

HOUSE No. 03199

The Commonwealth of Massachusetts

PRESENTED BY:

John J. Binienda

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 passage of the accompanying bill:

An Act regarding economic development to enable state residents to attract out-of-state businesses through financial incentives.

PETITION OF:

NAME:

John J. Binienda

DISTRICT/ADDRESS:

17th Worcester

HOUSE No. 03199

By Mr. Binienda of Worcester, a petition (accompanied by bill, House, No. 3199) of Binienda that the Department of Revenue prepare a feasibility study to create a tax incentive program for new business growth Joint Committee on Revenue.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ HOUSE
□ , NO. 2692 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act regarding economic development to enable state residents to attract out-of-state businesses through financial incentives.

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. Notwithstanding any rule, law or regulation to the contrary, the department of
2 revenue is hereby authorized and directed to prepare a feasibility study, together with a draft of
3 legislation amending chapters 62, 63 and any other general laws that may be necessary to create
4 a tax incentive program to create new business growth. This tax incentive program shall be in
5 accordance but not limited to the ideas listed below:

6 This essence of this program is to reward residents of Massachusetts who successfully attract
7 new business to the state. Citizens or business who successfully attract new business shall
8 receive, a tax credit, that will offset any current or future tax liability.

9 Tax Credits will enable residents of Massachusetts to help attract companies and jobs to
10 Massachusetts, rewarding residents financially for their efforts. When a new business is either
11 established in, or relocated to Massachusetts, a percentage of the newly generated tax revenue
12 would be credited to the Massachusetts taxpayer responsible for attracting the new business.
13 This aggregated new tax revenue would be used to calculate the financial benefit to the resident
14 who was the catalyst in attracting the business.

15 The compensation benefit model would disburse 20% of the aggregated new tax revenue to the
16 resident in the first year, 10% the second year, and 5% the third year. This disbursement would
17 be applied directly against their state and/or local tax liabilities. If the compensation exceeds
18 total state and/or local tax liabilities for each of the years that are accrued, then the excess
19 compensation proceeds would be applied against future state and/or local tax liabilities until
20 excess compensation is exhausted.

21 No actual proceeds would be disbursed to the resident. However, the resident may end up
22 receiving refund checks for any state and/or local taxes that may have been deducted from
23 employment income earned, or any other relevant 'escrowed' taxes deducted during those
24 calendar years.

25 Tax data from new businesses would be kept confidential using custodial or escrow protection
26 granted to the Commonwealth or municipality legislators and their administrative or executive
27 associates. This approach invokes the same shield used by the Commonwealth or municipality
28 legislators when they go into executive session.

29 The department shall file its report, together with any recommendations for legislation, with the
30 Joint Committee on Revenue no later than December 1, 2011.