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LC004904/SUB A
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO TAXATION - PROPERTY SUBJECT TO TAXATION - BURRILLVILLE

Introduced By: Senator P Fogarty

Date Introduced: February 25, 2016

Referred To: Senate Housing & Municipal Government

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 44-3-9.3 of the General Laws in Chapter 44-3 entitled "Property
2 Subject to Taxation" is hereby amended to read as follows:

3 **44-3-9.3. Burrillville -- Exemption or stabilizing of taxes on qualifying property used**
4 **for manufacturing or commercial purposes.** -- (a) Except as provided in this section, the town
5 council of the town of Burrillville may vote to authorize, for a period not to exceed ten (10) years,
6 and subject to the conditions as provided in this section, to exempt from payment, in whole or in
7 part, real and personal property used for manufacturing, ~~or~~ commercial, or mixed-use purposes,
8 or to determine a stabilized amount of taxes to be paid on account of such property,
9 notwithstanding the valuation of the property or the rate of tax; provided, that after public
10 hearings, at least ten (10) days' notice of which shall be given in a newspaper having a general
11 circulation in the town, the town council determines that:

12 (1) Granting of the exemption or stabilization of taxes will inure to the benefit of the
13 town by reason of:

14 (i) The willingness of the manufacturing or commercial firm or concern to locate in the
15 town; or

16 (ii) The willingness of a manufacturing or commercial firm or concern to expand
17 facilities with an increase in employment; or

18 (2) Granting of the exemption or stabilization of taxes will inure to the benefit of the
19 town by reason of the willingness of a manufacturing, ~~or~~ commercial, or mixed-use firm or

1 concern to replace, reconstruct, expand, or remodel existing buildings, facilities, fixtures,
2 machinery, or equipment with modern buildings, facilities, fixtures, machinery, or equipment
3 resulting in an increase in plant, ~~or~~ commercial, or mixed-use building investment by the firm or
4 concern in the town.

5 (b) For purposes of this section, "real property used for commercial, or mixed-use
6 purposes" includes any building or structure used for offices or commercial enterprises including
7 without limitation any building or structure used for wholesale, warehouse, distribution, and/or
8 storage businesses, used for service industries, or used for any other commercial business,
9 including mixed-use, and the land on which any such building or structure is situated and not
10 used solely for residential purposes.

11 (c) For purposes of this section, "personal property used for commercial, or mixed-use
12 purposes" means any personal property owned by a firm or concern occupying a building,
13 structure, and/or land used for commercial, or mixed-use purposes and used by such firm or
14 concern in its commercial, or mixed-use enterprise including, without limitation, furniture,
15 fixtures, equipment, machinery, stock in trade, and inventory.

16 (d) Except as provided in this section, real and personal property, the payment of taxes
17 on which has been so exempted or which is subject to the payment of a stabilized amount of
18 taxes, shall not, during the period for which the exemption or stabilization of the amount of taxes
19 is granted, be further liable to taxation by the town in which the property is located so long as the
20 property is used for the manufacturing, ~~or~~ commercial, or mixed-use purposes for which the
21 exemption or stabilized amount of taxes was made.

22 (e) Notwithstanding any vote and findings by the town council, the property shall be
23 assessed for and shall pay that portion of the tax if any assessed by the town of Burrillville for the
24 purpose of paying the indebtedness of the town and the indebtedness of the state or any political
25 subdivision of the state to the extent assessed upon or apportioned to the town, and the interest on
26 the indebtedness, and for appropriation to any sinking fund of the town, which portion of the tax
27 shall be paid in full, and the taxes so assessed and collected shall be kept in a separate account
28 and used only for that purpose.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

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1 This act would authorize the town of Burrillville to extend its tax-stabilization program to
2 cover mixed-use properties.

3 This act would take effect upon passage.

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