

2022 -- H 7957

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

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A N A C T

RELATING TO TAXATION -- PROPERTY SUBJECT TO TAXATION

Introduced By: Representative Scott Slater

Date Introduced: March 07, 2022

Referred To: House Municipal Government & Housing

It is enacted by the General Assembly as follows:

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

3 **44-3-3. Property exempt. [Effective January 1, 2022.]**

4 (a) The following property is exempt from taxation:

5 (1) Property belonging to the state, except as provided in § 44-4-4.1;

6 (2) Lands ceded or belonging to the United States;

7 (3) Bonds and other securities issued and exempted from taxation by the government of  
8 the United States or of this state;

9 (4) Real estate, used exclusively for military purposes, owned by chartered or incorporated  
10 organizations approved by the adjutant general and composed of members of the national guard,  
11 the naval militia, or the independent, chartered-military organizations;

12 (5) Buildings for free public schools, buildings for religious worship, and the land upon  
13 which they stand and immediately surrounding them, to an extent not exceeding five (5) acres so  
14 far as the buildings and land are occupied and used exclusively for religious or educational  
15 purposes;

16 (6) Dwellings houses and the land on which they stand, not exceeding one acre in size, or  
17 the minimum lot size for zone in which the dwelling house is located, whichever is the greater,  
18 owned by, or held in trust for, any religious organization and actually used by its officiating clergy;  
19 provided, further, that in the town of Charlestown, where the property previously described in this

1 paragraph is exempt in total, along with dwelling houses and the land on which they stand in  
2 Charlestown, not exceeding one acre in size, or the minimum lot size for zone in which the dwelling  
3 house is located, whichever is the greater, owned by, or held in trust for, any religious organization  
4 and actually used by its officiating clergy, or used as a convent, nunnery, or retreat center by its  
5 religious order;

6 (7) Intangible personal property owned by, or held in trust for, any religious or charitable  
7 organization, if the principal or income is used or appropriated for religious or charitable purposes;

8 (8) Buildings and personal estate owned by any corporation used for a school, academy, or  
9 seminary of learning, and of any incorporated public charitable institution, and the land upon which  
10 the buildings stand and immediately surrounding them to an extent not exceeding one acre, so far  
11 as they are used exclusively for educational purposes, but no property or estate whatever is hereafter  
12 exempt from taxation in any case where any part of its income or profits, or of the business carried  
13 on there, is divided among its owners or stockholders; provided, however, that unless any private  
14 nonprofit corporation organized as a college or university located in the town of Smithfield reaches  
15 a memorandum of agreement with the town of Smithfield, the town of Smithfield shall bill the  
16 actual costs for police, fire, and rescue services supplied, unless otherwise reimbursed, to said  
17 corporation commencing March 1, 2014;

18 (9) Estates, persons, and families of the president and professors for the time being of  
19 Brown University for not more than ten thousand dollars (\$10,000) for each officer, the officer's  
20 estate, person, and family included, but only to the extent that any person had claimed and utilized  
21 the exemption prior to, and for a period ending, either on or after December 31, 1996;

22 (10) Property especially exempt by charter unless the exemption has been waived in whole  
23 or in part;

24 (11) Lots of land exclusively for burial grounds;

25 (12) Property, real and personal, held for, or by, an incorporated library, society, or any  
26 free public library, or any free public library society, so far as the property is held exclusively for  
27 library purposes, or for the aid or support of the aged poor, or poor friendless children, or the poor  
28 generally, or for a nonprofit hospital for the sick or disabled;

29 (13) Real or personal estate belonging to, or held in trust for, the benefit of incorporated  
30 organizations of veterans of any war in which the United States has been engaged, the parent body  
31 of which has been incorporated by act of Congress, to the extent of four hundred thousand dollars  
32 (\$400,000) if actually used and occupied by the association; provided, that the city council of the  
33 city of Cranston may by ordinance exempt the real or personal estate as previously described in  
34 this subdivision located within the city of Cranston to the extent of five hundred thousand dollars

1 (\$500,000);

2 (14) Property, real and personal, held for, or by, the fraternal corporation, association, or  
3 body created to build and maintain a building or buildings for its meetings or the meetings of the  
4 general assembly of its members, or subordinate bodies of the fraternity, and for the  
5 accommodation of other fraternal bodies or associations, the entire net income of which real and  
6 personal property is exclusively applied or to be used to build, furnish, and maintain an asylum or  
7 asylums, a home or homes, a school or schools, for the free education or relief of the members of  
8 the fraternity, or the relief, support, and care of worthy and indigent members of the fraternity, their  
9 wives, widows, or orphans, and any fund given or held for the purpose of public education,  
10 almshouses, and the land and buildings used in connection therewith;

11 (15) Real estate and personal property of any incorporated volunteer fire engine company  
12 or incorporated volunteer ambulance or rescue corps in active service;

13 (16) The estate of any person who, in the judgment of the assessors, is unable from infirmity  
14 or poverty to pay the tax; provided, that in the towns of Burrillville and West Greenwich, the tax  
15 shall constitute a lien for five (5) years on the property where the owner is entitled to the exemption.  
16 At the expiration of five (5) years, the lien shall be abated in full. Provided, if the property is sold  
17 or conveyed, or if debt secured by the property is refinanced during the five-year (5) period, the  
18 lien immediately becomes due and payable; any person claiming the exemption aggrieved by an  
19 adverse decision of an assessor shall appeal the decision to the local board of tax review and  
20 thereafter according to the provisions of § 44-5-26;

21 (17) Household furniture and family stores of a housekeeper in the whole, including  
22 clothing, bedding, and other white goods, books, and all other tangible personal property items that  
23 are common to the normal household;

24 (18) Improvements made to any real property to provide a shelter and fallout protection  
25 from nuclear radiation, to the amount of one thousand five hundred dollars (\$1,500); provided, that  
26 the improvements meet applicable standards for shelter construction established, from time to time,  
27 by the Rhode Island emergency management agency. The improvements are deemed to comply  
28 with the provisions of any building code or ordinance with respect to the materials or the methods  
29 of construction used and any shelter or its establishment is deemed to comply with the provisions  
30 of any zoning code or ordinance;

31 (19) Aircraft for which the fee required by § 1-4-6 has been paid to the tax administrator;

32 (20) Manufacturer's inventory.

33 (i) For the purposes of §§ 44-4-10, 44-5-3, 44-5-20, and 44-5-38, a person is deemed to be  
34 a manufacturer within a city or town within this state if that person uses any premises, room, or

1 place in it primarily for the purpose of transforming raw materials into a finished product for trade  
2 through any or all of the following operations: adapting, altering, finishing, making, and  
3 ornamenting; provided, that public utilities; non-regulated power producers commencing  
4 commercial operation by selling electricity at retail or taking title to generating facilities on or after  
5 July 1, 1997; building and construction contractors; warehousing operations, including distribution  
6 bases or outlets of out-of-state manufacturers; and fabricating processes incidental to warehousing  
7 or distribution of raw materials, such as alteration of stock for the convenience of a customer; are  
8 excluded from this definition;

9 (ii) For the purposes of this section and §§ 44-4-10 and 44-5-38, the term "manufacturer's  
10 inventory," or any similar term, means and includes the manufacturer's raw materials, the  
11 manufacturer's work in process, and finished products manufactured by the manufacturer in this  
12 state, and not sold, leased, or traded by the manufacturer or its title or right to possession divested;  
13 provided, that the term does not include any finished products held by the manufacturer in any retail  
14 store or other similar selling place operated by the manufacturer whether or not the retail  
15 establishment is located in the same building in which the manufacturer operates the manufacturing  
16 plant;

17 (iii) For the purpose of § 44-11-2, a "manufacturer" is a person whose principal business  
18 in this state consists of transforming raw materials into a finished product for trade through any or  
19 all of the operations described in paragraph (i) of this subdivision. A person will be deemed to be  
20 principally engaged if the gross receipts that person derived from the manufacturing operations in  
21 this state during the calendar year or fiscal year mentioned in § 44-11-1 amounted to more than  
22 fifty percent (50%) of the total gross receipts that person derived from all the business activities in  
23 which that person engaged in this state during the taxable year. For the purpose of computing the  
24 percentage, gross receipts derived by a manufacturer from the sale, lease, or rental of finished  
25 products manufactured by the manufacturer in this state, even though the manufacturer's store or  
26 other selling place may be at a different location from the location of the manufacturer's  
27 manufacturing plant in this state, are deemed to have been derived from manufacturing;

28 (iv) Within the meaning of the preceding paragraphs of this subdivision, the term  
29 "manufacturer" also includes persons who are principally engaged in any of the general activities  
30 coded and listed as establishments engaged in manufacturing in the Standard Industrial  
31 Classification Manual prepared by the Technical Committee on Industrial Classification, Office of  
32 Statistical Standards, Executive Office of the President, United States Bureau of the Budget, as  
33 revised from time to time, but eliminating as manufacturers those persons, who, because of their  
34 limited type of manufacturing activities, are classified in the manual as falling within the trade

1 rather than an industrial classification of manufacturers. Among those thus eliminated, and  
2 accordingly also excluded as manufacturers within the meaning of this paragraph, are persons  
3 primarily engaged in selling, to the general public, products produced on the premises from which  
4 they are sold, such as neighborhood bakeries, candy stores, ice cream parlors, shade shops, and  
5 custom tailors, except, that a person who manufactures bakery products for sale primarily for home  
6 delivery, or through one or more non-baking retail outlets, and whether or not retail outlets are  
7 operated by the person, is a manufacturer within the meaning of this paragraph;

8 (v) The term "Person" means and includes, as appropriate, a person, partnership, or  
9 corporation; and

10 (vi) The department of revenue shall provide to the local assessors any assistance that is  
11 necessary in determining the proper application of the definitions in this subdivision;

12 (21) Real and tangible personal property acquired to provide a treatment facility used  
13 primarily to control the pollution or contamination of the waters or the air of the state, as defined  
14 in chapter 12 of title 46 and chapter 25 of title 23, respectively, the facility having been constructed,  
15 reconstructed, erected, installed, or acquired in furtherance of federal or state requirements or  
16 standards for the control of water or air pollution or contamination, and certified as approved in an  
17 order entered by the director of environmental management. The property is exempt as long as it is  
18 operated properly in compliance with the order of approval of the director of environmental  
19 management; provided, that any grant of the exemption by the director of environmental  
20 management in excess of ten (10) years is approved by the city or town in which the property is  
21 situated. This provision applies only to water and air pollution control properties and facilities  
22 installed for the treatment of waste waters and air contaminants resulting from industrial  
23 processing; furthermore, it applies only to water or air pollution control properties and facilities  
24 placed in operation for the first time after April 13, 1970;

25 (22) Manufacturing machinery and equipment acquired or used by a manufacturer after  
26 December 31, 1974. Manufacturing machinery and equipment is defined as:

27 (i) Machinery and equipment used exclusively in the actual manufacture or conversion of  
28 raw materials or goods in the process of manufacture by a manufacturer, as defined in subdivision  
29 (20), and machinery, fixtures, and equipment used exclusively by a manufacturer for research and  
30 development or for quality assurance of its manufactured products;

31 (ii) Machinery and equipment that is partially used in the actual manufacture or conversion  
32 of raw materials or goods in process of manufacture by a manufacturer, as defined in subdivision  
33 (20), and machinery, fixtures, and equipment used by a manufacturer for research and development  
34 or for quality assurance of its manufactured products, to the extent to which the machinery and

1 equipment is used for the manufacturing processes, research and development, or quality assurance.  
2 In the instances where machinery and equipment is used in both manufacturing and/or research and  
3 development and/or quality assurance activities and non-manufacturing activities, the assessment  
4 on machinery and equipment is prorated by applying the percentage of usage of the equipment for  
5 the manufacturing, research and development, and quality-assurance activity to the value of the  
6 machinery and equipment for purposes of taxation, and the portion of the value used for  
7 manufacturing, research and development, and quality assurance is exempt from taxation. The  
8 burden of demonstrating this percentage usage of machinery and equipment for manufacturing and  
9 for research and development and/or quality assurance of its manufactured products rests with the  
10 manufacturer; and

11 (iii) Machinery and equipment described in §§ 44-18-30(7) and 44-18-30(22) that was  
12 purchased after July 1, 1997; provided that the city or town council of the city or town in which the  
13 machinery and equipment is located adopts an ordinance exempting the machinery and equipment  
14 from taxation. For purposes of this subsection, city councils and town councils of any municipality  
15 may, by ordinance, wholly or partially exempt from taxation the machinery and equipment  
16 discussed in this subsection for the period of time established in the ordinance and may, by  
17 ordinance, establish the procedures for taxpayers to avail themselves of the benefit of any  
18 exemption permitted under this section; provided, that the ordinance does not apply to any  
19 machinery or equipment of a business, subsidiary, or any affiliated business that locates or relocates  
20 from a city or town in this state to another city or town in the state;

21 (23) Precious metal bullion, meaning any elementary metal that has been put through a  
22 process of melting or refining, and that is in a state or condition that its value depends upon its  
23 content and not its form. The term does not include fabricated precious metal that has been  
24 processed or manufactured for some one or more specific and customary industrial, professional,  
25 or artistic uses;

26 (24) Hydroelectric power-generation equipment, which includes, but is not limited to,  
27 turbines, generators, switchgear, controls, monitoring equipment, circuit breakers, transformers,  
28 protective relaying, bus bars, cables, connections, trash racks, headgates, and conduits. The  
29 hydroelectric power-generation equipment must have been purchased after July 1, 1979, and  
30 acquired or used by a person or corporation who or that owns or leases a dam and utilizes the  
31 equipment to generate hydroelectric power;

32 (25) Subject to authorization by formal action of the council of any city or town, any real  
33 or personal property owned by, held in trust for, or leased to an organization incorporated under  
34 chapter 6 of title 7, as amended, or an organization meeting the definition of "charitable trust" set

1 out in § 18-9-4, as amended, or an organization incorporated under the not-for-profits statutes of  
2 another state or the District of Columbia, the purpose of which is the conserving of open space, as  
3 that term is defined in chapter 36 of title 45, as amended, provided the property is used exclusively  
4 for the purposes of the organization;

5 (26) Tangible personal property, the primary function of which is the recycling, reuse, or  
6 recovery of materials (other than precious metals, as defined in § 44-18-30(24)(ii) and (iii)), from,  
7 or the treatment of "hazardous wastes," as defined in § 23-19.1-4, where the "hazardous wastes"  
8 are generated primarily by the same taxpayer and where the personal property is located at, in, or  
9 adjacent to a generating facility of the taxpayer. The taxpayer may, but need not, procure an order  
10 from the director of the department of environmental management certifying that the tangible  
11 personal property has this function, which order effects a conclusive presumption that the tangible  
12 personal property qualifies for the exemption under this subdivision. If any information relating to  
13 secret processes or methods of manufacture, production, or treatment is disclosed to the department  
14 of environmental management only to procure an order, and is a "trade secret" as defined in § 28-  
15 21-10(b), it shall not be open to public inspection or publicly disclosed unless disclosure is  
16 otherwise required under chapter 21 of title 28 or chapter 24.4 of title 23;

17 (27) Motorboats as defined in § 46-22-2 for which the annual fee required in § 46-22-4 has  
18 been paid;

19 (28) Real and personal property of the Providence Performing Arts Center, a non-business  
20 corporation as of December 31, 1986;

21 (29) Tangible personal property owned by, and used exclusively for the purposes of, any  
22 religious organization located in the city of Cranston;

23 (30) Real and personal property of the Travelers Aid Society of Rhode Island, a nonprofit  
24 corporation, the Union Mall Real Estate Corporation, and any limited partnership or limited liability  
25 company that is formed in connection with, or to facilitate the acquisition of, the Providence YMCA  
26 Building;

27 (31) Real and personal property of Meeting Street Center or MSC Realty, Inc., both not-  
28 for-profit Rhode Island corporations, and any other corporation, limited partnership, or limited  
29 liability company that is formed in connection with, or to facilitate the acquisition of, the properties  
30 designated as the Meeting Street National Center of Excellence on Eddy Street in Providence,  
31 Rhode Island;

32 (32) The buildings, personal property, and land upon which the buildings stand, located on  
33 Pomham Island, East Providence, currently identified as Assessor's Map 211, Block 01, Parcel  
34 001.00, that consists of approximately twenty-one thousand three hundred (21,300) square feet and

1 is located approximately eight hundred sixty feet (860'), more or less, from the shore, and limited  
2 exclusively to these said buildings, personal estate and land, provided that said property is owned  
3 by a qualified 501(c)(3) organization, such as the American Lighthouse Foundation, and is used  
4 exclusively for a lighthouse;

5 (33) The Stadium Theatre Performing Arts Centre building located in Monument Square,  
6 Woonsocket, Rhode Island, so long as said Stadium Theatre Performing Arts Center is owned by  
7 the Stadium Theatre Foundation, a Rhode Island nonprofit corporation;

8 (34) Real and tangible personal property of St. Mary Academy -- Bay View, located in East  
9 Providence, Rhode Island;

10 (35) Real and personal property of East Bay Community Action Program and its  
11 predecessor, Self Help, Inc; provided, that the organization is qualified as a tax-exempt corporation  
12 under § 501(c)(3) of the United States Internal Revenue Code;

13 (36) Real and personal property located within the city of East Providence of the Columbus  
14 Club of East Providence, a Rhode Island charitable nonprofit corporation;

15 (37) Real and personal property located within the city of East Providence of the Columbus  
16 Club of Barrington, a Rhode Island charitable nonprofit corporation;

17 (38) Real and personal property located within the city of East Providence of Lodge 2337  
18 BPO Elks, a Rhode Island nonprofit corporation;

19 (39) Real and personal property located within the city of East Providence of the St.  
20 Andrews Lodge No. 39, a Rhode Island charitable nonprofit corporation;

21 (40) Real and personal property located within the city of East Providence of the Trustees  
22 of Methodist Health and Welfare service a/k/a United Methodist Elder Care, a Rhode Island  
23 nonprofit corporation;

24 (41) Real and personal property located on the first floor of 90 Leonard Avenue within the  
25 city of East Providence of the Zion Gospel Temple, Inc., a religious nonprofit corporation;

26 (42) Real and personal property located within the city of East Providence of the Cape  
27 Verdean Museum Exhibit, a Rhode Island nonprofit corporation;

28 (43) The real and personal property owned by a qualified 501(c)(3) organization that is  
29 affiliated and in good standing with a national, congressionally chartered organization and thereby  
30 adheres to that organization's standards and provides activities designed for recreational,  
31 educational, and character building purposes for children from ages six (6) years to seventeen (17)  
32 years;

33 (44) Real and personal property of the Rhode Island Philharmonic Orchestra and Music  
34 School; provided, that the organization is qualified as a tax-exempt corporation under § 501(c)(3)



1 of the United States Internal Revenue Code;

2 (45) The real and personal property located within the town of West Warwick at 211  
3 Cowesett Avenue, Plat 29-Lot 25, which consists of approximately twenty-eight thousand seven  
4 hundred fifty (28,750) square feet and is owned by the Station Fire Memorial Foundation of East  
5 Greenwich, a Rhode Island nonprofit corporation;

6 (46) Real and personal property of the Comprehensive Community Action Program, a  
7 qualified tax-exempt corporation under § 501(c)(3) of the United States Internal Revenue Code;

8 (47) Real and personal property located at 52 Plain Street, within the city of Pawtucket of  
9 the Pawtucket Youth Soccer Association, a Rhode Island nonprofit corporation;

10 (48) Renewable energy resources, as defined in § 39-26-5, used in residential systems and  
11 associated equipment used therewith in service after December 31, 2015;

12 (49) Renewable energy resources, as defined in § 39-26-5, if employed by a manufacturer,  
13 as defined in subsection (a) of this section, shall be exempt from taxation in accordance with  
14 subsection (a) of this section;

15 (50) Real and personal property located at 415 Tower Hill Road within the town of North  
16 Kingstown, of South County Community Action, Inc., a qualified tax-exempt corporation under §  
17 501(c)(3) of the United States Internal Revenue Code;

18 (51) As an effort to promote business growth, tangible business or personal property, in  
19 whole or in part, within the town of Charlestown's community limits, subject to authorization by  
20 formal action of the town council of the town of Charlestown;

21 (52) All real and personal property located at 1300 Frenchtown Road, within the town of  
22 East Greenwich, identified as assessor's map 027, plat 019, lot 071, and known as the New England  
23 Wireless and Steam Museum, Inc., a qualified tax-exempt corporation under § 501(c)(3) of the  
24 United States Internal Revenue Code;

25 (53) Real and tangible personal property of Mount Saint Charles Academy located within  
26 the city of Woonsocket, specifically identified as the following assessor's plats and lots: Logee  
27 Street, plat 23, lot 62, Logee Street, plat 24, lots 304 and 305; Welles Street, plat 23, lot 310;  
28 Monroe Street, plat 23, lot 312; and Roberge Avenue, plat 24, lot 47;

29 (54) Real and tangible personal property of Steere House, a Rhode Island nonprofit  
30 corporation, located in Providence, Rhode Island;

31 (55) Real and personal property located within the town of West Warwick of Tides Family  
32 Services, Inc., a Rhode Island nonprofit corporation;

33 (56) Real and personal property of Tides Family Services, Inc., a Rhode Island nonprofit  
34 corporation, located in the city of Pawtucket at 242 Dexter Street, plat 44, lot 444;

- 1 (57) Real and personal property located within the town of Middletown of Lucy's Hearth,  
2 a Rhode Island nonprofit corporation;
- 3 (58) Real and tangible personal property of Habitat for Humanity of Rhode Island--Greater  
4 Providence, Inc., a Rhode Island nonprofit corporation, located in Providence, Rhode Island;
- 5 (59) Real and personal property of the Artic Playhouse, a Rhode Island nonprofit  
6 corporation, located in the town of West Warwick at 1249 Main Street;
- 7 (60) Real and personal property located at 321 Main Street, within the town of South  
8 Kingstown, of the Contemporary Theatre Company, a qualified, tax-exempt corporation under §  
9 501(c)(3) of the United States Internal Revenue Code;
- 10 (61) Real and personal property of The Samaritans, Inc., a Rhode Island nonprofit §  
11 501(c)(3) corporation located at 67 Park Place, Pawtucket, Rhode Island, to the extent the city  
12 council of Pawtucket may from time to time determine;
- 13 (62) Real and personal property of North Kingstown, Exeter Animal Protection League,  
14 Inc., dba "Pet Refuge," 500 Stony Lane, a Rhode Island nonprofit corporation, located in North  
15 Kingstown, Rhode Island;
- 16 (63) Real and personal property located within the city of East Providence of Foster  
17 Forward (formerly the Rhode Island Foster Parents Association), a Rhode Island charitable  
18 nonprofit corporation;
- 19 (64) Real and personal property located at 54 Kelly Avenue within the town of East  
20 Providence, of the Associated Radio Amateurs of Southern New England, a Rhode Island nonprofit  
21 corporation;
- 22 (65) Real and tangible personal property of Providence Country Day School, a Rhode  
23 Island nonprofit corporation, located in East Providence, Rhode Island and further identified as plat  
24 406, block 6, lot 6, and plat 506, block 1, lot 8;
- 25 (66) As an effort to promote business growth, tangible business or personal property, in  
26 whole or in part, within the town of Bristol's community limits, subject to authorization by formal  
27 action of the town council of the town of Bristol;
- 28 (67) Real and tangible personal property of the Heritage Harbor Foundation, a Rhode  
29 Island nonprofit corporation, located at 1445 Wampanoag Trail, Suites 103 and 201, within the city  
30 of East Providence;
- 31 (68) Real property of Ocean State Community Wellness, Inc., a qualified tax-exempt  
32 corporation under § 501(c)(3) of the United States Internal Revenue Code, located in North  
33 Kingstown, Rhode Island, with a physical address of 7450 Post Road, and further identified as plat  
34 108, lot 83;

1 (69) Real and tangible personal property of St. John Baptist De La Salle Institute, d/b/a La  
2 Salle Academy, a Rhode Island domestic nonprofit corporation, located in Providence, Rhode  
3 Island denominated at the time this subsection was adopted as Plat 83 Lot 276 by the tax assessor  
4 for the city of Providence comprising approximately 26.08 acres of land along with all buildings  
5 and improvements that have been or may be made;

6 (70) Real and tangible personal property of The Providence Community Health Centers,  
7 Inc., a Rhode Island domestic nonprofit corporation, located in Providence, Rhode Island; ~~and~~

8 (71) In the city of Central Falls and the city of Pawtucket, real property and tangible  
9 personal property located on or in the premise acquired or leased by a railroad entity and for the  
10 purpose of providing boarding and disembarking of railroad passengers and the supporting  
11 passenger railroad operations and services. For the purpose of this section, a railroad entity shall be  
12 any incorporated entity that has been duly authorized by the Rhode Island public utilities  
13 commission to provide passenger railroad services; ~~and~~

14 (72) Real and tangible personal property of Sophia Academy located at 582 Elmwood  
15 Avenue, the San Miguel Education Center located at 525 Branch Avenue, and the Community  
16 Preparatory School, Inc. located at 135 Prairie Avenue, all of which are domestic nonprofit  
17 corporations, and all of which are located within the city of Providence.

18 (b) Except as provided below, when a city or town taxes a for-profit hospital facility, the  
19 value of its real property shall be the value determined by the most recent full revaluation or  
20 statistical property update performed by the city or town; provided, however, in the year a nonprofit  
21 hospital facility converts to or otherwise becomes a for-profit hospital facility, or a for-profit  
22 hospital facility is initially established, the value of the real property and personal property of the  
23 for-profit hospital facility shall be determined by a valuation performed by the assessor for the  
24 purpose of determining an initial assessed value of real and personal property, not previously taxed  
25 by the city or town, as of the most recent date of assessment pursuant to § 44-5-1, subject to a right  
26 of appeal by the for-profit hospital facility which shall be made to the city or town tax assessor with  
27 a direct appeal from an adverse decision to the Rhode Island superior court business calendar.

28 A "for-profit hospital facility" includes all real and personal property affiliated with any  
29 hospital as identified in an application filed pursuant to chapter 17 or 17.14 of title 23.  
30 Notwithstanding the above, a city or town may enter into a stabilization agreement with a for-profit  
31 hospital facility under § 44-3-9 or other laws specific to the particular city or town relating to  
32 stabilization agreements. In a year in which a nonprofit hospital facility converts to, or otherwise  
33 becomes, a for-profit hospital facility, or a for-profit hospital facility is otherwise established, in  
34 that year only the amount levied by the city or town and/or the amount payable under the

1 stabilization agreement for that year related to the for-profit hospital facility shall not be counted  
2 towards determining the maximum tax levy permitted under § 44-5-2.

3 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 -- PROPERTY SUBJECT TO TAXATION

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1           This act would exempt from taxation the real and tangible personal property of Sophia  
2 Academy, San Miguel Education Center, and Community Preparatory School, Inc., all of which  
3 are located in the city of Providence.

4           This act would take effect upon passage.

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