

2026 -- H 7083

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LC003945

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**S T A T E   O F   R H O D E   I S L A N D**

**IN GENERAL ASSEMBLY**

**JANUARY SESSION, A.D. 2026**

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A N   A C T

RELATING TO TOWNS AND CITIES -- GENERAL POWERS

Introduced By: Representatives Lima, Potter, Cruz, Slater, Diaz, Sanchez, Handy, Bennett, and McNamara

Date Introduced: January 14, 2026

Referred To: House Municipal Government & Housing

It is enacted by the General Assembly as follows:

1        SECTION 1. Section 45-2-21 of the General Laws in Chapter 45-2 entitled "General  
2        Powers" is hereby amended to read as follows:

3        **45-2-21. City of Cranston -- Municipal court** **City of Cranston -- Municipal court --**  
4        **Housing division.**

5        (a) Establishment. The city council of the city of Cranston may establish a municipal court  
6        and confer upon the court original jurisdiction notwithstanding any other provisions of the general  
7        laws to hear and determine causes involving violation of any ordinance of the city including all  
8        minimum housing violations of the city; provided, that any defendant found guilty of any offense  
9        excluding minimum housing violations within the jurisdiction thereof by the court, may, within  
10      five (5) days of the conviction, file an appeal from the conviction to the superior court and be  
11      entitled in the latter court to a trial de novo; provided, that any defendant found guilty of any  
12      minimum housing violation may, within five (5) days of the conviction, file an appeal from the  
13      conviction to the district court and be entitled in the latter court to a trial de novo in accordance  
14      with §§ 8-8-3(a)(2), 8-8-3.1, and 8-8-3.2. The city council of the city of Cranston may also establish  
15      a municipal housing division (hereinafter, "housing division") within the municipal court in  
16      accordance with subsection (e) of this section.

17        (b) Judges, clerks and procedures. The city council of the city of Cranston is authorized  
18        and empowered to appoint a judge of the municipal court and a clerk of the municipal court. The  
19        city council of the city of Cranston is also authorized to appoint a judge and clerk of the housing

1 division, who may be, but is not required to be, the same person(s) holding the judgeship and  
2 clerkship of the municipal court. The city council of the city of Cranston is authorized and  
3 empowered to enact ordinances governing the operation and procedure to be followed in the court  
4 and the housing division and to establish a schedule of fees and costs.

5 (c) Operation, management, and powers of the municipal court. The municipal court may  
6 impose a sentence not to exceed thirty (30) days in jail and impose a fine not in excess of five  
7 hundred dollars (\$500), or both. The court is empowered to administer oaths, compel the attendance  
8 of witnesses, and punish persons for contempt.

9 (d) Operation, management, and powers of the housing division. The Cranston city council  
10 is authorized and empowered to enact ordinances governing the personnel, operation, and  
11 procedure to be followed in the housing division, and to establish a schedule of fees and costs, and  
12 to otherwise provide for the operation and management of the housing division. The Cranston city  
13 council may authorize the housing division impose a sentence not to exceed thirty (30) days in jail  
14 and to impose fines not in excess of five hundred dollars (\$500), or both. The housing division may  
15 also be empowered to:

16 (1) Administer oaths;  
17 (2) Compel the attendance of witnesses; and  
18 (3) Punish persons for contempt.

19 (e) Municipal housing division establishment and jurisdiction.

20 (1) The city council of the city of Cranston may establish a housing division within the  
21 municipal court, and confer upon the housing division original jurisdiction, notwithstanding any  
22 other provisions of the general laws, to hear and determine causes involving the violation of the  
23 zoning ordinances of the city and any violation of the provisions of chapter 24 of this title (“zoning  
24 ordinances”); any violation of chapter 24.1 of this title (“historical area zoning act”); any violation  
25 of chapter 24.2 of this title (“minimum housing standards”); any violation of chapter 24.3 of this  
26 title (“housing maintenance and occupancy code”); any violation of chapter 23 of this title  
27 (“subdivision of land”); any violation of any local Cranston ordinance or regulation, enacted  
28 pursuant to these chapters; and any violation of the provisions of chapter 27.3 of title 23 (“state  
29 building code”); and any violation of the provisions of those regulations promulgated by the state  
30 building code commission entitled SBC-I Rhode Island state building code; SBC-2 Rhode Island  
31 state one- and two-family (2) dwelling code; SBC-3 Rhode Island state plumbing code; SBC-4  
32 Rhode Island state mechanical code; SBC-5 Rhode Island state electrical code; SBC-6 state  
33 property maintenance code; SBC-8 Rhode Island state energy conservation code; and SBC-20  
34 Rhode Island state fuel and gas code; and provided, further, that any party aggrieved by a final

1 judgement, decree, or order of the Cranston housing division may, within twenty (20) days after  
2 entry of this judgment, decree, or order, file an appeal to the superior court and be entitled in the  
3 latter court to a trial de novo.

4 (2) With respect to violations falling under the jurisdiction of the Cranston housing  
5 division, as outlined in subsection (e)(1) of this section, the city council may also confer upon the  
6 housing division, in furtherance of the court's jurisdiction, the power to proceed according to  
7 equity:

- 8 (i) To restrain, prevent, enjoin, abate, or correct a violation;
- 9 (ii) To order the repair, vacation, or demolition of any dwelling existing in violation;
- 10 (iii) To otherwise compel compliance with all of the provisions of the ordinances and  
11 statutes; and
- 12 (iv) To order a dwelling into receivership and to order the removal of any cloud on the title  
13 to the building or property that shall be binding upon all those claiming by, through, under; or by  
14 virtue of any inferior liens or encumbrances pursuant to chapter 44 of title 34.

15 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
A N A C T  
RELATING TO TOWNS AND CITIES -- GENERAL POWERS

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- 1        This act would authorize the city of Cranston to establish a housing division within its
- 2        municipal court.
- 3        This act would take effect upon passage.

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