

2017 -- H 6126

LC002465

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT - TOURISM AND  
DEVELOPMENT

Introduced By: Representatives Carson, Fogarty, Marshall, Edwards, and Donovan

Date Introduced: April 14, 2017

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-63.1-3 of the General Laws in Chapter 42-63.1 entitled  
2 "Tourism and Development" is hereby amended to read as follows:

3 **42-63.1-3. Distribution of tax.**

4 (a) For returns and tax payments received on or before December 31, 2015, except as  
5 provided in § 42-63.1-12, the proceeds of the hotel tax, excluding such portion of the hotel tax  
6 collected from residential units offered for tourist or transient use through a hosting platform,  
7 shall be distributed as follows by the division of taxation and the city of Newport:

8 (1) Forty-seven percent (47%) of the tax generated by the hotels in the district, except as  
9 otherwise provided in this chapter, shall be given to the regional tourism district wherein the hotel  
10 is located; provided, however, that from the tax generated by the hotels in the city of Warwick,  
11 thirty-one percent (31%) of the tax shall be given to the Warwick regional tourism district  
12 established in § 42-63.1-5(a)(5) and sixteen percent (16%) of the tax shall be given to the Greater  
13 Providence-Warwick Convention and Visitors' Bureau established in § 42-63.1-11; and provided  
14 further, that from the tax generated by the hotels in the city of Providence, sixteen percent (16%)  
15 of that tax shall be given to the Greater Providence-Warwick Convention and Visitors' Bureau  
16 established by § 42-63.1-11, and thirty-one percent (31%) of that tax shall be given to the  
17 Convention Authority of the city of Providence established pursuant to the provisions of chapter  
18 84 of the public laws of January, 1980; provided, however, that the receipts attributable to the

1 district as defined in § 42-63.1-5(a)(7) shall be deposited as general revenues, and that the  
2 receipts attributable to the district as defined in § 42-63.1-5(a)(8) shall be given to the Rhode  
3 Island commerce corporation as established in chapter 64 of title 42.

4 (2) Twenty-five percent (25%) of the hotel tax shall be given to the city or town where  
5 the hotel, which generated the tax, is physically located, to be used for whatever purpose the city  
6 or town decides.

7 (3) Twenty-one (21%) of the hotel tax shall be given to the Rhode Island commerce  
8 corporation established in chapter 64 of title 42, and seven percent (7%) to the Greater  
9 Providence-Warwick Convention and Visitors' Bureau.

10 (b) For returns and tax payments received after December 31, 2015, except as provided in  
11 § 42-63.1-12, the proceeds of the hotel tax, excluding such portion of the hotel tax collected from  
12 residential units offered for tourist or transient use through a hosting platform, shall be distributed  
13 as follows by the division of taxation and the city of Newport:

14 (1) For the tax generated by the hotels in the Aquidneck Island district, as defined in §  
15 42-63.1-5, forty-two percent (42%) of the tax shall be given to the Aquidneck Island district,  
16 twenty-five (25%) of the tax shall be given to the city or town where the hotel, which generated  
17 the tax, is physically located, five percent (5%) of the tax shall be given to the Greater  
18 Providence-Warwick Convention and Visitors Bureau established in § 42-63.1-11, and twenty-  
19 eight percent (28%) of the tax shall be given to the Rhode Island commerce corporation  
20 established in chapter 64 of title 42.

21 (2) For the tax generated by the hotels in the Providence district as defined in § 42-63.1-  
22 5, twenty eight percent (28%) of the tax shall be given to the Providence district, twenty-five  
23 percent (25%) of the tax shall be given to the city or town where the hotel, which generated the  
24 tax, is physically located, twenty-three (23%) of the tax shall be given to the Greater Providence-  
25 Warwick Convention and Visitors Bureau established in § 42-63.1-11, and twenty-four (24%) of  
26 the tax shall be given to the Rhode Island commerce corporation established in chapter 64 of title  
27 42.

28 (3) For the tax generated by the hotels in the Warwick district as defined in § 42-63.1-5,  
29 twenty-eight percent (28%) of the tax shall be given to the Warwick District, twenty-five percent  
30 (25%) of the tax shall be given to the city or town where the hotel, which generated the tax, is  
31 physically located, twenty-three percent (23%) of the tax shall be given to the Greater  
32 Providence-Warwick Convention and Visitors Bureau established in § 42-63.1-11, and twenty-  
33 four (24%) of the tax shall be given to the Rhode Island commerce corporation established in  
34 chapter 64 of title 42.

1 (4) For the tax generated by the hotels in the Statewide district, as defined in § 42-63.1-5,  
2 twenty-five percent (25%) of the tax shall be given to the city or town where the hotel, which  
3 generated the tax, is physically located, five percent (5%) of the tax shall be given to the Greater  
4 Providence-Warwick Convention and Visitors Bureau established in § 42-63.1-11, and seventy  
5 percent (70%) of the tax shall be given to the Rhode Island commerce corporation established in  
6 chapter 64 of title 42.

7 (5) With respect to the tax generated by hotels in districts other than those set forth in  
8 subdivisions (b)(1) through (b)(4), forty-two percent (42%) of the tax shall be given to the  
9 regional tourism district, as defined in § 42-63.1-5, wherein the hotel is located, twenty-five  
10 percent (25%) of the tax shall be given to the city or town where the hotel, which generated the  
11 tax, is physically located, five percent (5%) of the tax shall be given to the Greater Providence-  
12 Warwick Convention and Visitors Bureau established in § 42-63.1-11, and twenty-eight (28%) of  
13 the tax shall be given to the Rhode Island commerce corporation established in chapter 64 of title  
14 42.

15 (c) The proceeds of the hotel tax collected from residential units offered for tourist or  
16 transient use through a hosting platform shall be distributed as follows by the division of taxation  
17 and the city of Newport: twenty-five percent (25%) of the tax shall be given to the city or town  
18 where the residential unit, which generated the tax, is physically located, and seventy-five percent  
19 (75%) of the tax shall be given to the Rhode Island commerce corporation established in chapter  
20 64 of title 42.

21 (d) The Rhode Island commerce corporation shall be required in each fiscal year to spend  
22 on the promotion and marketing of Rhode Island as a destination for tourists or businesses an  
23 amount of money of no less than the total proceeds of the hotel tax it receives pursuant to this  
24 chapter for such fiscal year.

25 (e) Notwithstanding the foregoing provisions of this section, for returns and tax payments  
26 received on or after July 1, 2016 and on or before June 30, ~~2017~~ 2018, except as provided in § 42-  
27 63.1-12, the proceeds of the hotel tax, excluding such portion of the hotel tax collected from  
28 residential units offered for tourist or transient use through a hosting platform, shall be distributed  
29 in accordance with the distribution percentages established in § 42-63.1-3(a)(1) through § 42-  
30 63.1-3(a)(3) by the division of taxation and the city of Newport.

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

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T  
RELATING TO STATE AFFAIRS AND GOVERNMENT - TOURISM AND  
DEVELOPMENT

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1           This act would extend from June 30, 2017 to June 30, 2018, the formula for the  
2 distribution of the proceeds of the state hotel tax, excluding the portion of the hotel tax collected  
3 from residential units offered for tourist or transient use through a hosting platform, in accordance  
4 with the distribution percentages established for returns and tax payments received on or before  
5 December 31, 2015.

6           This act would take effect upon passage.

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