

2022 -- H 7985

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LC005481  
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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 STATE AFFAIRS AND GOVERNMENT -- REBUILD RHODE ISLAND  
TAX CREDIT

Introduced By: Representatives Potter, Alzate, Slater, Diaz, Bennett, J Lombardi, Amore,  
Henries, Morales, and O'Brien

Date Introduced: March 16, 2022

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-64.20-5 of the General Laws in Chapter 42-64.20 entitled  
2 "Rebuild Rhode Island Tax Credit" is hereby amended to read as follows:

3 **42-64.20-5. Tax credits.**

4 (a) An applicant meeting the requirements of this chapter may be allowed a credit as set  
5 forth hereinafter against taxes imposed upon such person under applicable provisions of title 44 of  
6 the general laws for a qualified development project.

7 (b) To be eligible as a qualified development project entitled to tax credits, an applicant's  
8 chief executive officer or equivalent officer shall demonstrate to the commerce corporation, at the  
9 time of application, that:

10 (1) The applicant has committed a capital investment or owner equity of not less than  
11 twenty percent (20%) of the total project cost;

12 (2) There is a project financing gap in which after taking into account all available private  
13 and public funding sources, the project is not likely to be accomplished by private enterprise  
14 without the tax credits described in this chapter; and

15 (3) The project fulfills the state's policy and planning objectives and priorities in that:

16 (i) The applicant will, at the discretion of the commerce corporation, obtain a tax  
17 stabilization agreement from the municipality in which the real estate project is located on such  
18 terms as the commerce corporation deems acceptable;

1 (ii) It (A) Is a commercial development consisting of at least 25,000 square feet occupied  
2 by at least one business employing at least 25 full-time employees after construction or such  
3 additional full-time employees as the commerce corporation may determine; (B) Is a multi-family  
4 residential development in a new, adaptive reuse, certified historic structure, or recognized  
5 historical structure consisting of at least 20,000 square feet and having at least 20 residential units  
6 in a hope community; or (C) Is a mixed-use development in a new, adaptive reuse, certified historic  
7 structure, or recognized historical structure consisting of at least 25,000 square feet occupied by at  
8 least one business, subject to further definition through rules and regulations promulgated by the  
9 commerce corporation; ~~and~~

10 (iii) Involves a total project cost of not less than \$ 5,000,000, except for a qualified  
11 development project located in a hope community or redevelopment area designated under § 45-  
12 32-4 in which event the commerce corporation shall have the discretion to modify the minimum  
13 project cost requirement; ~~and~~

14 (iv) All construction workers shall be paid in accordance with the wages and benefits  
15 required pursuant to chapter 13 of title 37 with all contractors and subcontractors be required to file  
16 certified payrolls on a monthly basis with the tax administrator of the division of taxation. Failure  
17 to follow the requirements pursuant to chapter 13 of title 37 shall constitute a material violation  
18 and a material breach of the agreement with the state and the commerce corporation, in consultation  
19 with the tax administrator, shall have the discretion to revoke the tax credits.

20 (4) The commerce corporation, in consultation with the tax administrator, shall promulgate  
21 such rules and regulations as are necessary to implement the enforcement of this section.

22 (c) The commerce corporation shall develop separate, streamlined application processes  
23 for the issuance of rebuild RI tax credits for each of the following:

- 24 (1) Qualified development projects that involve certified historic structures;
- 25 (2) Qualified development projects that involve recognized historical structures;
- 26 (3) Qualified development projects that involve at least one manufacturer; and
- 27 (4) Qualified development projects that include affordable housing or workforce housing.

28 (d) Applications made for a historic structure or recognized historic structure tax credit  
29 under chapter 33.6 of title 44 shall be considered for tax credits under this chapter. The division of  
30 taxation, at the expense of the commerce corporation, shall provide communications from the  
31 commerce corporation to those who have applied for and are in the queue awaiting the offer of tax  
32 credits pursuant to chapter 33.6 of title 44 regarding their potential eligibility for the rebuild RI tax  
33 credit program.

34 (e) Applicants (1) Who have received the notice referenced in subsection (d) above and

1 who may be eligible for a tax credit pursuant to chapter 33.6 of title 44, (2) Whose application  
2 involves a certified historic structure or recognized historical structure, or (3) Whose project is  
3 occupied by at least one manufacturer shall be exempt from the requirements of subsections  
4 (b)(3)(ii) and (b)(3)(iii). The following procedure shall apply to such applicants:

5 (i) The division of taxation shall remain responsible for determining the eligibility of an  
6 applicant for tax credits awarded under chapter 33.6 of title 44;

7 (ii) The commerce corporation shall retain sole authority for determining the eligibility of  
8 an applicant for tax credits awarded under this chapter; and

9 (iii) The commerce corporation shall not award in excess of fifteen percent (15%) of the  
10 annual amount authorized in any fiscal year to applicants seeking tax credits pursuant to this  
11 subsection (e).

12 (f) Maximum project credit.

13 (1) For qualified development projects, the maximum tax credit allowed under this chapter  
14 shall be the lesser of (i) Thirty percent (30%) of the total project cost; or (ii) The amount needed to  
15 close a project financing gap (after taking into account all other private and public funding sources  
16 available to the project), as determined by the commerce corporation.

17 (2) The credit allowed pursuant to this chapter, inclusive of any sales and use tax  
18 exemptions allowed pursuant to this chapter, shall not exceed fifteen million dollars (\$15,000,000)  
19 for any qualified development project under this chapter; except as provided in subsection (f)(3) of  
20 this section; provided however, any qualified development project that exceeds the project cap upon  
21 passage of this act shall be deemed not to exceed the cap, shall not be reduced, nor shall it be further  
22 increased. No building or qualified development project to be completed in phases or in multiple  
23 projects shall exceed the maximum project credit of fifteen million dollars (\$15,000,000) for all  
24 phases or projects involved in the rehabilitation of the building. Provided, however, that for  
25 purposes of this subsection and no more than once in a given fiscal year, the commerce corporation  
26 may consider the development of land and buildings by a developer on the "I-195 land" as defined  
27 in § 42-64.24-3(6) as a separate, qualified development project from a qualified development  
28 project by a tenant or owner of a commercial condominium or similar legal interest including  
29 leasehold improvement, fit out, and capital investment. Such qualified development project by a  
30 tenant or owner of a commercial condominium or similar legal interest on the I-195 land may be  
31 exempted from subsection (f)(1)(i) of this section.

32 (3) The credit allowed pursuant to this chapter, inclusive of any sales and use tax  
33 exemptions allowed pursuant to this chapter, shall not exceed twenty-five million dollars  
34 (\$25,000,000) for the project for which the I-195 redevelopment district was authorized to enter

1 into a purchase and sale agreement for parcels 42 and P4 on December 19, 2018, provided that  
2 project is approved for credits pursuant to this chapter by the commerce corporation.

3 (g) Credits available under this chapter shall not exceed twenty percent (20%) of the project  
4 cost, provided, however, that the applicant shall be eligible for additional tax credits of not more  
5 than ten percent (10%) of the project cost, if the qualified development project meets any of the  
6 following criteria or other additional criteria determined by the commerce corporation from time  
7 to time in response to evolving economic or market conditions:

8 (1) The project includes adaptive reuse or development of a recognized historical structure;

9 (2) The project is undertaken by or for a targeted industry;

10 (3) The project is located in a transit-oriented development area;

11 (4) The project includes residential development of which at least twenty percent (20%) of  
12 the residential units are designated as affordable housing or workforce housing;

13 (5) The project includes the adaptive reuse of property subject to the requirements of the  
14 industrial property remediation and reuse act, § 23-19.14-1 et seq.; or

15 (6) The project includes commercial facilities constructed in accordance with the minimum  
16 environmental and sustainability standards, as certified by the commerce corporation pursuant to  
17 Leadership in Energy and Environmental Design or other equivalent standards.

18 (h) Maximum aggregate credits. The aggregate sum authorized pursuant to this chapter,  
19 inclusive of any sales and use tax exemptions allowed pursuant to this chapter, shall not exceed  
20 two hundred ten million dollars (\$210,000,000), excluding any tax credits allowed pursuant to  
21 subsection (f)(3) of this section.

22 (i) Tax credits shall not be allowed under this chapter prior to the taxable year in which the  
23 project is placed in service.

24 (j) The amount of a tax credit allowed under this chapter shall be allowable to the taxpayer  
25 in up to five, annual increments; no more than thirty percent (30%) and no less than fifteen percent  
26 (15%) of the total credits allowed to a taxpayer under this chapter may be allowable for any taxable  
27 year.

28 (k) If the portion of the tax credit allowed under this chapter exceeds the taxpayer's total  
29 tax liability for the year in which the relevant portion of the credit is allowed, the amount that  
30 exceeds the taxpayer's tax liability may be carried forward for credit against the taxes imposed for  
31 the succeeding four (4) years, or until the full credit is used, whichever occurs first. Credits allowed  
32 to a partnership, a limited-liability company taxed as a partnership, or multiple owners of property  
33 shall be passed through to the persons designated as partners, members, or owners respectively pro  
34 rata or pursuant to an executed agreement among persons designated as partners, members, or

1 owners documenting an alternate distribution method without regard to their sharing of other tax  
2 or economic attributes of such entity.

3 (l) The commerce corporation, in consultation with the division of taxation, shall establish,  
4 by regulation, the process for the assignment, transfer, or conveyance of tax credits.

5 (m) For purposes of this chapter, any assignment or sales proceeds received by the taxpayer  
6 for its assignment or sale of the tax credits allowed pursuant to this section shall be exempt from  
7 taxation under title 44. If a tax credit is subsequently revoked or adjusted, the seller's tax calculation  
8 for the year of revocation or adjustment shall be increased by the total amount of the sales proceeds,  
9 without proration, as a modification under chapter 30 of title 44. In the event that the seller is not a  
10 natural person, the seller's tax calculation under chapter 11, 13, 14, or 17 of title 44, as applicable,  
11 for the year of revocation, or adjustment, shall be increased by including the total amount of the  
12 sales proceeds without proration.

13 (n) The tax credit allowed under this chapter may be used as a credit against corporate  
14 income taxes imposed under chapter 11, 13, 14, or 17, of title 44, or may be used as a credit against  
15 personal income taxes imposed under chapter 30 of title 44 for owners of pass-through entities such  
16 as a partnership, a limited-liability company taxed as a partnership, or multiple owners of property.

17 (o) In the case of a corporation, this credit is only allowed against the tax of a corporation  
18 included in a consolidated return that qualifies for the credit and not against the tax of other  
19 corporations that may join in the filing of a consolidated tax return.

20 (p) Upon request of a taxpayer and subject to annual appropriation, the state shall redeem  
21 this credit, in whole or in part, for ninety percent (90%) of the value of the tax credit. The division  
22 of taxation, in consultation with the commerce corporation, shall establish by regulation a  
23 redemption process for tax credits.

24 (q) Projects eligible to receive a tax credit under this chapter may, at the discretion of the  
25 commerce corporation, be exempt from sales and use taxes imposed on the purchase of the  
26 following classes of personal property only to the extent utilized directly and exclusively in the  
27 project: (1) Furniture, fixtures, and equipment, except automobiles, trucks, or other motor vehicles;  
28 or (2) Other materials, including construction materials and supplies, that are depreciable and have  
29 a useful life of one year or more and are essential to the project.

30 (r) The commerce corporation shall promulgate rules and regulations for the administration  
31 and certification of additional tax credit under subsection (e), including criteria for the eligibility,  
32 evaluation, prioritization, and approval of projects that qualify for such additional tax credit.

33 (s) The commerce corporation shall not have any obligation to make any award or grant  
34 any benefits under this chapter.

1 SECTION 2. Section 44-31.2-5 of the General Laws in Chapter 44-31.2 entitled "Motion  
2 Picture Production Tax Credits" is hereby amended to read as follows:

3 **44-31.2-5. Motion picture production company tax credit.**

4 (a) A motion picture production company shall be allowed a credit to be computed as  
5 provided in this chapter against a tax imposed by chapters 11, 14, 17, and 30 of this title. The  
6 amount of the credit shall be thirty percent (30%) of the state-certified production costs incurred  
7 directly attributable to activity within the state, provided:

8 (1) That the primary locations are within the state of Rhode Island and the total production  
9 budget as defined herein is a minimum of one hundred thousand dollars (\$100,000); or

10 (2) The motion picture production incurs and pays a minimum of ten million dollars  
11 (\$10,000,000) in state-certified production costs within a twelve-month (12) period.

12 The credit shall be earned in the taxable year in which production in Rhode Island is  
13 completed, as determined by the film office in final certification pursuant to § 44-31.2-6(c).

14 (b) For the purposes of this section: "total production budget" means and includes the  
15 motion picture production company's pre-production, production, and post-production costs  
16 incurred for the production activities of the motion picture production company in Rhode Island in  
17 connection with the production of a state-certified production. The budget shall not include costs  
18 associated with the promotion or marketing of the film, video, or television product.

19 (c) Notwithstanding subsection (a) of this section, the credit shall not exceed seven million  
20 dollars (\$7,000,000) and shall be allowed against the tax for the taxable period in which the credit  
21 is earned and can be carried forward for not more than three (3) succeeding tax years. Pursuant to  
22 rules promulgated by the tax administrator, the administrator may issue a waiver of the seven  
23 million dollars (\$7,000,000) tax credit cap for any feature-length film or television series up to the  
24 remaining funds available pursuant to section (e) of this section.

25 (d) Credits allowed to a motion picture production company, which is a subchapter S  
26 corporation, partnership, or a limited-liability company that is taxed as a partnership, shall be  
27 passed through respectively to persons designated as partners, members, or owners on a pro rata  
28 basis or pursuant to an executed agreement among such persons designated as subchapter S  
29 corporation shareholders, partners, or members documenting an alternate distribution method  
30 without regard to their sharing of other tax or economic attributes of such entity.

31 (e) No more than fifteen million dollars (\$15,000,000) in total may be issued for any tax  
32 year beginning after December 31, 2007, for motion picture tax credits pursuant to this chapter  
33 and/or musical and theatrical production tax credits pursuant to chapter 31.3 of this title. After  
34 December 31, 2019, no more than twenty million dollars (\$20,000,000) in total may be issued for

1 any tax year for motion picture tax credits pursuant to this chapter and/or musical and theater  
2 production tax credits pursuant to chapter 31.3 of this title. Said credits shall be equally available  
3 to motion picture productions and musical and theatrical productions. No specific amount shall be  
4 set aside for either type of production.

5 (f) Exclusively for tax year 2022, the total amount of motion picture tax credits issued  
6 pursuant to this section and/or musical and theatrical production tax credits pursuant to chapter 31.3  
7 of this title shall not exceed thirty million dollars (\$30,000,000).

8 (g) All construction workers shall be paid in accordance with the wages and benefits  
9 required pursuant to chapter 13 of title 37 and all contractors and subcontractors shall file certified  
10 payrolls on a monthly basis with the tax administrator of the division of taxation. Failure to follow  
11 the requirements pursuant to chapter 13 of title 37 shall constitute a material violation and a material  
12 breach of the agreement with the state and the tax administrator shall have the discretion to revoke  
13 the tax credits.

14 (h) The tax administrator of the division of taxation shall promulgate such rules and  
15 regulations as are necessary to implement the enforcement of this section.

16 SECTION 3. Section 44-33.6-3 of the General Laws in Chapter 44-33.6 entitled "Historic  
17 Preservation Tax Credits 2013" is hereby amended to read as follows:

18 **44-33.6-3. Tax credit.**

19 (a) Subject to the maximum credit provisions set forth in subsections (c) and (d) below,  
20 any person, firm, partnership, trust, estate, limited liability company, corporation (whether for  
21 profit or nonprofit) or other business entity that incurs qualified rehabilitation expenditures for the  
22 substantial rehabilitation of a certified historic structure, provided the rehabilitation meets standards  
23 consistent with the standards of the Secretary of the United States Department of the Interior for  
24 rehabilitation as certified by the commission and said person, firm, partnership, trust, estate, limited  
25 liability company, corporation or other business entity is not a social club as defined in § 44-33.6-  
26 2(15) of this chapter, shall be entitled to a credit against the taxes imposed on such person or entity  
27 pursuant to chapter 11, 12, 13, 14, 17 or 30 of this title in an amount equal to the following:

- 28 (1) Twenty percent (20%) of the qualified rehabilitation expenditures; or  
29 (2) Twenty-five percent (25%) of the qualified rehabilitation expenditures provided that  
30 either:

31 (i) At least twenty-five percent (25%) of the total rentable area of the certified historic  
32 structure will be made available for a trade or business; or

33 (ii) The entire rentable area located on the first floor of the certified historic structure will  
34 be made available for a trade or business.

1 (b) Tax credits allowed pursuant to this chapter shall be allowed for the taxable year in  
2 which such certified historic structure or an identifiable portion of the structure is placed in service  
3 provided that the substantial rehabilitation test is met for such year.

4 (c) Maximum project credit. The credit allowed pursuant to this chapter shall not exceed  
5 five million dollars (\$5,000,000) for any certified rehabilitation project under this chapter. No  
6 building to be completed in phases or in multiple projects shall exceed the maximum project credit  
7 of five million dollars (\$5,000,000) for all phases or projects involved in the rehabilitation of such  
8 building.

9 (d) Maximum aggregate credits. The aggregate credits authorized to be reserved pursuant  
10 to this chapter shall not exceed sums estimated to be available in the historic preservation tax credit  
11 trust fund pursuant to this chapter.

12 (e) Subject to the exception provided in subsection (g) of this section, if the amount of the  
13 tax credit exceeds the taxpayer's total tax liability for the year in which the substantially  
14 rehabilitated property is placed in service, the amount that exceeds the taxpayer's tax liability may  
15 be carried forward for credit against the taxes imposed for the succeeding ten (10) years, or until  
16 the full credit is used, whichever occurs first for the tax credits. Credits allowed to a partnership, a  
17 limited liability company taxed as a partnership or multiple owners of property shall be passed  
18 through to the persons designated as partners, members or owners respectively pro rata or pursuant  
19 to an executed agreement among such persons designated as partners, members or owners  
20 documenting an alternate distribution method without regard to their sharing of other tax or  
21 economic attributes of such entity. Credits may be allocated to partners, members or owners that  
22 are exempt from taxation under section 501(c)(3), section (c)(4) or section 501(c)(6) of the U.S.  
23 Code and these partners, members or owners must be treated as taxpayers for purposes of this  
24 section.

25 (f) If the taxpayer has not claimed the tax credits in whole or part, taxpayers eligible for  
26 the tax credits may assign, transfer or convey the credits, in whole or in part, by sale or otherwise  
27 to any individual or entity, including, but not limited to, condominium owners in the event the  
28 certified historic structure is converted into condominiums and assignees of the credits that have  
29 not claimed the tax credits in whole or part may assign, transfer or convey the credits, in whole or  
30 in part, by sale or otherwise to any individual or entity. The assignee of the tax credits may use  
31 acquired credits to offset up to one hundred percent (100%) of the tax liabilities otherwise imposed  
32 pursuant to chapter 11, 12, 13, (other than the tax imposed under § 44-13-13), 14, 17 or 30 of this  
33 title. The assignee may apply the tax credit against taxes imposed on the assignee until the end of  
34 the tenth calendar year after the year in which the substantially rehabilitated property is placed in



1 service or until the full credit assigned is used, whichever occurs first. Fiscal year assignees may  
2 claim the credit until the expiration of the fiscal year that ends within the tenth year after the year  
3 in which the substantially rehabilitated property is placed in service. The assignor shall perfect the  
4 transfer by notifying the state of Rhode Island division of taxation, in writing, within thirty (30)  
5 calendar days following the effective date of the transfer and shall provide any information as may  
6 be required by the division of taxation to administer and carry out the provisions of this section.

7 For purposes of this chapter, any assignment or sales proceeds received by the taxpayer for  
8 its assignment or sale of the tax credits allowed pursuant to this section shall be exempt from this  
9 title. If a tax credit is subsequently recaptured under this chapter, revoked or adjusted, the seller's  
10 tax calculation for the year of revocation, recapture, or adjustment shall be increased by the total  
11 amount of the sales proceeds, without proration, as a modification under chapter 30 of this title. In  
12 the event that the seller is not a natural person, the seller's tax calculation under chapters 11, 12, 13  
13 (other than with respect to the tax imposed under § 44-13-13), 14, 17, or 30 of this title, as  
14 applicable, for the year of revocation, recapture, or adjustment, shall be increased by including the  
15 total amount of the sales proceeds without proration.

16 (g) Credits allowed to partners, members or owners that are exempt from taxation under  
17 section 501(c)(3), section (c)(4) or section 501(c)(6) of the U.S. Code, and only said credits, shall  
18 be fully refundable.

19 (h) Substantial rehabilitation of property that either:

20 (1) Is exempt from real property tax;

21 (2) Is a social club; or

22 (3) Consists of a single family home or a property that contains less than three (3)  
23 residential apartments or condominiums shall be ineligible for the tax credits authorized under this  
24 chapter; provided, however, a scattered site development with five (5) or more residential units in  
25 the aggregate (which may include single family homes) shall be eligible for tax credit. In the event  
26 a certified historic structure undergoes a substantial rehabilitation pursuant to this chapter and  
27 within twenty-four (24) months after issuance of a certificate of completed work the property  
28 becomes exempt from real property tax, the taxpayer's tax for the year shall be increased by the  
29 total amount of credit actually used against the tax.

30 (i) In the case of a corporation, this credit is only allowed against the tax of a corporation  
31 included in a consolidated return that qualifies for the credit and not against the tax of other  
32 corporations that may join in the filing of a consolidated tax return.

33 [\(j\) All construction workers shall be paid in accordance with the wages and benefits](#)  
34 [required pursuant to chapter 13 of title 37 and all contractors and subcontractors shall file certified](#)

1 [payrolls on a monthly basis with the tax administrator of the division of taxation. Failure to follow](#)  
2 [the requirements pursuant to chapter 13 of title 37 shall constitute a material violation and a material](#)  
3 [breach of the agreement with the state and the tax administrator shall have the discretion to revoke](#)  
4 [the tax credits.](#)

5 [\(k\) The tax administrator of the division of taxation shall promulgate such rules and](#)  
6 [regulations as are necessary to implement the enforcement of this section.](#)

7 SECTION 4. Section 44-48.3-6 of the General Laws in Chapter 44-48.3 entitled "Rhode  
8 Island New Qualified Jobs Incentive Act 2015" is hereby amended to read as follows:

9 **44-48.3-6. Total amount of tax credit for eligible business.**

10 (a) The base amount of the tax credit for an eligible business for each new full-time job  
11 shall be up to two thousand five hundred dollars (\$2,500) annually.

12 (b) The total tax credit amount shall be calculated and credited to the business annually for  
13 each year of the eligibility period after the commerce corporation, in consultation with the division  
14 of taxation, has verified that the jobs covered by the tax credit have generated sufficient personal  
15 income taxes to comply with subsection (e) of this section.

16 (c) In addition to the base amount of the tax credit, the amount of the tax credit to be  
17 awarded for each new full-time job may be increased, pursuant to the provisions of subsection (d)  
18 of this section, if the business meets any of the following criteria or such other additional criteria  
19 determined by the commerce corporation from time to time in response to evolving economic or  
20 market conditions:

21 (1) For a business located within a hope community;

22 (2) For a targeted industry;

23 (3) For a business located within a transit oriented development area; and

24 (4) For an out-of-state business that relocates a business unit or units or creates a significant  
25 number of new full-time jobs during the commitment period.

26 (d) For any application made to the commerce corporation the tax credit for an eligible  
27 business for each new full-time job shall not exceed seven thousand five hundred dollars (\$7,500)  
28 annually.

29 (e) Notwithstanding the provisions of subsections (a) through (d) of this section, for each  
30 application approved by the commerce corporation prior to July 1, 2019, the amount of tax credits  
31 available to be obtained by the business annually shall not exceed the reasonable W-2 withholding  
32 received by the state for each new full-time job created by a business for applications received by  
33 the commerce corporation. For each application approved by the commerce corporation after July  
34 1, 2019, the amount of tax credits available to be obtained by the business annually shall not exceed

1 seventy-five percent (75%) of the reasonable W-2 withholding received by the state for each new  
2 full-time job created by a business for applications received by the commerce corporation.

3 (f) The commerce corporation shall establish regulations regarding the conditions under  
4 which a business may submit more than one application for tax credits over time. The commerce  
5 corporation may place limits on repeat applications.

6 (g) All construction workers shall be paid in accordance with the wages and benefits  
7 required pursuant to chapter 13 of title 37 and all contractors and subcontractors shall file certified  
8 payrolls on a monthly basis with the tax administrator of the division of taxation. Failure to follow  
9 the requirements pursuant to chapter 13 of title 37 shall constitute a material violation and a material  
10 breach of the agreement with the state and the commerce corporation, in consultation with the tax  
11 administrator, shall have the discretion to revoke the tax credits.

12 (h) The commerce corporation, in consultation with the tax administrator, shall promulgate  
13 such rules and regulations as are necessary to implement the enforcement of this section.

14 SECTION 5. 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 -- REBUILD RHODE ISLAND  
TAX CREDIT

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1           This act would require that all entities receiving tax credits from the state pay their workers  
2 the prevailing wage or other payments pursuant to chapter 13 of title 37. This act would also allow  
3 the revocation of the tax credits for violation of this requirement.

4           This act would take effect upon passage.

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