to promote high-impact community investment, and the petition (accompanied by bill, House, No. 2617) of Stephen Kulik and others relative to community investment tax credits, reports recommending that the accompanying bill (House, No. 3853) ought to pass.

For the committee,

JAY R. KAUFMAN

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The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act to promote high-impact community investment.

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. Subsection (c) of section 6M of chapter 62 of the General Laws, as
2 appearing in the 2016 Official Edition, is hereby amended by striking out paragraph (4) and
3 inserting in place thereof the following paragraph:-

4 (4) no community partner shall receive a community investment tax credit allocation of
5 less than \$50,000 or more than 2 1/2 per cent of the total credits available in any 1 taxable year;
6 provided, however, that the department may waive this cap if it determines that it would be
7 unable to otherwise fully allocate the credits available during that calendar year to eligible
8 community partners; provided further, however, that no community partner shall receive a
9 subsequent allocation unless the department has determined that it has made satisfactory progress
10 toward utilizing any prior allocation.

11 SECTION 2. Subsection (e) of said section 6M of said chapter 62, as so appearing, is
12 hereby amended by striking out the first sentence.

13 SECTION 3. Subsection (i) of said section 6M of said chapter 62, as so appearing, is
14 hereby amended by striking out the second sentence and inserting in place thereof the following
15 sentence:-

16 The total value of the tax credits authorized under this section, together with section
17 38EE of chapter 63, shall not exceed \$3,000,000 in taxable year 2014, \$6,000,000 in each of
18 taxable years 2015 to 2018, inclusive, \$8,000,000 in each of taxable years 2019 and 2020,
19 \$10,000,000 in each of taxable years 2021 and 2022 and \$12,000,000 in each of taxable years
20 2023 to 2025, inclusive.

21 SECTION 4. Said section 6M of said chapter 62 is hereby repealed.

22 SECTION 5. Subsection (c) of section 38EE of chapter 63, as so appearing, is hereby
23 amended by striking out clause (4) and inserting in place thereof the following clause:-

24 (4) no community partner shall receive a community investment tax credit allocation of
25 less than \$50,000 or more than 2 1/2 per cent of the total credits available in any 1 taxable year;
26 provided, however, that the department may waive this cap if it determines that it would be
27 unable to otherwise fully allocate the credits available during that calendar year to eligible
28 community partners; provided further, however, that no community partner shall receive a
29 subsequent allocation unless the department has determined that it has made satisfactory progress
30 toward utilizing any prior allocation;

31 SECTION 6. Subsection (e) of said section 38EE of said chapter 63, as so appearing, is
32 hereby amended by striking out the first sentence.

33 SECTION 7. Subsection (i) of said section 38EE of said chapter 63, as so appearing, is
34 hereby amended by striking out the second sentence and inserting in place thereof the following
35 sentence:-

36 The total value of the tax credits authorized under this section, together with section 6M
37 of chapter 62, shall not exceed \$3,000,000 in taxable year 2014, \$6,000,000 in each of taxable
38 years 2015 to 2018, inclusive, \$8,000,000 in each of taxable years 2019 and 2020, \$10,000,000
39 in each of taxable years 2021 and 2022 and \$12,000,000 in each of taxable years 2023 to 2025,
40 inclusive.

41 SECTION 8. Said section 38EE of said chapter 63 is hereby repealed.

42 SECTION 9. Sections 30, 36 and 98 of chapter 238 of the acts of 2012 are hereby
43 repealed.

44 SECTION 10. Sections 1 to 3, inclusive, 5 to 7, inclusive, and 9 shall take effect upon
45 passage of this act.

46 SECTION 11. Sections 4 and 8 shall take effect on December 31, 2025.