

HOUSE No. 2320

The Commonwealth of Massachusetts

EXECUTIVE DEPARTMENT, STATE HOUSE, BOSTON, August 10, 1935.

To the Honorable Senate and House of Representatives:

I am returning for amendment to your honorable bodies House Bill # 2228, being an Act relative to the taxation of incomes and of certain business and manufacturing corporations. The bill as enacted by your honorable bodies makes provision for the exempting from taxation of stock dividends and it further provides that the revenue accruing under the provisions of the bill, which is now distributed to the cities and towns would remain in the treasury of the commonwealth and while it would be most desirable from a financial bookkeeping standpoint to use this money for state purposes, the injury that would result to the cities and towns in their present strained financial circumstances would not justify such a procedure.

In my opinion the insertion of the words nineteen hundred and thirty-six would be sufficient to continue the provisions of the present temporary act.

In view of the decision upon the question of taxation of stock dividends as determined by the Supreme Judicial Court of Massachusetts, which held that stock dividends were income and subject to taxation, it is essential that this provision be continued, and that provisions of the temporary act now in effect be made general, and I accordingly recommend the enactment of a general statute incorporating these provisions.

Vert truly yours,

JAMES M. CURLEY.

The Committee on the Judiciary

REPORT

ON THE

PASSAGE OF THE

ACT TO AMEND THE

ACTION OF

THE

COURT OF CHIEF JUSTICE

IN

THE

CASE OF

MR. CHIEF JUSTICE

WARREN

AND

MR. JUSTICE

BROWDER

AND

MR. JUSTICE

BLACK

AND

MR. JUSTICE

DOLGORT

AND

MR. JUSTICE

FRANCONI

AND

MR. JUSTICE

WHEAT

AND

MR. JUSTICE

WINTERROWD

AND

MR. JUSTICE

WARREN

AND

MR. JUSTICE

BROWDER

AND

MR. JUSTICE

BLACK

AND

MR. JUSTICE

DOLGORT

AND

MR. JUSTICE

FRANCONI

AND

MR. JUSTICE

WHEAT

AND

MR. JUSTICE

WINTERROWD

IN

REPLY

TO

A

RESOLUTION

PASSED

BY

THE

HOUSE OF REPRESENTATIVES

ON

APRIL

23,

1953.

WASHINGTON:

GOVERNMENT PRINTING OFFICE:

1953.