

2010 -- S 2411

LC00798

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO TAXATION

Introduced By: Senator C Levesque

Date Introduced: February 11, 2010

Referred To: Senate Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 44-47-1 of the General Laws in Chapter 44-47 entitled "Adult and
2 Child Day Care Assistance and Development Tax Credit" is hereby amended to read as follows:

3 **44-47-1. Tax credit.** -- (a) A taxpayer that pays for or provides adult or child day care
4 services to its employees or to the employees of its commercial tenants, or that provides real
5 property or dedicates rental space for child day care services, is allowed a credit, to be computed
6 as provided in this chapter, against the tax imposed by chapters 11 and 13, except section 44-13-
7 13, and chapters 14, 17, 30 of this title. The amount of the credit shall be:

8 (1) ~~Thirty percent (30%)~~ Seventy-five percent (75%) of the total amount expended in the
9 state of Rhode Island during the taxable year by a taxpayer for day care services purchased to
10 provide care for the dependent children or dependent adult family members of the taxpayer's
11 employees or employees of commercial tenants of the taxpayer during the employees' hours of
12 employment;

13 (2) ~~Thirty percent (30%)~~ Seventy-five percent (75%) of the total amount expended
14 during the taxable year by a taxpayer in the establishment and/or operation of a day care facility
15 in the state of Rhode Island used primarily by the dependent children of the taxpayer's employees
16 or employees of commercial tenants of the taxpayer during the employees' hours of employment;

17 (3) ~~Thirty percent (30%)~~ Seventy-five percent (75%) of the total amount expended
18 during the taxable year by a taxpayer in conjunction with one or more other taxpayers for the
19 establishment and/or operation of a day care facility in the state of Rhode Island used primarily

1 by the dependent children of the taxpayer's employees or employees of commercial tenants of the
2 taxpayer during that employee's hours of employment;

3 (4) ~~Thirty percent (30%)~~ Seventy-five percent (75%) of the total amount foregone in rent
4 or lease payments related to the dedication of rental or lease space to child day care services. The
5 amount foregone shall be the difference between fair market rental and actual rental.

6 (b) No credit shall be allowed pursuant to this chapter unless the child day care facility is
7 licensed pursuant to chapter 72.1 of title 42, and agrees to accept children whose child care
8 services are paid for in full or in part by the Rhode Island department of human services; and/or
9 the adult day care facility is certified by the department of elderly affairs.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
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1 This act would raise the tax credit to taxpayers providing adult or child day care services
2 to its employees or provides real property for child day care services from thirty percent (30%) to
3 seventy-five percent (75%) of the total amount expended.

4 This act would take effect upon passage.

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