

SENATE No. 1498

The Commonwealth of Massachusetts

PRESENTED BY:

Sonia Chang-Diaz

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 relative to sunseting tax expenditures.

PETITION OF:

NAME:

Sonia Chang-Diaz

DISTRICT/ADDRESS:

Second Suffolk

SENATE No. 1498

By Ms. Chang-Diaz, a petition (accompanied by bill, Senate, No. 1498) of Sonia Chang-Diaz for legislation relative to sunseting tax expenditures. Revenue.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1454 OF 2015-2016.]

The Commonwealth of Massachusetts

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

An Act relative to sunseting tax expenditures.

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. Chapter 7 of the General Laws, as appearing in the 2014 Official Edition, is
2 hereby amended by inserting after section 5B the following new section:-

3 Section 5B 1/2. Expiration of corporate, business, and matching personal tax
4 expenditures.

5 (a) The following tax expenditures shall expire effective in the taxable year commencing
6 on January first of the first year at least three years after the effective date of this section, except
7 those credits that have an existing date of expiration prior to the three year designation: section
8 38M of chapter 63 of the Massachusetts General Laws; section 31A(i) of chapter 63 of the
9 Massachusetts General Laws; section 31A(j) of chapter 63 of the Massachusetts General Laws;
10 section 6(g) of chapter 62 of the Massachusetts General Laws; section 38N of chapter 63 of the

11 Massachusetts General Laws; section 6(g) of chapter 62 of the Massachusetts General Laws;
12 section 38N chapter 63 of the Massachusetts General Laws, as amended by sections 21-24 of
13 chapter 166 of the State Session Laws of 2009; section 6(g) of chapter 62 of the Massachusetts
14 General Laws; section 38N of chapter 63 of the Massachusetts General Laws, as amended by
15 sections 21-24 of chapter 166 of the State Session Laws of 2009; section 110(m) of chapter 5 of
16 the State Session Laws of 1995; section 830 of chapter 118.1 of the Code of Massachusetts
17 Regulation; section 6(j) of chapter 62 of the Massachusetts General Laws; section 38Q of chapter
18 63 of the Massachusetts General Laws; section 6(l) of chapter 62 of the Massachusetts General
19 Laws; section 38X of chapter 63 of the Massachusetts General Laws; section 6J of chapter 62 of
20 the Massachusetts General Laws; section 38R of chapter 63 of the Massachusetts General Laws;
21 section 6I of chapter 62 of the Massachusetts General Laws; section 31H(b) of chapter 63 of the
22 Massachusetts General Laws; section 6I/2 of chapter 62 of the Massachusetts General Laws;
23 section 31L of chapter 63 of the Massachusetts General Laws; section 6(o) of the chapter of 62
24 of the Massachusetts General Laws; section 38Z of chapter 63 of the Massachusetts General
25 Laws; section 6(p) of chapter 62 of the Massachusetts General Laws; section 38AA of chapter 63
26 of the Massachusetts General Laws; section 31E of chapter 63 of the Massachusetts General
27 Laws; section 38P of chapter 63 of the Massachusetts General Laws; section 6(q) of chapter 62
28 of the Massachusetts General Laws; section 38BB of chapter 63 of the Massachusetts General
29 Laws; section 6(r) of chapter 62 of the Massachusetts General Laws; section 38CC of chapter 63
30 of the Massachusetts General Laws; section 38W of chapter 63 of the Massachusetts General
31 Laws; section 6(m) of chapter 62 of the Massachusetts General Laws; section 38U of chapter 63
32 of the Massachusetts General Laws; section 6(n) of chapter 62 of the Massachusetts General
33 Laws; section 31M of chapter 63 of the Massachusetts General Laws; section 6N of chapter 62

34 of the Massachusetts General Laws; section 38FF of chapter 63 of the Massachusetts General
35 Laws; section 6M(d) of chapter 62 of the Massachusetts General Laws; section 38EE(d) of
36 chapter 63 of the Massachusetts General Laws.

37 (b) Notwithstanding any other law to the contrary, any bill enacted after January 7, 2019,
38 that would create a tax expenditure, renew an existing tax expenditure, or modify an existing tax
39 expenditure shall contain an expiration date of no longer than three years from the effective date
40 of the new, renewed, or modified tax expenditure. Such bills shall also contain a statement of
41 intent that clearly provides the purpose and objectives of the tax expenditure, including desired
42 outcome, measurable goals, and identified beneficiaries. Any bill that is enacted without the
43 provisions required by this section does not take effect.

44 (c) The Commissioner of the Department of Revenue has authority to issue regulations to
45 implement this act.