

HOUSE No. 91

The Commonwealth of Massachusetts

PRESENTED BY:

Paul A. Schmid, III

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 proposal for constitutional amendment:

Proposal for a legislative amendment to the Constitution for a legislative amendment to the Constitution relative to agricultural and horticultural lands.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>	<i>1/26/2021</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/5/2021</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>3/5/2021</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>3/5/2021</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>3/5/2021</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>3/5/2021</i>
<i>Paul F. Tucker</i>	<i>7th Essex</i>	<i>3/11/2021</i>
<i>Jacob R. Oliveira</i>	<i>7th Hampden</i>	<i>3/11/2021</i>

HOUSE No. 91

By Mr. Schmid of Westport, a petition (accompanied by proposal for constitutional amendment, House, No. 91) of Paul A. Schmid, III and others for a legislative amendment to the Constitution relative to agricultural and horticultural lands. Revenue.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

Proposal for a legislative amendment to the Constitution for a legislative amendment to the Constitution relative to agricultural and horticultural lands.

A majority of all the members elected to the Senate and House of Representatives, in joint session, hereby declares it to be expedient to alter the Constitution by the adoption of the following Article of Amendment, to the end that it may become a part of the Constitution [if similarly agreed to in a joint session of the next General Court and approved by the people at the state election next following]:

ARTICLE OF AMENDMENT.

1 Article XCIX of the Amendments to the Constitution is hereby annulled, and the
2 following is adopted in place thereof:-

3 Article XCIX. Full power and authority are hereby given and granted to the general court
4 to prescribe, for the purpose of developing and conserving agricultural or horticultural lands, that
5 such lands shall be valued, for the purpose of taxation, according to their agricultural or
6 horticultural uses; provided, however, that no parcel of land shall be valued at less than fair
7 market value under this article if the parcel is located in a municipality with a population of less
8 than 50,000 and is less than 2 acres in area or if the parcel is located in a municipality with a

- 9 population of greater than 50,000 and is less than $\frac{1}{4}$ acres in area or if the parcel has not been
- 10 actively devoted to agricultural or horticultural uses for the 2 years preceding the tax year.