

2023 -- H 5016

LC000156

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF
THE TOWN OF TIVERTON

Introduced By: Representatives Edwards, and McGaw

Date Introduced: January 06, 2023

Referred To: House Municipal Government & Housing

It is enacted by the General Assembly as follows:

1 SECTION 1. (a) On November 8, 2022, the voters of the Town of Tiverton approved
2 various amendments to the Home Rule Charter originally adopted in November, 1994 related to
3 Article IV, Section 407 (9), Article V, Section 502, Article IX Department and Agencies, section
4 901(a), 902(a), 903(a), Article X, section 1007 (a) and (b), Article 111, Section 301 with new
5 sections 301, 303, 304, 305, and 306, Article IV, section 407 3.) and 16.), Article V, section 503
6 1.), Article VI. Section 602(a) 2.) and 9.), Article VII, section 703, sections 2.) and 3.) and deleting
7 4.) through 7), and Article VIII Town Clerk, section 801 (a), Article XI amending section 1101(a)
8 and Article XII, Miscellaneous, section 1217 and all other changes as set forth in Resolutions of
9 the Town of Tiverton Town Council adopted on May 23, 2022 and August 3, 2022.

10 (b) The amendments as noted above also pertained to the powers and duties of the town
11 council related to setting educational and job qualifications for the Town Administrator, Police
12 Chief, Fire Chief, and Director of Public Works.

13 (c) The amendments as noted above also pertained to the powers and duties of the personnel
14 board and town administrator related to the hiring of seasonal, temporary, and appointed persons
15 in an acting capacity.

16 (d) The amendments further pertained to a revised budget adoption process and the
17 reduction in the number of people elected to serve on the budget committee.

18 SECTION 2. In all respects in which the amendments to the Home Rule charter of the town

1 of Tiverton which amendments were adopted and approved by the electors of the town of Tiverton
2 on November 8, 2022, may require ratification, confirmation, validation, or enactment by the
3 general assembly, but in no other respects, the provisions of said amendments to the Home Rule
4 Charter of the town of Tiverton are hereby ratified, confirmed, validated and enacted. It is the
5 express intention of the general assembly, by the passage of this act, to give effect to, ratify,
6 confirm, validate and enact those provisions of the said amendments to the Home Rule Charter of
7 the town of Tiverton which require ratification, confirmation, validation or enactment and by the
8 passage of this act, the legislature does hereby ratify, confirm, validate and enact said provisions,
9 but nothing in this act shall be construed to abrogate or impair the powers now or hereafter granted
10 to cities and towns by the Home Rule amendment and other applicable laws of the State of Rhode
11 Island or those rights retained by said town of Tiverton in its Home Rule Charter.

12 SECTION 3. If any provision of this act, or the application thereof to the town of Tiverton
13 or to any person or circumstances is deemed invalid for any reason, the remainder of this act, or the
14 application of such provision to said city or other persons or circumstances shall not be affected
15 thereby, and to this end the provisions of this act are declared to be severable.

16 SECTION 4. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

VALIDATING AND RATIFYING AMENDMENTS TO THE HOME RULE CHARTER OF
THE TOWN OF TIVERTON

1 This act would validate and ratify amendments to the Home Rule Charter of the town of
2 Tiverton, which amendments were adopted and approved by the electors of the town of Tiverton
3 on November 8, 2022.

4 This act would take effect upon passage.

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