

HOUSE No. 885

By Mr. Porter of Agawam, petition of George W. Porter for legislation relative to the taxation of income derived from real estate. Taxation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Eight.

AN ACT RELATIVE TO THE TAXATION OF INCOME DERIVED FROM REAL ESTATE.

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 1 of chapter 62 of the General
2 Laws, as amended, is hereby further amended by
3 striking out paragraph third of subdivision (a).

1 SECTION 2. Said chapter 62 is hereby further
2 amended by striking out section 22, as most recently
3 amended by section 2 of chapter 486 of the acts of
4 1939, and inserting in place thereof the following:—
5 *Section 22.* Every individual inhabitant of the
6 commonwealth, including every partnership, associa-
7 tion or trust, whose annual income from all sources
8 exceeds two thousand dollars shall annually make a
9 return of his entire income, except income derived
10 (a) from dividends exempt from taxation under
11 section one, (b) from interest upon bonds or other
12 obligations of the United States, (c) from interest

13 upon such bonds, notes and certificates of indebted-
14 ness of the commonwealth and political subdivisions
15 thereof as are exempt from taxation under clause
16 twenty-fifth of section five of chapter fifty-nine, (*d*)
17 from loans secured exclusively by duly recorded
18 mortgage of real estate, taxable as real estate, situated
19 in the commonwealth, to an amount not exceeding
20 the assessed value of the mortgaged real estate less
21 the amount of all prior mortgages, and (*e*) from
22 wages, salaries or compensation exempted from taxa-
23 tion by subsection (*b*) of section five. Every other
24 individual inhabitant, including every partnership,
25 association or trust, who receives income taxable
26 under section one or subsection (*a*) or (*c*) of section
27 five shall make an annual return of such taxable
28 income.