

SENATE No. 1472

The Commonwealth of Massachusetts

PRESENTED BY:

Benjamin B. Downing

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act encouraging the development of new business in the Commonwealth.

PETITION OF:

NAME:

Benjamin B. Downing

Marjorie C. Decker

DISTRICT/ADDRESS:

*Berkshire, Hampshire, Franklin and
Hampden*

25th Middlesex

SENATE No. 1472

By Mr. Downing, a petition (accompanied by bill, Senate, No. 1472) of Benjamin B. Downing and Marjorie C. Decker for legislation to encourage the development of new business in the Commonwealth. Revenue.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1327 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act encouraging the development of new business in the Commonwealth.

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. Subsection (b) of section 2 of chapter 63 of the General Laws, as appearing
2 in the 2014 Official Edition, is hereby amended by inserting after the number “456” the
3 following words:-

4 ; provided, further, that qualifying corporations under section 38CC of this chapter, may
5 receive a credit of up to \$456 against the excise imposed under this section.

6 SECTION 2. Subsection (b) of section 2B of said chapter 63 is hereby amended by
7 inserting after the numeral “\$456” the following words:-

8 , provided, however, that qualifying corporations under section 38CC of this chapter, may
9 receive a credit of up to \$456 against the excise imposed under this section.

10 SECTION 3. Subsection (b) of Section 39 of said chapter 63 is hereby amended by
11 inserting after last sentence the following sentence:

12 , provided, however, that qualifying corporations under section 38CC of this chapter, may
13 receive a credit of up to \$456 against the excise imposed under this section.

14 SECTION 4. Chapter 63 of the General Laws is hereby amended by inserting after
15 section 38BB the following section:-

16 Section 38CC.(a) The purpose of this section shall be to offset the burden new businesses
17 initially face by absolving them of the minimum corporate tax in their first three years of filing.

18 (b) A corporation formed under chapter 156D and taxable under this chapter shall be
19 eligible for a non-transferrable credit against an excise tax imposed under subsection (b) of
20 section 2, subsection (b) of section 2B or subsection (b) of section 39.

21 (c) A corporation shall only be eligible for a credit under subsection (b) for the first 3
22 years in which it is required to file a return under this chapter, provided, however, that such
23 credit shall not be allowed to any corporation fifty percent to or more of whose voting stock is
24 owned by another corporation whether or not such owning corporation is taxable in this
25 commonwealth.

26 (d) The Commissioner shall authorize annually, for the 12 year period beginning January
27 1, 2016 and ending December 31, 2028, under this section, an amount not to exceed \$20,000 per
28 year.