

HOUSE No. 3799

The Commonwealth of Massachusetts

PRESENTED BY:

Antonio F. D. Cabral and 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 passage of the accompanying:

An Act to protect historic buildings from fire.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>
<i>Robert M. Koczera</i>	<i>11th Bristol</i>

HOUSE No. 3799

By Messrs. Cabral of New Bedford and Schmid of Westport, a petition (subject to Joint Rule 12) of Antonio F. D. Cabral, Paul A. Schmid, III and Robert M. Koczera for legislation to establish a fire prevention tax credit for historic building. Revenue.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to protect historic buildings from fire.

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.

2 The following is hereby added to chapter 62 of the general laws, as appearing in the 2012
3 official edition:

4 Section 60. Historic Building Fire Prevention Tax Credits.

5 (a) There is hereby established a historic building fire prevention tax credit. A person,
6 firm, partnership, trust, estate, limited liability company or other entity subject to the income tax
7 imposed by the provisions of this chapter or chapter 63 of the general laws shall be allowed a
8 credit, to be computed as hereinafter provided, against taxes owed to the commonwealth under
9 chapter 62 or chapter 63 toward the cost of the installation of a fire protection sprinkler system,
10 as defined in section 81 of chapter 146 of the general laws, in a qualified historic structure, as
11 defined in section 6J of chapter 62 of the general laws.

12 (b) The credit allowed under this section shall be equal to 50 per cent of the costs
13 incurred installing said system, with a maximum credit of \$10,000 per taxpayer in any fiscal
14 year. The Fire Prevention Regulations Board shall determine the criteria for eligibility for the
15 credit, the criteria to be set forth in regulations promulgated under this section. The credit
16 allowable under this section shall be allowed for any taxable year until 2031.

17 (c) Tax credits allowed under this section shall be allowed for the taxable year in which
18 the costs are incurred; provided, however, that a tax credit allowed under this section shall not
19 reduce the tax owed below zero. A taxpayer allowed a credit under this section for a taxable

20 year may carry over and apply against such taxpayer's tax liability in any of the succeeding 5
21 taxable year, the portion, as reduced from year to year, of those credits which exceed the tax for
22 the taxable year.

23 SECTION 2. Section 1 shall take effect on July 1, 2014.