

2010 -- H 7216

LC00451

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

Introduced By: Representatives Schadone, Pollard, Azzinaro, Winfield, and Corvese

Date Introduced: January 26, 2010

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)(1)

4 Notwithstanding the provisions of section 44-5-11 [repealed] beginning on December 31, 2000,
5 the assessors in the several towns and cities shall conduct an update as defined in this section or
6 shall assess all valuations and apportion the levy of all taxes legally ordered under the rules and
7 regulations, not repugnant to law, as the town meetings and city councils, respectively, shall from
8 time to time prescribe; provided, that the update or valuation is performed in accordance with the
9 following schedules: ~~(1) (i) For a transition period, for cities and towns who conducted or~~
10 ~~implemented a revaluation as of 1993 or in years later:~~

	Update	Revaluation
11		
12	Lincoln	2000
13	South Kingstown	2000
14	Smithfield	2000
15	West Warwick	2000
16	Johnston	2000
17	Burrillville	2000
18	North Smithfield	2000
19	Central Falls	2000

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

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

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

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18 ~~schedule pursuant to section 44-5-11 [repealed].~~

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

		Update #1	Update #2	Revaluation
20				
21	Woonsocket	2002	2005 <u>2012</u>	2008
22	Pawtucket	2002	2005 <u>2012</u>	2008
23	Portsmouth	2001	2004 <u>2011</u>	2007
24	Coventry	2001	2004 <u>2011</u>	2007
25	Providence	2003	2006 <u>2013</u>	2009
26	Foster	2002	2005 <u>2012</u>	2008
27	Middletown	2002	2005 <u>2012</u>	2008
28	Little Compton	2003-	2006 <u>2013</u>	2009
29	Scituate	2003-	2006 <u>2013</u>	2009
30	Westerly	2003-	2006 <u>2013</u>	2009
31	West Greenwich	2004-	2007 <u>2014</u>	2010
32	Glocester	2004-	2007 <u>2014</u>	2010
33	Richmond	2004-	2007 <u>2014</u>	2010
34	Bristol	2004	2007 <u>2014</u>	2010

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

26 ~~(1)~~(2) The implementation date for the schedule is December 31st of the stated year.
27 Upon the completion of the update and revaluation according to this schedule, each city and town
28 shall conduct a revaluation within ~~nine (9) years~~ eight (8) years of the date of the prior
29 revaluation and shall conduct an update of real property every ~~three (3) years~~ four (4) years from
30 the last revaluation.

31 (b) ~~No later than February 1, 1998, the~~ The director of the department of revenue shall
32 promulgate rules and regulations consistent with the provisions of this section to define the
33 requirements for the updates which shall include, but not be limited to:

34 (1) An analysis of sales;

1 (2) A rebuilding of land value tables;

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

3 (4) A rebuilding of depreciation schedules.

4 Upon completion of an update, each city or town shall provide for a hearing and/or
5 appeal process for any aggrieved person to address any issue, which arose during the update.

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

16 (d) The office of municipal affairs, after consultation with the league of cities and towns
17 and the Rhode Island assessors' association, shall recommend adjustments to the costs formula
18 described in subsection (c) of this section based upon existing market conditions.

19 (e) Any property, which is either exempt from the local property tax pursuant to section
20 44-3-3 or which pays a city or town an amount in lieu of taxes, is not required to have its values
21 updated pursuant to this section, and the property is not eligible for the reimbursement provisions
22 of subsection (c) of this section. However, those properties which are exempt from taxation and
23 are eligible for state appropriations in lieu of property tax under the provisions of section 45-13-
24 5.1 are eligible for state reimbursement pursuant to subsection (c) of this section, provided, that
25 these properties were revalued as part of that city or town's most recent property revaluation.

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

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

1 ~~2003.~~

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

5 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

- 1 This act would amend the revaluation time frames for cities and towns.
- 2 This act would take effect upon passage.

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