

2022 -- H 8100

LC005682

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES--TOWN OF JOHNSTON REVALUATION

Introduced By: Representatives Fellela, Costantino, Perez, and Cardillo

Date Introduced: April 06, 2022

Referred To: House Municipal Government & Housing

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. [Effective January 10,**  
4 **2022.]**

5 (a) Notwithstanding the provisions of § 44-5-11 [repealed], beginning on December 31,  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

11 (1)(i) For a transition period, for cities and towns that conducted or implemented a  
12 revaluation as of 1993 or in years later:

	Update	Revaluation
13		
14 Lincoln	2000	2003
15 South Kingstown	2000	2003
16 Smithfield	2000	2003
17 West Warwick	2000	2003
18 Johnston	2000	2003

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

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

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

20 (iv) Those cities and towns not listed in this schedule shall continue the revaluation  
21 schedule pursuant to § 44-5-11 [repealed].

22 (2)(i) For the post-transition period and in years thereafter:

23		Update #1	Update #2	Revaluation
24	Woonsocket	2002	2005	2008
25	Pawtucket	2002	2005	2008
26	Portsmouth	2001	2004	2007
27	Coventry	2001	2004	2007
28	Providence	2003	2006	2009
29	Foster	2002	2005	2008
30	Middletown	2002	2005	2008
31	Little Compton	2003	2006	2009
32	Scituate	2003	2006	2009
33	Westerly	2003	2006	2009
34	West Greenwich	2004	2007	2010

1	Glocester	2004	2007	2010
2	Richmond	2004	2007	2010
3	Bristol	2004	2007	2010
4	Tiverton	2005	2008	2011
5	Newport	2005	2008	2011
6	New Shoreham	2006	2009	2012
7	Narragansett	2005	2008	2011
8	Exeter	2005	2008	2011
9	Hopkinton	2007	2010	2013
10	Lincoln	2006	2009	2012
11	South Kingstown	2006	2009	2012
12	Smithfield	2006	2009	2012
13	West Warwick	2006	2009	2012
14	Johnston	2006	2009	2012
15	Burrillville	2006	2009	2012
16	North Smithfield	2006	2009	2012
17	Central Falls	2006	2009	2012
18	North Kingstown	2006	2009	2012
19	Jamestown	2006	2009	2012
20	North Providence	2007	2010	2013
21	Cumberland	2007	2010	2013
22	Charlestown	2007	2010	2013
23	East Greenwich	2008	2011	2014
24	Cranston	2008	2011	2014
25	Barrington	2008	2010	2014
26	Warwick	2009	2012	2015
27	Warren	2009	2012	2016
28	East Providence	2009	2012	2015

29           (ii) The implementation date for the schedule is December 31 of the stated year. Upon the  
30 completion of the update and revaluation according to this schedule, each city and town shall  
31 conduct a revaluation within nine (9) years of the date of the prior revaluation and shall conduct an  
32 update of real property every three (3) years from the last revaluation. Provided, that for the town  
33 of Bristol, the time for the first statistical update following the 2010 revaluation shall be extended  
34 from 2013 to 2014 and said statistical update shall be based on valuations as of December 31, 2014,

1 and the first revaluation following the December 31, 2014, and 2015 statistical revaluation shall be  
2 extended from 2016 to 2019 and said revaluation shall be based on valuations as of December 31,  
3 2018, and, that for the city of Woonsocket, the time of the first statistical update following the 2017  
4 revaluation shall be extended from 2020 to 2021, and the statistical update shall be based on the  
5 valuations as of December 31, 2021 and, that for the town of Johnston, the time of the revaluation  
6 following the 2012 revaluation shall be extended from 2022 to 2023, and the statistical update shall  
7 be based on the valuations as of December 31, 2022.

8 (iii) Cities and towns shall not change the assessment of any property based on the purchase  
9 price of the property after a transfer occurs except in accordance with a townwide or citywide  
10 revaluation or update schedule; provided that, this prohibition shall not apply to completed new  
11 real estate construction.

12 (b) No later than February 1, 1998, the director of the department of revenue shall  
13 promulgate rules and regulations consistent with the provisions of this section to define the  
14 requirements for the updates that shall include, but not be limited to:

15 (1) An analysis of sales;

16 (2) A rebuilding of land value tables;

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

18 (4) A rebuilding of depreciation schedules. Upon completion of an update, each city or  
19 town shall provide for a hearing and/or appeal process for any aggrieved person to address any  
20 issue that arose during the update.

21 (c) The costs incurred by the towns and cities for the first update shall be borne by the state  
22 in an amount not to exceed twenty dollars (\$20.00) per parcel. The costs incurred by the towns and  
23 cities for the second update shall be borne eighty percent (80%) by the state (in an amount not to  
24 exceed sixteen dollars (\$16.00) per parcel) and twenty percent (20%) by the town or city, and in  
25 the third update and thereafter, the state shall pay sixty percent (60%) of the update (not to exceed  
26 twelve dollars (\$12.00) per parcel) and the town or city shall pay forty percent (40%); provided,  
27 that for the second update and in all updates thereafter, that the costs incurred by any city or town  
28 that is determined to be a distressed community pursuant to § 45-13-12 shall be borne eighty percent  
29 (80%) by the state and twenty percent (20%) by the city or town for all updates required by this  
30 section.

31 (d) The office of municipal affairs, after consultation with the League of Cities and Towns  
32 and the Rhode Island Assessors' Association, shall recommend adjustments to the costs formula  
33 described in subsection (c) of this section based upon existing market conditions.

34 (e) Any property that is either exempt from the local property tax pursuant to § 44-3-3 or

1 pays a city or town an amount in lieu of taxes is not required to have its values updated pursuant to  
2 this section and the property is not eligible for the reimbursement provisions of subsection (c) of  
3 this section. However, those properties that are exempt from taxation and are eligible for state  
4 appropriations in lieu of property tax under the provisions of § 45-13-5.1 are eligible for state  
5 reimbursement pursuant to subsection (c) of this section, provided, that these properties were  
6 revalued as part of that city or town's most recent property revaluation.

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

10 (g) Any city or town that fails to conduct an update or revaluation as required by this  
11 section, or requests and receives an extension of the dates specified in this section, shall receive the  
12 same amount of state aid under §§ 45-13-1, 45-13-5.1, and 45-13-12 in the budget year for which  
13 the new values were to apply as the city or town received in state aid in the previous budget year;  
14 provided, however, if the new year's entitlement is lower than the prior year's entitlement, the lower  
15 amount applies, except for the town of New Shoreham for the fiscal year 2003.

16 (h) Any bill or resolution to extend the dates for a city or town to conduct an update or  
17 revaluation must be approved by a two-thirds ( $\frac{2}{3}$ ) majority of both houses of the general assembly.

18 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 TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES--TOWN OF  
JOHNSTON REVALUATION

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- 1           This act would grant the town of Johnston a one year extension to complete the revaluation
- 2   due in 2022 to 2023. The revaluation would be based on valuations as of December 31, 2022.
- 3           This act would take effect upon passage.

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