

2015 -- H 5681

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

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A N A C T

RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES

Introduced By: Representatives Malik, and Marshall

Date Introduced: February 26, 2015

Referred To: House Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 44-5-11.6 of the General Laws in Chapter 44-5 entitled "Levy and  
2 Assessment of Local Taxes" is hereby amended to read as follows:

3 **44-5-11.6. Assessment of valuations -- Apportionment of levies.** -- (a) Notwithstanding  
4 the provisions of § 44-5-11 [repealed] beginning on December 31, 2000, the assessors in the  
5 several towns and cities shall conduct an update as defined in this section or shall assess all  
6 valuations and apportion the levy of all taxes legally ordered under the rules and regulations, not  
7 repugnant to law, as the town meetings and city councils, respectively, shall, from time to time,  
8 prescribe; provided, that the update or valuation is performed in accordance with the following  
9 schedules:

10 (1) (i) For a transition period, for cities and towns that conducted or implemented a  
11 revaluation as of 1993 or in years later:

	Update	Revaluation
12		
13 Lincoln	2000	2003
14 South Kingstown	2000	2003
15 Smithfield	2000	2003
16 West Warwick	2000	2003
17 Johnston	2000	2003
18 Burrillville	2000	2003
19 North Smithfield	2000	2003

1	Central Falls	2000	2003
2	North Kingstown	2000	2003
3	Jamestown	2000	2003
4	North Providence	2001	2004
5	Cumberland	2001	2004
6	Bristol	2004	2001
7	Charlestown	2001	2004
8	East Greenwich	2002	2005
9	Cranston	2002	2005
10	Barrington	2002	2005
11	Warwick	2003	2006
12	Warren	2003	2006
13	East Providence	2003	2006

14           (ii) Provided that the reevaluation period for the town of New Shoreham shall be  
15 extended to 2003 and the update for the town of Hopkinton may be extended to 2007 with no  
16 additional reimbursements by the state relating to the delay.

17           (iii) The implementation date for this schedule is December 31st, of the stated year.

18           (iv) Those cities and towns not listed in this schedule shall continue the revaluation  
19 schedule pursuant to § 44-5-11 [repealed].

20           (2)(i) For the post transition period and in years thereafter:

21		Update #1	Update #2	Revaluation
22	Woonsocket	2002	2005	2008
23	Pawtucket	2002	2005	2008
24	Portsmouth	2001	2004	2007
25	Coventry	2001	2004	2007
26	Providence	2003	2006	2009
27	Foster	2002	2005	2008
28	Middletown	2002	2005	2008
29	Little Compton	2003	2006	2009
30	Scituate	2003	2006	2009
31	Westerly	2003	2006	2009
32	West Greenwich	2004	2007	2010
33	Glocester	2004	2007	2010
34	Richmond	2004	2007	2010

1	Bristol	2004	2007	2010
2	Tiverton	2005	2008	2011
3	Newport	2005	2008	2011
4	New Shoreham	2006	2009	2012
5	Narragansett	2005	2008	2011
6	Exeter	2005	2008	2011
7	Hopkinton	2007	2010	2013
8	Lincoln	2006	2009	2012
9	South Kingstown	2006	2009	2012
10	Smithfield	2006	2009	2012
11	West Warwick	2006	2009	2012
12	Johnston	2006	2009	2012
13	Burrillville	2006	2009	2012
14	North Smithfield	2006	2009	2012
15	Central Falls	2006	2009	2012
16	North Kingstown	2006	2009	2012
17	Jamestown	2006	2009	2012
18	North Providence	2007	2010	2013
19	Cumberland	2007	2010	2013
20	Charlestown	2007	2010	2013
21	East Greenwich	2008	2011	2014
22	Cranston	2008	2011	2014
23	Barrington	2008	2010	2014
24	Warwick	2009	2012	2015
25	Warren	2009	2012	2016
26	East Providence	2009	2012	2015

27 (ii) The implementation date for the schedule is December 31st of the stated year. Upon  
28 the completion of the update and revaluation according to this schedule, each city and town shall  
29 conduct a revaluation within nine (9) years of the date of the prior revaluation and shall conduct  
30 an update of real property every three (3) years from the last revaluation. Provided, that for the  
31 town of Bristol, the time for the first statistical update following the 2010 revaluation shall be  
32 extended from 2013 to 2014 and said statistical update shall be based on valuations as of  
33 December 31, 2014.

34 [\(iii\) For the town of Warren, the time for the first statistical update following the 2016](#)

1 [revaluation shall be 2019, and said statistical update shall be based on valuations as of December](#)  
2 [31, 2019 and every three \(3\) years thereafter until the next revaluation in 2025.](#)

3 (b) No later than February 1, 1998, the director of the department of revenue shall  
4 promulgate rules and regulations consistent with the provisions of this section to define the  
5 requirements for the updates that shall include, but not be limited to:

6 (1) An analysis of sales;

7 (2) A rebuilding of land value tables;

8 (3) A rebuilding of cost tables of all improvement items; and

9 (4) A rebuilding of depreciation schedules. - Upon completion of an update, each city or  
10 town shall provide for a hearing and/or appeal process for any aggrieved person to address any  
11 issue that arose during the update.

12 (c) The costs incurred by the towns and cities for the first update shall be borne by the  
13 state in an amount not to exceed twenty dollars (\$20.00) per parcel. The costs incurred by the  
14 towns and cities for the second update shall be borne eighty percent (80%) by the state (in an  
15 amount not to exceed sixteen dollars (\$16.00) per parcel) and twenty percent (20%) by the town  
16 or city, and in the third update and thereafter, the state shall pay sixty percent (60%) of the update  
17 (not to exceed twelve dollars (\$12.00) per parcel) and the town or city shall pay forty percent  
18 (40%); provided, that for the second update and in all updates thereafter, that the costs incurred  
19 by any city or town that is determined to be a distressed community pursuant to § 45-13-12 shall  
20 be borne eighty percent (80%) by the state and twenty percent (20%) by the city or town for all  
21 updates required by this section.

22 (d) The office of municipal affairs, after consultation with the League of Cities and  
23 Towns and the Rhode Island Assessors' Association, shall recommend adjustments to the costs  
24 formula described in subsection (c) of this section based upon existing market conditions.

25 (e) Any property that is either exempt from the local property tax pursuant to § 44-3-3 or  
26 pays a city or town an amount in lieu of taxes is not required to have its values updated pursuant  
27 to this section and the property is not eligible for the reimbursement provisions of subsection (c)  
28 of this section. However, those properties that are exempt from taxation and are eligible for state  
29 appropriations in lieu of property tax under the provisions of § 45-13-5.1 are eligible for state  
30 reimbursement pursuant to subsection (c) of this section, provided, that these properties were  
31 revalued as part of that city or town's most recent property revaluation.

32 (f) No city or town is required to conduct an update pursuant to this section unless the  
33 state has appropriated sufficient funds to cover the state's costs as identified in subsection (c) of  
34 this section.

1           (g) Any city or town that fails to conduct an update or revaluation as required by this  
2 section, or requests and receives an extension of the dates specified in this section, shall receive  
3 the same amount of state aid under §§ 45-13-1, 45-13-5.1, and 45-13-12 in the budget year for  
4 which the new values were to apply as the city or town received in-state aid in the previous  
5 budget year; provided, however, if the new year's entitlement is lower than the prior year's  
6 entitlement, the lower amount applies, except for the town of New Shoreham for the fiscal year  
7 2003.

8           (h) Any bill or resolution to extend the dates for a city or town to conduct an update or  
9 revaluation must be approved by a two-thirds (2/3) majority of both houses of the general  
10 assembly.

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

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF  
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RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES

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- 1           This act would clarify that the town of Warren need not perform a statistical update until
- 2   2019, and every three (3) years thereafter, until its next revaluation in 2025.
- 3           This act would take effect upon passage.

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