

2015 -- H 5736

=====
LC001136
=====

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

—————
A N A C T

RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX

Introduced By: Representatives Giarrusso, Trillo, Chippendale, Morgan, and Costa

Date Introduced: February 26, 2015

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 44-25-1 of the General Laws in Chapter 44-25 entitled "Real Estate
2 Conveyance Tax" is hereby amended to read as follows:

3 **44-25-1. Tax imposed -- Payment -- Burden.** -- (a) There is imposed, on each deed,
4 instrument, or writing by which any lands, tenements, or other realty sold is granted, assigned,
5 transferred, or conveyed to, or vested in, the purchaser or purchasers, or any other person or
6 persons, by his or her or their direction, when the consideration paid exceeds one hundred dollars
7 (\$100), a tax at the rate of ~~two dollars and thirty cents (\$2.30)~~ two dollars (\$2.00) for each five
8 hundred dollars (\$500) or fractional part of it which is paid for the purchase of the property
9 (inclusive of the value of any lien or encumbrance remaining at the time of sale), which tax is
10 payable at the time of making, execution, delivery, acceptance or presenting for recording of the
11 instrument. In the absence of an agreement to the contrary, the tax shall be paid by the grantor.

12 (b) In the event no consideration is actually paid for the lands, tenements, or realty, the
13 instrument of conveyance shall contain a statement to the effect that the consideration is such that
14 no documentary stamps are required.

15 (c) The tax administrator shall contribute to the distressed community relief program the
16 sum of thirty cents (\$.30) per ~~two dollars and thirty cents (\$2.30)~~ two dollars (\$2.00) of the face
17 value of the stamps to be distributed pursuant to § 45-13-12, ~~and to the housing resources~~
18 ~~commission restricted receipts account the sum of thirty cents (\$.30) per two dollars and thirty~~
19 ~~cents (\$2.30) of the face value of the stamps. Funds will be administered by the department of~~

1 ~~administration, office of housing and community development, through the housing resources~~
2 ~~commission.~~ The state shall retain sixty cents (\$.60) for state use. The balance of the tax shall be
3 retained by the municipality collecting the tax. ~~Provided, however, in fiscal years 2004 and 2005,~~
4 ~~from the proceeds of this tax, the tax administrator shall deposit as general revenues the sum of~~
5 ~~ninety cents (\$.90) per two dollars and thirty cents (\$2.30) of the face value of the stamps. The~~
6 ~~balance of the tax is retained by the municipality collecting the tax.~~

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

=====
LC001136
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO TAXATION -- REAL ESTATE CONVEYANCE TAX

- 1 This act would reduce the real estate conveyance tax from \$2.30 per \$500 of purchase
- 2 price to \$2.00 per \$500.
- 3 This act would take effect upon passage.

=====
LC001136
=====