

Accompanying the sixth recommendation of the State Tax Commission (House, No. 205). Taxation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Nine.

AN ACT REVISING THE PENALTY FOR A LATE RETURN AND THE INTEREST FOR LATE TAX PAYMENTS.

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 58 of the General Laws is hereby
2 amended by adding after section 31 the following section:—

3 *Section 31A.* Notwithstanding any other provision of law
4 to the contrary, if any return is not filed with the commissioner
5 on or before its due date or within any extension of time granted
6 by him, there shall be added to and become a part of the tax,
7 as an additional tax, a penalty of five per cent of the amount re-
8 quired to be shown as tax on such return for each month, or frac-
9 tion thereof, during which such failure continues, not exceeding
10 twenty-five per cent in the aggregate. Notwithstanding any
11 other provision of law to the contrary, if any amount of tax is
12 not paid to the commissioner on or before its statutory due date,
13 there shall be added to and become a part of the tax interest
14 at the rate of eight per cent per annum from said date to the
15 date that such tax is paid. The rate of interest shall not exceed
16 eight per cent per annum after the commencement of pro-
17 ceedings to collect the tax.

1 SECTION 2. This act shall apply to returns required to be
2 filed and taxes required to be paid on and after its effective date.

