

By Mr. Correia of Fall River, petition of Carlton Viveiros and Robert Correia relative to residential tax classification burdens. Taxation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT RELATIVE TO RESIDENTIAL CLASSIFICATION BURDENS.

1 *Whereas*, The deferred operation of this act would tend to
2 defeat its purpose, which is to immediately provide property tax
3 relief to the owners of residential property, therefore it is hereby
4 declared to be an emergency law, necessary for the immediate
5 preservation of the public convenience.

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

1 The second paragraph of section 1A of chapter 58 of the General
2 Laws is hereby amended by striking out the third sentence, as
3 inserted by section 1 of chapter 200 of the acts of 1988, and inserting
4 in place thereof the following sentence: — If adoption of said
5 minimum residential factor would result in the residential
6 property class bearing a higher percentage of the total property
7 tax levy than the percentage of the total property tax levy imposed
8 on the residential property class in the prior year, or if the
9 adoption of said minimum residential factor would result in the
10 residential property class bearing a higher percentage of the total
11 property tax levy than the percentage of the total property tax
12 levy imposed on the residential property class in the year prior
13 to the year in which the minimum residential factor was first
14 adopted, he shall determine a new minimum residential factor
15 which shall be fifty percent subject to an upward adjustment as
16 may be required to provide that the percentage of the total tax
17 levy imposed on any class of real or personal property shall not

18 exceed two hundred per cent of the full and fair cash valuation
 19 of the taxable property in said class divided by the full and fair
 20 cash valuation of all taxable real and personal property in the city
 21 or town.