

**HOUSE . . . . . No. 3942**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Josh S. Cutler*

*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 restoring equity in deeds excise allocation.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	<i>5/31/2019</i>

**HOUSE . . . . . No. 3942**

By Mr. Cutler of Duxbury, a petition (subject to Joint Rule 12) of Josh S. Cutler relative to deeds excise receipts. Revenue.

**The Commonwealth of Massachusetts**

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

An Act relative to restoring equity in deeds excise allocation.

*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 64D of the General Laws is hereby amended by inserting after  
2 section 1 the following section:-

3 Section 1A. Notwithstanding any other general or special law to the contrary, Bristol,  
4 Dukes, Nantucket, Norfolk and Plymouth counties shall retain 10 per cent of all deeds excise  
5 receipts received on or after July 1, 2018, in addition to the amounts of deeds excise receipts  
6 retained by said counties pursuant to any other statute or regulation. Such funds shall be  
7 deposited to the general fund of the county, and shall be disbursed and expended for meeting the  
8 costs of the operation and maintenance of the county, or retained by the county for such future  
9 use.

10

11 SECTION 2. Said Chapter 64D is hereby further amended by striking out section 1A and  
12 inserting in place thereof the following section:-

13           Section 1A. (a) Notwithstanding any other general or special law to the contrary, Bristol,  
14 Dukes, Nantucket, Norfolk and Plymouth counties shall retain 15 per cent of all deeds excise  
15 receipts received on or after July 1, 2019, in addition to the amounts of deeds excise receipts  
16 retained by said counties pursuant to any other statute or regulation. Such funds shall be  
17 deposited to the general fund of the county, and shall be disbursed and expended for meeting the  
18 costs of the operation and maintenance of the county, or retained by the county for such future  
19 use.

20           (b) Notwithstanding any other general or special law to the contrary, Barnstable county  
21 shall retain 1 per cent of all deeds excise receipts received pursuant to this chapter on or after  
22 July 1, 2019, in addition to the amounts of deeds excise receipts retained by said county pursuant  
23 to any other statute or regulation. Such funds shall be deposited to the general fund of the county,  
24 and shall be disbursed and expended for meeting the costs of the operation and maintenance of  
25 the county, or retained by the county for such future use.

26           SECTION 3. Said Chapter 64D is hereby further amended by inserting after section 11  
27 the following section:-

28           Section 11A. Each register of deeds in whose county or registry district a regional council  
29 of governments has been established under section 567 of chapter 151 of the acts of 1996 or  
30 under section 20 of chapter 34B of the general laws shall on or before

31           the tenth day of the month transmit to the treasury of said regional council of  
32 governments that portion of 10 per cent of deeds excise receipts received during the preceding  
33 calendar month as represents the quotient of the total property valuation of the regional council  
34 of government's member cities and towns as may be situated within said county or registry

35 district divided by the total of the county or registry district value according to the most recent  
36 equalization and apportionment reported by the commissioner of revenue to the general court  
37 pursuant to section ten C of chapter fifty-eight. Such funds shall be disbursed and expended for  
38 meeting the costs of the operation and maintenance of the regional council of governments, or  
39 retained by the regional council of governments for future use.

40 SECTION 4. Said Chapter 64D is hereby further amended by striking out section 11A  
41 and inserting in place thereof the following section:-

42 Section 11A. Each register of deeds in whose county or registry district a regional council  
43 of governments has been established under section 567 of chapter 151 of the acts of 1996 or  
44 under section 20 of chapter 34B of the general laws shall on or before the tenth day of the month  
45 transmit to the treasury of said regional council of governments that portion of 15 per cent of  
46 deeds excise receipts received during the preceding calendar month as represents the quotient of  
47 the total property valuation of the regional council of government's member cities and towns as  
48 may be situated within said county or registry district divided by the total of the county or  
49 registry district value according to the most recent equalization and apportionment reported by  
50 the commissioner of revenue to the general court pursuant to section ten C of chapter fifty-eight.  
51 Such funds shall be disbursed and expended for meeting the costs of the operation and  
52 maintenance of the regional council of governments, or retained by the regional council of  
53 governments for future use.

54 SECTION 5. Sections 2 and 4 shall take effect on July 1, 2019.

55 SECTION 6. Except as otherwise specified, this act shall take effect upon its passage.