

2023 -- S 1007

LC002308

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- TOURISM AND DEVELOPMENT

Introduced By: Senators Gu, Euer, Kallman, Mack, Valverde, Lauria, Zurier, Miller, and DiMario

Date Introduced: May 15, 2023

Referred To: Senate Housing & Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-63.1-14 of the General Laws in Chapter 42-63.1 entitled "Tourism  
2 and Development" is hereby amended to read as follows:

3 **42-63.1-14. Offering residential units through a hosting platform.**

4 (a) For any rental property offered for tourist or transient use on a hosting platform that  
5 collects and remits applicable sales and hotel taxes in compliance with §§ 44-18-7.3(b)(4)(i), 44-  
6 18-18, and 44-18-36.1, cities, towns, or municipalities shall not prohibit the owner from offering  
7 the unit for tourist or transient use through such hosting platform, or prohibit such hosting platform  
8 from providing a person or entity the means to rent, pay for, or otherwise reserve a residential unit  
9 for tourist or transient use. A hosting platform shall comply with the requirement imposed upon  
10 room resellers in §§ 44-18-7.3(b)(4)(i) and 44-18-36.1 in order for the prohibition of this section to  
11 apply. The division of taxation shall at the request of a city, town, or municipality confirm whether  
12 a hosting platform is registered in compliance with § 44-18-7.3(b)(4)(i).

13 (b) Any short-term rental property listed for rent on the website of any third-party hosting  
14 platform that conducts business in Rhode Island shall be registered with the department of business  
15 regulation. [The assigned registration number corresponding to subsection \(h\) of this section shall](#)  
16 [be displayed on any advertising or listing of the property for short-term rental.](#) The registration  
17 [process](#) shall provide the information necessary to identify the property pursuant to subsection (d)  
18 of this section. For purposes of this section, the term "short-term rental" means a person, firm, or

1 corporation's utilization, for transient lodging accommodations, not to exceed thirty (30) nights at  
2 a time.

3 (c) The department of business regulation shall contact all hosting platforms that list  
4 property in Rhode Island on their website for rent and that submit hotel taxes to the division of  
5 taxation and shall provide notice of the registration requirement, pursuant to this section, instructing  
6 the hosting platforms to notify their listed properties to register with the department of business  
7 regulation by December 31, 2021, or be subject to fines pursuant to § 42-63.1-14.1.

8 (d) The state registration pursuant to this section shall include:

9 (1) The principal place of business of the owner, or if outside the state, the agent for service  
10 of process or property manager for the owner;

11 (2) The phone number of the owner of the property and/or property manager;

12 (3) The email address of the property owner and/or property manager;

13 (4) The address of the rental property;

14 (5) The number of rooms for rent at the property;

15 (6) Whether the registrant rents or owns; and

16 (7) Intended use (entire space, private room, or shared space).

17 (e) ~~The assigned registration number shall consist of numeric and alpha characters, the~~  
18 ~~alpha characters shall correspond to the city/town where the property is located and shall be uniform~~  
19 ~~for the remaining properties in said city/town.~~

20 (f) The department of business regulation shall notify all hosting platforms to contact all  
21 listed properties by December 31, ~~2021~~ 2023, to ensure compliance with this section and if the  
22 listed properties are not duly registered and compliant with this section after six (6) months, the  
23 hosting platform shall remove the property listing from its website.

24 (g) The department of business regulation shall promulgate rules and regulations to  
25 correspond with and enforce this section and § 42-63.1-14.1 and may charge a registration fee to  
26 property owners registering with the department pursuant to this section.

27 (h) The department of business regulation shall create an online database to store all  
28 registered short-term rental units, and each unit shall have an ~~online identification number in said~~  
29 ~~database to correspond with subsection (e) of this section~~ assigned registration number in the  
30 database. The assigned registration number shall be given to the owner of the property upon  
31 registration, and the assigned registration shall remain internal to the department of business  
32 regulation and shall not be displayed publicly in the online database.

33 (i) Any owner of the property who or that fails to register with the department of business  
34 regulation as prescribed herein and lists the property as a short-term rental on a hosting platform

1 website shall be subject to a civil fine as follows:

2 (1) Two hundred fifty dollars (\$250) for the first thirty (30) days of non-compliance;

3 (2) Five hundred dollars (\$500) for between thirty-one (31) and sixty (60) days of non-

4 compliance; and

5 (3) One thousand dollars (\$1,000) for more than sixty (60) days of non-compliance.

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

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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1           This act would allow the department of business regulation to create an assigned  
2 registration number for any short-term rental property listed for rent on a third-party hosting  
3 platform. This assigned registration number would need to be posted on the listing of the property  
4 for short-term rent.

5           This act would take effect upon passage.

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