HOUSE . . . . . No. 2347

By Mr. Fitzgerald of Boston, petition of John Coleman Walsh and Kevin W. Fitzgerald for legislation to include computer softwear in the definition of "tangible personal property" under the income tax law. Taxation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Two.

AN ACT AMENDING THE DEFINITION OF TANGIBLE PERSONAL PROPERTY TO INCLUDE COMPUTER SOFTWARE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 64H of the General Laws is hereby amended by striking
2 out paragraph (15) and inserting in place thereof the following new
3 paragraph: —
4 (15) "Tangible personal property", personal property of any
5 nature consisting of any produce, goods, wares, merchandise and
6 commodities whatsoever, including prewritten or custom com-
7 puter programs, whether human or machine-readable and regard-
8 less of the media upon which recorded, brought into, produced,
9 manufactured or being within the Commonwealth, but shall not
10 include rights and credits, insurance policies, bills of exchange,
11 stocks and bonds and similar evidences of indebtedness or owner-
12 ship.