

By Mr. Manning of Milton, petition of M. Joseph Manning relative to the property tax levy growth percentage. Taxation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT RELATIVE TO THE PROPERTY TAX LEVY GROWTH PERCENTAGE.

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 (a) of section 21C of chapter 59 of
2 the General Laws, as appearing in the 1988 Official Edition, is
3 hereby amended by adding the following paragraph: —

4 “Allowable growth percentage”, for a fiscal year means the
5 greater of one hundred and two and one-half percent or the
6 percentage derived from adding to one hundred percent the
7 average percentage change in the Consumer Price Index for All
8 Urban Consumers in the Boston area as determined by the Bureau
9 of Labor Statistics for the United States Department of Labor
10 for the three immediately preceding calendar years.

1 SECTION 2. Subsection (f) of section 21C of chapter 59 of the
2 General Laws, as appearing in the 1988 Official Edition, is hereby
3 amended by striking out the first sentence and inserting in place
4 thereof the following sentence: — If any city or town in which
5 the total taxes assessed result in a percentage which is less than
6 or equal to the limits imposed pursuant to paragraph (b), the total
7 taxes assessed for any fiscal year shall not exceed an amount equal
8 to the allowable growth percentage for a fiscal year multiplied by
9 the maximum levy limit for the preceding fiscal year and added
10 to such levy limit as determined by the commissioner of revenue;
11 provided, however, that the total taxes assessed may be further
12 increased by those amounts approved in accordance with the
13 provisions of paragraph (g); and provided further, that the total
14 amount of taxes assessed for the then current fiscal year may be

15 increased by an amount equal to the tax rate for the preceding
16 fiscal year multiplied by the amount of increase in the assessed
17 valuation of any parcel of real, or article of personal property over
18 the assessed valuation of such property during the prior year
19 which shall become subject to taxation for the first time, or taxed
20 as a separate parcel for the first time during such fiscal year, or
21 class one and class two property, as defined in section two A,
22 which has had an increase in its assessed valuation of no less than
23 fifty percent over the prior year's valuation unless such increased
24 assessed valuation is due to a certified revaluation of the entire
25 city or town, or class three and class four property, as defined
26 in said section two A, and personal property which has had an
27 increase in its assessed valuation of no less than one hundred
28 thousand dollars or fifty percent, whichever is less, over the prior
29 year's valuation unless such increased assessed valuation is due
30 to a certified revaluation of the entire city or town.