

2018 -- H 7890 SUBSTITUTE A

=====
LC004761/SUB A
=====

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2018

—————
A N A C T

RELATING TO TAXATION -- HISTORIC RESIDENCE--TAX CREDIT

Introduced By: Representatives McEntee, Fogarty, O'Brien, Tanzi, and Carson

Date Introduced: February 28, 2018

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 44-4.1-2 of the General Laws in Chapter 44-4.1 entitled "Historic
2 Residence - Tax Credit" is hereby amended to read as follows:

3 **44-4.1-2. Definitions.**

4 As used in this chapter:

5 (1) "Certified maintenance or rehabilitation" means any maintenance or rehabilitation of a
6 historic residence consistent with the character of that property or district as determined in
7 accordance with commission guidelines.

8 (2) "Commission" means the Rhode Island historical preservation and heritage
9 commission created pursuant to § 42-45-2, or for purposes of the historic commercial structure
10 property tax reduction in Warren, the local historic district commission in Warren or the local
11 historic district commission created by the municipal city or town council pursuant § 45-24.1-3.

12 (3) "Historic residence" means a historic residential property which is not of a character
13 subject to federal depreciation allowance pursuant to 26 U.S.C. § 167 or 168 and which is:

14 (i) Listed individually in the state register of historic places; or

15 (ii) Located in a district listed in the state register of historic places and certified by the
16 Rhode Island historical preservation and heritage commission as contributing to the historic
17 character of that district; or

18 (iii) Located in a local historic district zone as designated by a city or town under chapter
19 24.1 of title 45 and certified by the commission as contributing to the character of that historic

1 district zone; or

2 (iv) Designated by a city or town as an individual structure subject to regulation by a
3 local historic district commission under chapter 24.1 of title 45.

4 (4) "Historic Commercial Structure" means: a historic structure in Warren utilized for
5 commercial purposes, whole or in part, and which is:

6 (i) Listed individually in the state register of historic places; or

7 (ii) Located in a district listed in the state register of historic places and certified by the
8 commission as contributing to the historic character of that district; or

9 (iii) Located in a local historic district zone as designated by the town under chapter 24.1
10 of title 45 and certified by the commission as contributing to the character of that historic district
11 zone; or

12 (iv) Designated by the town as an individual structure subject to regulation by a local
13 historic district commission under chapter 24.1 of title 45.

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

=====
LC004761/SUB A
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T
RELATING TO TAXATION -- HISTORIC RESIDENCE--TAX CREDIT

1 This act would amend the definition of the term "commission" for purposes of the
2 historic residence tax credit to include the local historic district commission created by the city or
3 town council.

4 This act would take effect upon passage.

=====
LC004761/SUB A
=====