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# **HOUSE . . . . . No. 3847**

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## **The Commonwealth of Massachusetts**

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INITIATIVE PETITION OF STEVEN W. AYLWARD AND OTHERS.

OFFICE OF THE SECRETARY.  
BOSTON, JANUARY 1, 2014.

Steven T. James  
*Clerk of the House of Representatives*  
State House  
Boston, Massachusetts 02133

Sir: — I herewith transmit to you, in accordance with the requirements of Article XLVIII of the Amendments to the Constitution, an Initiative Petition for Law entitled “Repeal of the 2013 Gas Tax Indexing” signed by ten qualified voters and filed with this department on or before December 4, 2013, together with additional signatures of qualified voters in the number of 77,383, being a sufficient number to comply with the Provisions of said Article.

Sincerely,

WILLIAM FRANCIS GALVIN,  
*Secretary of the Commonwealth.*

### AN INITIATIVE PETITION.

Pursuant to Article XLVIII of the Amendments to the Constitution of the Commonwealth, as amended, the undersigned qualified voters of the Commonwealth, ten in number at least, hereby petition for the enactment into law of the following measure:

**The Commonwealth of Massachusetts**

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In the Year Two Thousand and Fourteen.

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An Act repeal of 2013 gas tax indexing.

*Be it enacted by the People, and by their authority, as follows:*

1 SECTION 1. Section 1 of chapter 64A of the General Laws is  
2 hereby amended by striking out, in the definition of “tax per  
3 gallon”, the following words:- , “adjusted at the beginning of each  
4 calendar year, by the percentage, if any, by which the Consumer  
5 Price Index for the preceding year exceeds the Consumer Price  
6 Index for the calendar year that ends before such preceding year;  
7 provided, that the Consumer Price Index for any calendar year  
8 shall be as defined in section 1 of the Internal Revenue Code  
9 pursuant to 26 U.S.C. section 1; provided further, that the tax shall  
10 not be less than 21.5 cents per gallon.”

11 SECTION 2. The provisions of this law are severable, and if any  
12 clause, sentence, paragraph or section of this measure, or an  
13 application thereof, shall be adjudged by any court of competent  
14 jurisdiction to be invalid, such judgment shall not affect, impair, or  
15 invalidate the remainder thereof but shall be confined in its  
16 operation to the clause, sentence, paragraph, section or application  
17 adjudged invalid. Effective January 1, 2015.

## FIRST TEN SIGNERS

<u>NAME</u>	<u>RESIDENCE</u>	<u>CITY OR TOWN</u>
Steven W. Aylward	154 Worcester Street	Watertown
Chanel N. Prunier	43 Shirley Road	Shrewsbury
Richard J. Howell	47 Glenn Drive	Wilbraham
Stephen W. Coulter	20 Beech Tree Farm Road	Scituate
Christopher P. Pinto	58 Wildrose Avenue	Worcester
Desiree A. Awiszio	7 Cataumet Street	Worcester
Mary Lou Daxland	922 Drift Road	Westport
Martin A. Lamb	57 Wingate Road	Holliston
Leslie C. Gosule	100 Marina Drive, #101	Quincy
Charles J. Gangi	148 Main Street, #K322	North Andover

Summary of 13-15.

This proposed law would eliminate the requirement that the state's gasoline tax, which was 24 cents per gallon as of September 2013, (1) be adjusted every year by the percentage change in the Consumer Price Index over the preceding year, but (2) not be adjusted below 21.5 cents per gallon.

## CERTIFICATE OF THE ATTORNEY GENERAL.

September 4, 2013.

Honorable William Francis Galvin  
*Secretary of the Commonwealth*  
One Ashburton Place, Room 1705  
Boston, Massachusetts 02108

RE: Initiative Petition No. 13-15: Repeal of 2013 Gas Tax Indexing.

Dear Secretary Galvin:

In accordance with the provisions of Article 48 of the Amendments to the Massachusetts Constitution, I have reviewed the above-referenced initiative petition, which was submitted to me on or before the first Wednesday of August of this year.

I hereby certify that this measure is in proper form for submission to the people; that the measure is not, either affirmatively or negatively, substantially the same as any measure which has been qualified for submission or submitted to the people at either of the two preceding biennial state elections; and that it contains only subjects that are related or are mutually dependent and which are not excluded from the initiative process pursuant to Article 48, the Initiative, Part 2, Section 2.

In accordance with Article 48, I enclose a fair, concise summary of the measure.

Cordially,

MARTHA COAKLEY,  
*Attorney General.*