

HOUSE No. 2512

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

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 DOR interest rate parity.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/17/2019</i>
<i>Bradford Hill</i>	<i>4th Essex</i>	<i>1/24/2019</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>1/17/2019</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>1/17/2019</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>1/30/2019</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>1/31/2019</i>
<i>Randy Hunt</i>	<i>5th Barnstable</i>	<i>1/28/2019</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>1/28/2019</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/30/2019</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>	<i>1/31/2019</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>2/1/2019</i>

HOUSE No. 2512

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2512) of Bradley H. Jones, Jr., and others relative to the calculation of interest rates for refunds by the Department of Revenue. Revenue.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to DOR interest rate parity.

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 37 of chapter 62C of the General Laws, as appearing in the 2016
2 Official Edition, is hereby amended by striking out the last sentence of the second paragraph.

3 SECTION 2. Section 40 of said chapter 62C, as so appearing, is hereby amended by
4 striking out paragraph (a) and inserting in place thereof the following paragraph:-

5 (a) If any refund of any tax, interest or penalties is made pursuant to sections thirty,
6 thirty-one A, thirty-six, thirty-six A, thirty-seven or thirty-nine of this chapter, or sections
7 twenty-seven or twenty-seven A of chapter sixty-five, or section six of chapter sixty-five A, the
8 state treasurer shall repay to the taxpayer the amount of such refund with interest thereon at the
9 rate established under subsection (a) of section 32 of this chapter, except as hereinafter provided,
10 from the date of overpayment to a date, to be determined by the commissioner, preceding the
11 date of the refund check by not more than thirty days, whether or not such refund check is
12 accepted by the taxpayer after tender of such to the taxpayer. The acceptance of such check shall

13 be without prejudice to any right of the taxpayer to claim any additional overpayment and
14 interest thereon.

15 SECTION 3. This act shall take effect January 1, 2019.