

HOUSE No. 2164

By Mr. Lawless of Orleans, petition of the Massachusetts Municipal Association, Emile J. Goguen and other members of the House relative to property tax overlay amounts. Taxation.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO PROPERTY TAX OVERLAY AMOUNTS.

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 25 of Chapter 59 of the General Laws, as appearing
2 in the 1990 Official Edition, is hereby amended by striking out
3 the first sentence and inserting in place thereof the following
4 sentence: —

5 The assessors in any city or town may add to the amount to
6 be assessed such reasonable amount as the commissioner may
7 approve although the total limit of taxation as provided in section
8 twenty-one C of this chapter may by such overlay be exceeded,
9 such amount to be used only for avoiding fractional divisions of
10 the amount to be assessed in the apportionment thereof and for
11 abatements and exemptions granted on account of property
12 assessed for the fiscal year for which the overlay is made or of
13 taxes in the warrant of which the overlay is a part, but any balance
14 in the overlay account, in excess of the amount of the warrant
15 remaining to be collected or abated, as certified by the board of
16 assessors, shall be transferred by the board of assessors upon their
17 own initiative or within ten days of a written request by the chief
18 executive officer, to a reserve fund to be appropriated for any local
19 purpose; any balance in said reserve fund at the end of the fiscal
20 year shall be closed out to surplus revenue.

