HOUSE DOCKET, NO. FILED ON: 1/14/2009

**HOUSE . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Benjamin Swan**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*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 amending the withholding tax laws for withdrawals from retirement accounts.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Benjamin Swan | 11th Hampden |

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3141 OF 2007-2008.]

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act amending the withholding tax laws for withdrawals from retirement accounts.

 *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

 SECTION 1. Subparagraph (E) of paragraph (2) of subsection (a) of section 2 of chapter 62 of the General Laws, as appearing in the 1996 Official Edition, is hereby amended by adding after line 55 the following new subparagraph:—

            (E)(1) Income from any annuity or retirement account to which the taxpayer has contributed income which was previously subject to taxation under Chapter 62 of the General Laws and constituted wages or was subject to voluntary withholding.

            SECTION 2. Section 1 of Chapter 62B of the General Laws, as appearing in the 1996 Official Edition, is hereby amended by striking out line 15 and inserting in place thereof the following:— hundred and five of said code and subject to federal withholding, except those periodic payments and nonperiodic distributions which qualify under Subparagraph (E)(1) of paragraph (2) of subsection (a) of section 2 of chapter 62 of the General Laws, and.

            SECTION 3. The provisions of this act shall be effective for all tax years beginning on or after January 1, 2003.