

By Mr. Nickinello of Natick, petition of Louis R. Nickinello and Gerald M. Cohen relative to the adoption by cities and towns of a local option sales tax to replace a portion of the property tax. Taxation.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE ADOPTION BY THE CITIES AND TOWNS OF A LOCAL OPTION SALES TAX TO REPLACE A PORTION OF THE PROPERTY TAX.

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 64H of the General Laws is hereby
2 amended by inserting after Section 2 thereof the following new
3 section: —

4 *Section 2A.* In any city or town which accepts the provisions of
5 this section in accordance with section four of chapter four, in
6 addition to the excise imposed by section two, there is hereby
7 imposed an additional excise, upon sales at retail of tangible
8 personal property by any vendor in such cities and towns at the rate
9 of one percent of the gross receipts of the vendor from all such sales
10 of such property, except as otherwise provided in this chapter.

11 The excise shall be paid by the vendor to the commissioner at the
12 time provided for filing the return required by section sixteen of
13 chapter sixty-two C.

1 SECTION 2. Chapter 58 of the General Laws is hereby amend-
2 ed by inserting after section 18C thereof the following new sec-
3 tion: —

4 *Section 18D.* The state treasurer, without further appropria-
5 tion and upon certification of the commissioner, shall annually
6 distribute to those cities and towns which have accepted the provi-
7 sions of Section 2A of chapter 64H, the receipts from that portion

8 of the excise imposed by said section within each such city or town.
9 The commissioner of revenue shall include said amounts in his
10 notification to the assessors under section twenty-five A.

1 SECTION 3. Any city or town which has accepted Section 2A
2 of Chapter 64H of the General Laws, as inserted by section one of
3 this act, shall upon notification by the commissioner of revenue of
4 the amount due to said city or town for the first complete fiscal year
5 of the imposition of the additional excise imposed by said Section
6 2A, reduce by an amount at least equal to the amount due said city
7 or town, the total amount of taxes to be collected under the
8 provisions of chapter 59 of the General Laws for the next fiscal
9 year.