

HOUSE No. 5098

By Mrs. Cleven of Chelmsford, petition of Carol C. Cleven relative to the estate tax. Taxation.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE ESTATE 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. Section 1 of chapter 65C of the General Laws,
2 as appearing in the 1988 Official Edition, is hereby amended by
3 inserting after the word "commonwealth", in line 41, the words: —
4 ; and less one-half of the value of the decedent's interest in his
5 primary residence if such value is two hundred thousand dollars
6 or less, and if the primary residence is held by the decedent and
7 decedent's spouse as tenants by the entirety or joint tenants, but
8 only if the decedent and spouse are the only joint tenants; if one-
9 half the value of the decedent's interest in the primary residence
10 exceeds two hundred dollars, the amount by which it exceeds two
11 hundred thousand dollars shall be added to the Massachusetts
12 gross estate; if the decedent alone has an interest in the primary
13 residence, or if the decedent and a person or persons other than
14 his spouse hold an interest in the decedent's primary residence,
15 the value of the decedent's interest shall be added to the
16 Massachusetts gross estate.

1 SECTION 2. Section 3 of said chapter 65C, as so appearing,
2 is hereby amended by striking out, in lines 1 and 4, the word "two"
3 and inserting in each instance the word: — one

1 SECTION 3. This act shall apply to estates of decedents dying
2 on or after January first, nineteen hundred and ninety-two.

