2014
TAX EXPENDITURES REPORT

RHODE ISLAND DEPARTMENT OF REVENUE
Office of Revenue Analysis

Issue Date: May 15, 2014

Acknowledgements

The *2014 Tax Expenditures Report* was prepared at the request of Paul L. Dion, Ph.D., Chief of the Office of Revenue Analysis in accordance with Rhode Island General Law Chapter 44-48.1. Cheryl Holzberger, Senior Revenue Policy Analyst in the Office of Revenue Analysis was project leader for the production and writing of this report, under the guidance of Mr. Dion. Ms. Holzberger was assisted by Bethany Scanlon, Revenue Policy Analyst in the Office of Revenue Analysis, with the derivation of estimates of forgone revenue.

Much of the information needed to derive estimates was provided by the Rhode Island Division of Taxation, under the direction of David M. Sullivan, Tax Administrator. The production of this report is not possible without the Division of Taxation's assistance. In particular, the efforts of Steve Cobb, Chief Revenue Agent, Office Audit and Discovery; Michael Canole, Chief of Examinations, Office of the Tax Administrator; Donna Dube, Principal Revenue Agent, Forms, Credits and Incentives; Don Englert, Chief Revenue Agent, Excise Tax; Charlie Laroque, Chief Revenue Agent, Corporation and Business Tax; Leo Lebeuf, Chief Revenue Agent, Personal Income Tax; Bill Lynch, Chief Revenue Agent, Field Audit Services; Peter McVay, Associate Director of Revenue Services (Taxation) and their staffs are acknowledged. The Office of Revenue Analysis is appreciative of the efforts made by the Division of Taxation to provide us with the best information available at the time this report was written.

TABLE OF CONTENTS

I. Executive Summary

Tax expenditures are legal mandates that provide preferential tax treatment to taxpayers that meet the requirements of the mandate. The *2014 Tax Expenditures Report* contains information on a total of 243 tax expenditure items enacted in Rhode Island General Law, including 235 tax expenditure items current in Tax Year 2010 and 217 tax expenditure items current in Tax Year 2011. The estimated total forgone revenue for all tax expenditure items that had reliable data from which to derive an estimate was $1.92 billion for TY 2010 and $1.73 billion for TY 2011.

In the *2012 Tax Expenditures Report*, the estimated total forgone revenue from the 235 tax expenditure items reported for TY 2009 was $1.73 billion. The sharp increase between the TY 2009 forgone revenue contained in the *2012 Tax Expenditures Report* and the TY 2010 forgone revenue contained in the *2014 Tax Expenditures Report* is primarily due to (1) the alternative personal income flat tax rate (listed under Preferential Tax Rates), a $64.1 million increase in TY 2010; (2) federal itemized deductions used on personal income tax returns (listed under Deductions), a $62.7 million increase in TY 2010; and (3) the exemption for prescription drugs and durable medical equipment (listed under Exemptions), a $27.8 million increase in TY 2010. The large drop in forgone tax revenue for tax expenditure items in TY 2011 vis-à-vis TY 2010 is due to the fact that the use of federal itemized deductions and the alternative personal income flat tax rate on personal income tax returns are no longer allowed under Rhode Island law.

The following table shows by tax expenditure category the estimated amount of forgone revenue, the average reliability index level, and the number of tax expenditure items for TY 2010:

Summary Table by Tax Expenditure Category for Tax Year 2010

Tax Expenditure Category	Tax Year 2010 Forgone Revenue	Average Reliability Index Level	Number of Items in Each Category
Credits	$ 221,270,981	1.3	41
Deductions	322,385,533	3.5	25
Exclusions	62,901,689	4.5	26
Exemptions	1,195,829,037	3.5	97
Modifications	9,640,475	1.3	32
Other Items	0	5.0	8
Preferential Tax Rates	108,309,642	1.0	2
Tax Abatement	1,856,908	1.0	2
Tax Deferral	0	5.0	2
TY 2010 TOTAL	**$ 1,922,194,265**	**2.9**	**235**

In TY 2010, the tax expenditure category with the largest number of items was exemptions with 97. Exemptions also had the greatest number of tax expenditure items for which no reliable data exists to derive an estimate of forgone revenue at 36. For TY 2010, the tax expenditure category with the highest calculated forgone revenue was exemptions at $1.20 billion, or 62.2 percent of estimated total forgone revenue. Tax abatement was the tax expenditure category with the smallest calculated forgone revenue at $1,856,908, or 0.1 percent of estimated total forgone revenue.

The computation of forgone revenue for each of the 235 tax expenditure items is assigned a reliability index level on a scale of one to five, with one meaning the forgone revenue figure is based on actual tax return data which is the most reliable, and five signifying that no reliable data exists from which to derive an estimate of forgone revenue. In instances in which a tax expenditure item was assigned multiple reliability index levels per tax type, the reliability index level with the most reliability was used in the summary table. For TY 2010, 85 tax expenditure items, or 36.2 percent of all items, were assigned a reliability index level of one, while 82 tax expenditure items, or 34.9 percent of all items, were assigned a reliability index level of five. The remaining 68 tax expenditure items were assigned a reliability index level of two, three or four, with 35 of these remaining items, or 14.9 percent of all items, being given a reliability index level of three.

The following table shows by category the estimated amount of forgone revenue, the average reliability index level, and the number of tax expenditure items for TY 2011:

Summary Table by Tax Expenditure Category for Tax Year 2011

Tax Expenditure Category	**Tax Year 2011 Forgone Revenue**	**Average Reliability Index Level**	**Number of Items in Each Category**
Credits	$ 205,413,127	1.1	29
Deductions	216,540,838	3.5	23
Exclusions	58,448,105	4.5	26
Exemptions	1,232,019,883	3.5	96
Modifications	5,897,988	1.3	30
Other Items	0	5.0	8
Preferential Tax Rates	11,857,485	1.0	1
Tax Abatement	1,827,065	1.0	2
Tax Deferral	0	5.0	2
TY 2011 TOTAL	**$ 1,732,004,491**	**3.0**	**217**

In TY 2011, the tax expenditure category with the largest number of items was exemptions with 96. Exemptions also had the greatest number of tax expenditure items for which no reliable data exists to derive an estimate of forgone revenue at 35. For TY 2011, the tax expenditure category with the highest calculated forgone revenue was exemptions at

$1.23 billion, or 71.1 percent of estimated total forgone revenue. Tax abatement was the tax expenditure category with the smallest calculated forgone revenue at $1,827,065, or 0.1 percent of estimated total forgone revenue.

For TY 2011, of the total 217 tax expenditure items, 71 tax expenditure items, or 32.7 percent of all items, were assigned a reliability index level of one, while 78 tax expenditure items, or 35.9 percent of all items, were assigned a reliability index level of five. The remaining 68 tax expenditure items were assigned a reliability index level of two, three or four, with 35 of these remaining items, or 16.1 percent of all tax expenditure items, being given a reliability index level of three.

The following table shows by tax type the estimated amount of forgone revenue, the average reliability index level, and the number of tax expenditure items for TY 2010:

Summary Table by Tax Type for Tax Year 2010

Tax Type	Tax Year 2010 Forgone Revenue	Average Reliability Index Level	Number of Items by Tax Type
Alcoholic Beverage Tax	$ 544	3.7	3
Bank Deposits Tax	0	2.3	3
Bank Tax	197,571	2.7	23
Tax on Beverage Containers	400,948	4.5	2
Business Corporations Tax	95,329,204	3.2	60
Cigarette Tax	2,527,463	3.3	4
Estate Tax	0	5.0	2
Franchise Tax	0	3.7	6
Generation Skip Transfer Tax	0	1.0	1
Insurance Companies Tax	25,802,364	2.4	23
Motor Carrier Fuel Tax	3,580,586	1.0	1
Motor Fuel Tax	53,159,902	1.3	3
Personal Income Tax	643,637,002	1.7	85
Public Service Corporation Tax	0	2.9	21
Rental Vehicle Surcharge	3,054,203	1.0	1
Real Estate Conveyance Tax	0	5.0	4
Sales and Use Tax	1,094,504,478	3.4	84
TY 2010 TOTAL	**$ 1,922,194,265**	**2.7**	**326**

In TY 2010, the tax type with the largest number of tax expenditure items was personal income tax with 85. Business corporations tax was the tax type with the greatest number of tax expenditure items for which no reliable data exists to derive an estimate of forgone revenue with 32. For TY 2010, the tax type with the highest calculated forgone revenue was sales and use tax at $1.09 billion, which was 56.9 percent of estimated total forgone revenue. The tax type with the lowest calculated forgone revenue was the alcoholic beverage tax at $544.

For TY 2010, of the total 326 tax expenditure items by tax type, 148 tax expenditure items, or 45.4 percent of all items, were assigned a reliability index level of one, while 111 tax expenditure items, or 34.0 percent of all items, were assigned a reliability index level of five. The remaining 67 tax expenditure items were assigned a reliability index level of two, three or four, with 34 of these remaining items, or 10.4 percent of all items, being given a reliability index level of three.

In TY 2010, the single tax expenditure item with the largest amount of calculated forgone revenue was the sales and use tax exemption for “purchases used for manufacturing purposes” at $293.1 million, or 15.2 percent of estimated total forgone revenue. This tax expenditure item was assigned a reliability index level of three. By tax type, there were a total of 77 tax expenditure items which had zero calculated forgone revenue in TY 2010 and all were assigned a reliability index level of one.

The following table shows by tax type the estimated amount of forgone revenue, the average reliability index level, and the number of tax expenditure items for TY 2011:

Summary Table by Tax Type for Tax Year 2011

Tax Type	Tax Year 2011 Forgone Revenue	Average Reliability Index Level	Number of Items by Tax Type
Alcoholic Beverage Tax	$ 355	3.7	3
Bank Deposits Tax	0	2.3	3
Bank Tax	3,839	2.7	23
Tax on Beverage Containers	412,284	4.5	2
Business Corporations Tax	90,561,510	3.2	60
Cigarette Tax	2,240,989	3.3	4
Estate Tax	0	5.0	2
Franchise Tax	0	3.7	6
Generation Skip Transfer Tax	0	1.0	1
Insurance Companies Tax	8,998,439	2.3	22
Motor Carrier Fuel Tax	3,473,116	1.0	1
Motor Fuel Tax	47,734,030	1.3	3
Personal Income Tax	438,108,669	1.8	53
Public Service Corporation Tax	0	2.9	21
Rental Vehicle Surcharge	2,690,870	1.0	1
Real Estate Conveyance Tax	0	5.0	4
Sales and Use Tax	1,137,780,390	3.4	84
TY 2011 TOTAL	**$ 1,732,004,491**	**2.9**	**293**

In TY 2011, the tax type with the largest number of tax expenditure items was sales and use tax with 84. Business corporations tax was the tax type with the greatest number of tax expenditure items for which no reliable data exists to derive an estimate of forgone revenue with 32. For TY 2011, the tax type with the highest calculated forgone revenue was sales and use tax at $1.14 billion, which was 65.7 percent of estimated total forgone revenue. The tax type with the lowest calculated forgone revenue was the alcoholic beverage tax at $355.

For TY 2011, of the 293 tax expenditure items by tax type, a total of 120 tax expenditure items, or 41.0 percent of all items, were assigned a reliability index level of one, while 106 tax expenditure items, or 36.2 percent of all items, were assigned a reliability index level of five. The remaining 67 tax expenditure items were assigned a reliability index level of two, three or four, with 34 of these remaining items, or 11.6 percent of all tax expenditure items, being given a reliability index level of three.

In TY 2011, the single tax expenditure item with the largest amount of calculated forgone revenue was the sales and use tax exemption for “purchases used for manufacturing purposes” at $297.8 million, or 17.2 percent of estimated total forgone revenue. This tax expenditure item was assigned a reliability index level of three. There were a total of 70 tax expenditure items by tax type which had zero calculated forgone revenue in TY 2011 and all were assigned a reliability index level of one.

II. Foreword

The *2014 Tax Expenditures Report* generally uses data for Tax Year 2010 as its base tax year and includes estimates of forgone revenue for Tax Years 2011 through 2015. However, whenever more recent data was available for subsequent tax years, the latest data was included in the report rather than an estimate. It should be noted that more recent data may have become available for some tax expenditure items during the preparation of this report, but is not reflected in this report.

The *2012 Tax Expenditures Report* included information on tax expenditure items for Tax Years 2009 through 2013, with Tax Year 2009 as its base tax year. Technically, the *2014 Tax Expenditures Report* is mandated to provide information on all tax expenditure items in effect on January 1, 2013, as well as an estimate of forgone revenue for Tax Years 2014 and 2015. In an attempt to provide a complete and more accurate picture, for Tax Years 2010 through 2012 we have reported current data or an updated estimate of forgone revenue.

As always, constructive comments are welcome and any errors or omissions in the report are the responsibility of the Chief of the Office of Revenue Analysis.

Paul L. Dion, Ph.D.
Chief, Office of Revenue Analysis
Rhode Island Department of Revenue

III. Introduction

Purpose of the Tax Expenditures Report

The purpose of the Tax Expenditures Report is to provide information on the cost of tax preference items that are mandated under Rhode Island law, federal law, or another legal mandate. Tax expenditure items are not subject to the same public scrutiny as spending appropriations that are made through the budget process. Oftentimes the estimated cost of a tax expenditure item is made only once — at the time it is passed into law. The Tax Expenditures Report provides for an accounting of the cost, or forgone revenue, of tax expenditure items on an ongoing basis. By providing this cost information, the Tax Expenditures Report allows these expenditures to be assessed on par with appropriated expenditures. Absent a Tax Expenditures Report it would be extremely difficult to assess the cost effectiveness of a tax expenditure vis-à-vis an appropriated expenditure. As the Center on Budget and Policy Priorities notes, tax expenditures are simply "spending by another name."[1]

Current Rhode Island Law on Tax Expenditures Reporting

Rhode Island General Law § 44-48.1-1(a)[2] mandates that the Chief of the Office of Revenue Analysis deliver to the General Assembly by the second Tuesday in January of each even numbered year a tax expenditure report. The tax expenditure report must include the minimum information for 100.0 percent of the tax expenditures in place on January 1 of the odd numbered year preceding the report's publication. Thus, the *2014 Tax Expenditures Report* covers all of the tax expenditures that were in place on January 1, 2013.

Rhode Island General Law § 44-48.1-1(b) defines a tax expenditure as "any tax credit, deduction, exemption, exclusion, credit preferential tax rate, tax abatement, and tax deferral that provides preferential treatment to selected taxpayers." The term "credit preferential tax rate" is not defined in the statute. The Chief of the Office of Revenue Analysis has chosen to interpret this item to mean a "modification" or "preferential tax rate" and reports on each of these tax expenditure items separately. The Office of Revenue Analysis has determined that as of January 1, 2013 there were 223 tax expenditure items in effect either "directly through Rhode Island General Law or constitutional provisions or indirectly through adoption of other tax codes."

Rhode Island General Law § 44-48.1-1(c) delineates the information on each tax expenditure item that must be included in the report. This information includes: (1) the legal reference of the tax expenditure items, "including whether the tax expenditure is the result of a federal or state constitutional, judicial, or statutory mandate;" (2) the actual amount of forgone revenue or an estimate for the calendar year in which the report is published and the year following the report's publication, and an index of the reliability of each estimate that

---

[1] Levitis, Jason, Nicholas Johnson, and Jeremy Koulish, *Promoting State Budget Accountability Through Tax Expenditure Reporting.* Center on Budget and Policy Priorities: Washington, D.C., April 2009, page 5.

[2] A full copy of the statute governing tax expenditure reporting is contained in Appendix A.

ranges in value from one to five, with level one being the most reliable; (3) the identification of the beneficiaries of the tax expenditure by "number, income, class and industry;" (4) a comparison of the Rhode Island tax expenditure items to tax expenditure items of the other New England states, but particularly Connecticut and Massachusetts; (5) "the data source(s) and analysis methodology" for each tax expenditure item estimate; and (6) "identification of similar taxpayers or industries" that do not benefit from the tax expenditure item. To the greatest extent possible the Office of Revenue Analysis has tried to comply with each of these informational mandates.

Rhode Island General Law § 44-48.1-1(d) requires that each report contain a section comprised of recommendations to improve the effectiveness of the tax expenditures report as a tax policy tool. The recommendations are to be accompanied with an identification of the resources needed to implement the recommendations and an estimate of the costs associated with the recommendations.

History of Rhode Island Law on Tax Expenditures Reporting

Rhode Island's governing statute for tax expenditure reporting was passed into law without the Governor's signature on August 9, 1996 (see Rhode Island Public Laws 1996, Chapter 327, Section 1 and Chapter 394, Section 1). This initial statute required the state tax administrator to submit annually to the General Assembly beginning in 1998, on or before the second Tuesday in January, "to the extent possible within the appropriations provided for the purpose," a tax expenditures report. The tax expenditures report for 1998 was to provide the "minimum information" for 25.0 percent of existing tax expenditures. The report for 1999 would cover an additional 25.0 percent of the tax expenditures, so that 50.0 percent of tax expenditures will have been reported. Similar 25.0 percent increments were required for 2000 and 2001, such that by January 2001, 100.0 percent of tax expenditures will have been reported. Beginning in January 2002, the cycle repeated itself so that no report on a tax expenditure item was more than four years old.

The definition of tax expenditure was the same as it is in current law as was the requirement for providing the legal reference of each tax expenditure, identifying the beneficiaries of each tax expenditure as well as similar taxpayers or industries that did not benefit from the tax expenditure, and comparing Rhode Island's tax expenditure items to those of other New England states particularly Connecticut and Massachusetts. The original statute also required that the report include the legislative history of each tax expenditure, the "determination of the beneficiary's state tax burden" and a cost/benefit analysis of each tax expenditure item "including the direct revenue loss from the tax expenditure as well as the economic and tax revenue gains occurring through the economic activity resulting from the tax expenditure." On June 25, 1997 (see Rhode Island Public Laws 1997, Chapter 30, Section 1), the original statute was amended to delete the requirement of the inclusion of a cost/benefit analysis for each tax expenditure item in the tax expenditure report.

On July 10, 2003, the statute was amended again to change the periodicity of the report from annually to biannually beginning in 2004. In addition, the rolling renewal of 25.0 percent of existing tax expenditures was changed to require that "the minimum information on 100.0 percent of tax expenditures in effect on January 1" of the prior calendar year be reported. The requirement that the legislative history of a tax expenditure item be reported was eliminated leaving only the requirement that the legal reference for each tax expenditure item be reported. Further, the original statute was modified to require that an estimate of the forgone revenue that results from each tax expenditure item be reported if the actual amount cannot be determined and that such estimates be made for the calendar year preceding and following the year in which the report is published as well as the report's publication year. Additionally, the requirement that the beneficiary of tax expenditure item's state tax burden be determined was deleted and replaced with the requirement that the data sources and analysis methodology underlying each estimate of forgone revenue be provided. Also, the amendment to the statute required each report to include "a section containing recommendations for improving the effectiveness of the report as a tax policy tool" including the resources required and an estimate of the costs associated with these recommendations. Finally, the revision to the statute required the state tax administrator to "make available to the General Assembly a plan to improve Rhode Island's tax expenditure reporting effort" by the second Tuesday in January 2004.

On June 30, 2006, Rhode Island General Law Chapter 44-48.1 was amended to shift the responsibility for the delivery of the tax expenditure report from "the state tax administrator, to the extent possible within the appropriations provided for the purpose" to the Chief of the Office of Revenue Analysis without regard to appropriations provided for that purpose. In addition, this amendment required the Chief of the Office of Revenue Analysis to "make available to the General Assembly a plan to improve Rhode Island's tax expenditure reporting effort" by the second Tuesday in January 2004. This latter amendment could not be fulfilled given that the Office of Revenue Analysis was not created until June 2006.

IV. Interpreting the Report

The Index of Reliability

Rhode Island General Law § 44-48.1-1(c)(2)[3] requires the tax administrator to "develop an index of the reliability of each estimate" of forgone revenue. By statute, the index of reliability is based on a scale of one to five, "with level one being most reliable." The statute further specifies that estimates of forgone revenue that are derived from actual tax returns "should be assigned reliability level one," while those estimates of forgone revenue for which no reliable data exists "should be assigned reliability level five." A perusal of previously published tax expenditures reports revealed that the *2010 Tax Expenditures Report* was the first such report to provide such an index.

The *2014 Tax Expenditures Report* uses the reliability index that was developed in the *2010 Tax Expenditures Report*. The Index of Reliability is shown below:

Index of Reliability	Interpretation
Level One (1)	Estimate is from actual Rhode Island tax return data
Level Two (2)	Estimate is extrapolated from Rhode Island source data
Level Three (3)	Estimate is from Rhode Island tax simulation model
Level Four (4)	Estimate is federal/national data scaled for Rhode Island
Level Five (5)	No reliable data exists from which to derive an estimate

The end points of the Index of Reliability (i.e., Level One and Level Five) are consistent with their statutory mandates. An estimate of forgone revenue for a tax expenditure item that is assigned an Index of Reliability Level One will be based on actual Rhode Island tax return data. Given the fact that an Index of Reliability Level Five indicates that "no reliable data exists from which to derive an estimate," tax expenditure items assigned this level will not have an estimate of forgone revenue presented. Rather, the phrase "no estimate possible" will be presented next to the tax expenditure item.

The Index of Reliability Levels Two through Four requires some further explanation. An estimate of forgone revenue with an Index of Reliability Level Two is based on data that can be directly sourced to Rhode Island or an update of a previously derived estimate of the tax expenditure item. Some examples of data that can be directly sourced to Rhode Island include data provided by the U.S. Census Bureau, the U.S. Bureau of Labor Statistics, and the U.S. Bureau of Economic Analysis. In addition, state government agencies, quasi-public agencies, and non-governmental organizations are able to provide reliable Rhode Island specific data from which to estimate the forgone revenue of a tax expenditure item. In the case of updating a previously derived estimate, the original estimate may be from a previously published tax expenditures report, a fiscal note that was completed for a particular

[3] A full copy of the statute governing tax expenditure reporting is contained in Appendix A.

piece of legislation during a session of the General Assembly, or an estimate that was derived by the Budget Office, the Division of Taxation, the Office of Revenue Analysis or some other state agency for a purpose other than that of the tax expenditures report. When an Index of Reliability Level Two is assigned to the forgone revenue estimate of a tax expenditure item, the source of the Rhode Island data will be specified.

An estimate of forgone revenue for a tax expenditure item with an Index of Reliability Level Three is derived from a micro simulation model of a particular tax that has been developed and provided by a third party vendor. In some cases such a micro simulation model will generate estimates based on underlying Rhode Island economic data rather than actual tax data. The most obvious example of this type of micro simulation model is the *Rhode Island Micro Sales Tax Model* that was purchased by the General Assembly in 2008 and made available to the Office of Revenue Analysis for the purpose of estimating the revenue impacts from changing sales tax rates, sales tax exemptions, and/or the sales tax base. This model is used extensively to estimate the forgone revenue from the numerous transactions that are exempt from the State's sales and use tax.

Finally, an estimate of forgone revenue for a tax expenditure item with an Index of Reliability Level Four is based on federal / national data that is scaled to Rhode Island. Alternatively, the estimate may be based on federal data that is then adjusted by a factor that allows for the extrapolation of the federal data to Rhode Island. When an Index of Reliability Level Four is assigned to the forgone revenue estimate of a tax expenditure item, the date on which the original estimate was derived will be stated if it is known as will the method used to update the original estimate. In the case of an estimate that is based on federal data that is scaled to Rhode Island, the base federal data will be identified as will the scaling factor.

Structure of the Report

Prior to the issuance of the *2010 Tax Expenditures Report*, tax expenditures reports presented tax expenditure items by tax type. In other words, the primary organizing key was tax type with tax expenditure items appearing under each tax type. For example, in the *Tax Expenditures Report, January 2008*, thirty-eight tax expenditure items are listed under the heading "Personal Income" and these tax expenditure items are comprised of modifications, credits, exclusions, adjustments, deductions and preferential tax rates.[4] In addition, when it comes to tax expenditure items, it is often the case that what is available for one tax type will also be made available for other tax types. For example, the Motion Picture Production Tax Credit allows for a credit of 25.0 percent "of the state certified production costs incurred directly attributable to activity within the state, provided that the primary locations are within the state of Rhode Island and the total production budget as defined herein is a minimum of one hundred thousand dollars ($100,000)."[5] This credit, which can be transferred or sold, can be used against the "tax imposed" under the state's business corporations tax, financial

[4] State of Rhode Island, Department of Revenue, Division of Taxation, *Tax Expenditures Report, January 2008*, p. 3. This report was prepared by Cecilia C. Vallee, Revenue Analyst, at the request of David M. Sullivan, Rhode Island Tax Administrator.
[5] See Rhode Island General Law § 44-31.2-5 (a).

institutions tax, insurance companies gross premiums tax and the personal income tax. As a result of this type of tax expenditure, tax expenditures report issued prior to the *2010 Tax Expenditures Report* had to include a category labeled "Tax Preference Items Applicable to More Than One Tax"[6] in order to consistently categorize tax expenditure items.

In the *2010 Tax Expenditures Report*, the Office of Revenue Analysis adopted a different presentation format. Rather than list the tax expenditure items by the tax type to which they apply, the *2010 Tax Expenditures Report* used the category of tax expenditure item as the organizing key. That is, each category of tax expenditure items listed each individual tax expenditure item and the tax types to which the individual tax expenditure item applies. For example, the Motion Picture Production Tax Credit would be categorized under "Credits" with the business corporations tax, financial institutions tax, insurance companies gross premiums tax, and the personal income tax as the relevant tax types. The *2014 Tax Expenditures Report* follows the same approach as was adopted for the *2010 Tax Expenditures Report*.

To assist readers in the use of the *2014 Tax Expenditures Report*, two sets of summary tables are included. The first set of summary tables lists the value of tax expenditures by tax expenditure item. Thus, for example, under the category "Credits" the total value of each individual tax expenditure credit item, without regard to the tax type under which it was used, will be shown. The second set of summary tables lists the value of tax expenditures by tax type. Thus, for example, under the tax type "Personal Income" the total value of each individual tax expenditure item that is used under the personal income tax will be displayed.

Definition of Terms

The following definitions will be used when referring to the different types of tax expenditure items included in this report.

Credit: The direct dollar-for-dollar reduction of an individual's tax liability. The value of a tax credit is invariant to a taxpayer's tax bracket.

Deduction: An amount subtracted from adjusted gross income when calculating taxable income. The value of a tax deduction is proportional to a taxpayer's tax bracket.

Exclusion: An amount or proportion that can be legally excluded from the taxable base prior to the assessment of tax.

Exemption: A taxable expenditure, income, or investment on which no tax is levied. A tax exemption may be of limited or permanent duration.

Modification: An amount added to or subtracted from gross income to arrive at adjusted gross income. Usually, adjusted gross income is the basis from which taxable income is derived.

[6] See *Tax Expenditures Report, January 2008*, p. 144.

Preferential Tax Rate: A tax rate made available to certain taxpayer's that is less than the statutory tax rate. Typically, the preferential tax rate is made available to a taxpayer that meets specified criteria.

Tax Abatement: Rebate given in levies or taxes under special circumstances or as an offset to the performance of particular actions.

Tax Deferral: Paying taxes in the future for income earned in the current year, such as through an Individual Retirement Account (IRA), 401(k), Simplified Employee Pension (SEP) IRA or Keogh plan.

Categorization of Tax Expenditure Items

The tables on the following pages show the categorization of tax expenditure items and the tax type that each tax expenditure item applies. The individual tax expenditure items are listed alphabetically by category and those tax expenditure items that originate under the Internal Revenue Code are so indicated as federal. Tax expenditure items with an asterisk ("*") in the applicable tax type represent tax expenditure items that were in effect in Tax Year 2010 or earlier, but were eliminated as of January 1, 2013.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	CREDITS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Accommodations under Americans with Disabilities Act	44-54	X		X						
2	Adoption (Federal)	44-30-2.6(c)(2)(L)							*		
3	Adult and Child Daycare	44-47	X		X	X		X	*		
4	Adult Education	44-46	X		X	X	X	X	*		
5	Apprenticeship	44-11-41	X								
6	Artwork Exhibition	44-30-24							*		
7	Biotechnology Investment	44-31-1.1	X						*		
8	Child and Dependent Care (Federal)	44-30-2.6(c)(3)(E)(1)(g)							X		
9	Contribution to Scholarship Organizations	44-62	X		X	X	X	X	X		
10	Earned Income (Federal)	44-30-2.6(c)(2)(N)							X		
11	Educational Assistance and Development	44-42-2	X		X	X		X			
12	Elderly or Disabled (Federal)	44-30-2.6(c)(2)(K)							*		
13	Employment – Welfare Bonus Program	44-39.1-2	X		X	X		X	*		
14	Enterprise Zone Wage	42-64.3-6	X		X	X		X	*		
15	Farm to School Income	44-30-27							*		
16	General Business (Federal)	44-30-2.6(c)(2)(K)							*		
17	Historic Homeownership Assistance	44-33.1-3							*		
18	Historic Structures	44-33.2-3	X	X	X	X		X	X		
19	Historic Preservation *(New)*	44-33.6-3	X	X	X	X		X	X		
20	Hydroelectric Power	44-30-22	X						*		
21	Incentives for Innovation and Growth	44-63-2 / 44-63-3	X	X					*		
22	Interest for Loans to Mill Building Owners	42-64.9-9	X		X	X		X	*		
23	Investment	44-31-1	X			X		X	*		
24	Jobs Training	42-64.6-4	X		X	X		X	*		
25	Juvenile Restitution	14-1-32.1(c)	X						*		
26	Lead Paint Abatement	44-30.3-1							X		
27	Mortgage Interest (Federal)	44-30-2.6(c)(2)(K)							*		
28	Motion Picture Production	44-31.2-5	X			X		X	X		
29	Motor Fuel Use Carrier Taxes Paid to Rhode Island	31-36.1-15									X
30	Musical and Theatrical Production *(New)*	44-31.3-2	X	X	X	X		X	X		
31	Non-Resident Trust Beneficiary for Accumulating Distribution	44-30-37							*		
32	Prior Year Minimum Tax (Federal)	44-30-2.6(c)(2)(K)							*		
33	Property Tax Relief	44-33-5							X		

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	CREDITS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
34	Qualified Electric Vehicle (Federal)	44-30-2.6(c)(2)(K)							*		
35	Qualifying Widow(er)	44-30-26							*		
36	Real or Personal Property Taxed in Another State	44-40-3(b)									X
37	Research and Development Expense	44-32-3	X					X	*		
38	Research and Development Property	44-32-2	X					X	*		
39	Resident Trust Beneficiary for Accumulating Distribution	44-30-19							*		
40	Residential Renewable Energy System	44-57-1	X						*		
41	Specialized Investment in Mill Building	42-64.9-7	X			X		X	*		
42	Taxes Paid to Other States	44-30-18							X		
43	Wages Paid by Employers in Mill Buildings	42-64.9-8	X						*		

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	DEDUCTIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Accelerated Amortization for Certain Manufacturers	44-11-11.3	X								
2	Alimony Paid (Federal)	44-30-2.6							X		
3	Amortization of Air or Water Pollution Control Facilities	44-30-7							*		
4	Amortization of Air or Water Pollution Prevention and Treatment Facilities	44-11-11.1	X								
5	Certain Business Expenses of Reservists, etc. (Federal)	44-30-2.6							X		
6	Connecting Fees, Switching and Carrier Access Charges	44-13-1(b)			X						
7	Domestic Production Activities (Federal)	44-30-2.6							*		
8	Educator Expenses (Federal)	44-30-2.6							X		
9	Electricity for Resale	44-13-4(2)			X						
10	Health Savings Account (Federal)	44-30-2.6							X		
11	Individual Retirement Arrangement Contributions (Federal)	44-30-2.6							X		
12	Itemized Deductions from Federal Return	44-30-2.6(c)(2)(C)(1)							*		
13	Keough and SEP Contributions (Federal)	44-30-2.6							X		
14	Merchandise Sold	44-13-5(a)			X						
15	Moving Expenses (Federal)	44-30-2.6							X		
16	Net Operating Losses	44-11-11(b)	X								
17	One-Half of Self Employment Tax (Federal)	44-30-2.6							X		
18	Penalty of Early Withdrawal of Savings (Federal)	44-30-2.6							X		
19	Qualifying Investment in a Certified Venture Capital Partnership	44-43-2	X		X	X		X			

Number	2014 TAX EXPENDITURE ITEMS *An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.* **Tax Expenditure Items** **DEDUCTIONS:**	RI Statutory Reference:	Bus Corp 44-11	Franchise 44-12	Pub Serv 44-13	Bank 44-14	Bank Dep 44-15	Ins Cos 44-17	PIT 44-30	SUT 44-18	Other Taxes
20	Return or Unabsorbed Premiums or Premiums for Reinsurance Assumed	44-17-2						X			
21	Self Employed Health Insurance (Federal)	44-30-2.6							X		
22	Standard Deduction	44-30-2.6(c)(3)(B)							X		
23	Student Loan Interest (Federal)	44-30-2.6							X		
24	Tax Incentives for Employers	44-55-4.1	X		X	X	X	X			
25	Tuition and Fees (Federal)	44-30-2.6							X		

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS *An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.* **Tax Expenditure Items** **EXCLUSIONS:**	RI Statutory Reference:	Bus Corp 44-11	Franchise 44-12	Pub Serv 44-13	Bank 44-14	Bank Dep 44-15	Ins Cos 44-17	PIT 44-30	SUT 44-18	Other Taxes
1	Biodiesel Portion of Blended Gallon of Diesel Fuel	31-36-1									X
2	Conveyance of Mobile/Manufactured Homes for Consideration of $100 or less	31-44-20(a)									X
3	Conveyance of Real Estate for Consideration of $100 or less	44-25-1(a)									X
4	Conveyance of Real Estate Relating to the Capitol Center Project	44-25-2(c)									X
5	Corporations Excluded from Taxation by Charter	44-11-1(2)(vi)	X								
6	Corporations Not Doing Business for Profit	44-11-1(2)(iv)	X								
7	Corporations Taxed Under the Business Corporation Tax	44-12-1(b)		X							
8	Corporations That Maintain and Manage Intangible Investments	44-11-1(2)(vii)	X								
9	Dividends Received from Shares of Stock	44-11-12(1) / 44-14-15	X								
10	Financial Institutions	44-11-1(2)(i)	X								
11	Fraternal Beneficiary Societies	44-11-1(2)(v)	X								
12	Fraternal Benefit Societies	44-17-1						X			
13	Gain or Loss on Sale of Property Other Than Securities	44-14-11				X					
14	Income from the Sale of International Investment Management Services	44-11-14.5	X								
15	Insurance and Surety Companies	44-11-1(2)(iii)	X								
16	Interest Received from Debt Instruments Issued by Public Service Corporations	44-11-12(2)	X								
17	Long-Term Gain From Capital Investment in Small Business	44-43-5	X		X	X			X		

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	EXCLUSIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
18	Lubricating Oils, Marine Diesel Fuel, Aviation Fuel, and Heating Oil	31-36-1(4)									X
19	Maximum Tax of $0.50 per Cigar	44-20-13.2(a)(2)									X
20	Net Taxable Estate Amount	44-22-1.1									X
21	Possession of 10 Packs of Cigarettes with Out-of-State Tax Stamps	44-20-16									X
22	Public Service Corporations	44-11-1(2)(ii)	X								
23	Subchapter S Corporations	44-11-2(d)(1)	X								
24	Taxed Gross Earnings and Associated Costs	44-13-2.2	X						X		
25	Taxes Legally Imposed on Consumer but Separately Stated on Invoice	44-18-12(b)(iv)								X	
26	Value-Added Non-Voice Services That Use Computer Processing Applications	44-13-4(4)			X						
27	Veterinary and Testing Laboratories Services *(New)*	44-18-7.3(b)(3)								X	

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	EXEMPTIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Agricultural Products for Human Consumption	44-18-30(61)								X	
2	Air and Water Pollution Control Facilities	44-18-30(15)								X	
3	Aircraft and Aircraft Parts	44-18-30(56)								X	
4	Banks and Regulated Investment Companies Interstate Toll Free Calls	44-18-30(49)								X	
5	Beverage Containers, Hard-to-Dispose Material, and Litter Control Participation Permittee	44-44-3.6 / 44-44-2(1)									X
6	Bibles	44-18-30(29)								X	
7	Boats or Vessels Brought in Exclusively for Winter Storage, Maintenance, Repair or Sale	44-18-30(46)								X	
8	Boats or Vessels Generally	44-18-30(48)								X	
9	Boats to Non-Residents	44-18-30(30)								X	
10	Building Materials Used to Rebuild After Disaster	44-18-30(51)								X	
11	Buses, Trucks or Trailers Used in Interstate Commerce	44-18-40								X	
12	Camps	44-18-30(16)								X	
13	Casual Sales	44-18-20(g)								X	
14	Charitable, Educational or Religious Organizations	44-18-30(5)								X	

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	EXEMPTIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
15	Clothing and Footwear	44-18-30(27)								X	
16	Coffins, Caskets and Burial Garments	44-18-30(12)								X	
17	Coins	44-18-30(43)								X	
18	Commercial Fishing Vessels in Excess of Five Net Tons	44-18-30(26)								X	
19	Commercial Vessels of More Than 50 Tons Burden	44-18-30(25)								X	
20	Compressed Air	44-18-30(33)								X	
21	Containers	44-18-30(4)								X	
22	Deed, Instrument or Writing where Grantor is U.S. Government or State of Rhode Island	44-25-2(b)									X
23	Diesel Emission Control Technology	44-18-30(62)								X	
24	Dietary Supplements	44-18-30(59)								X	
25	Distressed Essential Community Hospital	23-17.25-2								X	
26	Educational Institutions Rental Charges	44-18-30(18)								X	
27	Electricity and Gas for Domestic Use by Occupants of Residential Premises	44-18-30(21)								X	
28	Electricity, Steam and Thermal Energy from RI Economic Development Corporation	44-18-40.1								X	
29	Equipment for Research and Development	44-18-30(42)								X	
30	Estates of Persons Declared Missing in Action by the U.S. Armed Forces	44-22-2									X
31	Farm Equipment	44-18-30(32)								X	
32	Farm Structure Construction Materials	44-18-30(44)								X	
33	Feed for Certain Animals Used in Commercial Farming *(New)*	44-18-30(63)								X	
34	First 100,000 Barrels of Beer of a Brewer in Continuous Operation for 12 Months	3-10-1(c)									X
35	Flags	44-18-30(34)								X	
36	Food and Food Ingredients	44-18-30(9)								X	
37	Food Items Paid for by Food Stamps	44-18-30(39)								X	
38	Gasoline	44-18-30(6)								X	
39	Heating Fuels	44-18-30(20)								X	
40	Horse Food Products	44-18-30(53)								X	
41	Hospitals and Other Specific Corporations	44-12-11		X							X
42	Human Blood	44-18-30(60)								X	
43	Installation Labor Charges, When Separately Stated	44-18-12(b)(ii)								X	
44	Jewelry Display Product	44-18-30(47)								X	
45	Manufacturers' Machinery and Equipment	44-18-30(22)								X	
46	Medicines, Drugs and Durable Medical Equipment	44-18-30(10)								X	
47	Mobile and Manufactured Homes Generally	44-18-30(50)								X	
48	Motor Vehicle and Adaptive Equipment for Amputee Veterans	44-18-30(35)								X	

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	EXEMPTIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
49	Motor Vehicle and Adaptive Equipment for Persons with Disabilities	44-18-30(19)								X	
50	Narragansett Pier Railroad Company	44-13-1(a)			X						X
51	Newspapers	44-18-30(2)								X	
52	Ocean Marine Insurance	44-17-1						X			
53	Out-of-State Shipments of Rhode Island Alcoholic Beverage Manufacturers	3-10-2									X
54	Personal and Dependent	44-30-2.6(c)(3)(C)							X		
55	Personal Holding Company, Regulated Investment Company or Real Estate Investment Trust	44-11-2(c)	X								
56	Precious Metal Bullion	44-18-30(24)								X	
57	Premiums Received from Insurance for Medical Malpractice	42-14.1-1(g)						*			
58	Prewritten Computer Software Delivered Electronically	44-18-30								*	
59	Promotional and Product Literature of Boat Manufacturers	44-18-30(38)								X	
60	Property Otherwise Exempted	44-18-36(3)								X	
61	Property Purchased from Federal Government	44-18-35								X	
62	Property Purchased Outside of State by Nonresident and Brought into State	44-18-36(2)								X	
63	Property Returned Within 120 Days from the Date of Delivery	44-18-30(58)								X	
64	Prosthetic Devices and Mobility Enhancing Equipment	44-18-30(11)								X	
65	Purchases Used for Manufacturing Purposes	44-18-30(7)								X	
66	Qualified Sales of Manufactured and Mobile Home Parks *(New)*	31-44-3.3									X
67	Refillable and Reusable Beverage Containers	44-44-3									X
68	Renewable Energy Products	44-18-30(57)								X	
69	Rental Charged for Living or Sleeping Quarters in a Hospital or Nursing Home Licensed by the State	44-18-30(17)								X	
70	Rhode Island Economic Development Corporation Project Status Designees	42-64-20								*	
71	Rhode Island Industrial Facilities Corporation Lessees	45-37.1-9								*	
72	Sacramental Wines Sold Directly to Member of Clergy	3-10-1(b)									X
73	Sales and Use Taxes Paid to Other Jurisdictions	44-18-30A(a)								X	
74	Sales beyond Constitutional Power of State	44-18-30(1)								X	
75	Sales by Writers, Composers, Artists	44-18-30B								X	
76	Sales in Municipal Economic Development Zones	44-18-30C								X	
77	Sales in Public Buildings by Blind People	44-18-30(14)								X	
78	Sales of Motor Vehicles to Nonresidents	44-18-30(13)								X	
79	Sales of Non-Motorized Recreational Vehicles to Nonresidents	44-18-30(54)								X	
80	Sales of Trailers Ordinarily Used for Residential Purposes	44-18-20(d)(3)								X	

Number	2014 TAX EXPENDITURE ITEMS *An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.* **Tax Expenditure Items** **EXEMPTIONS:**	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
81	Sales to Common Carriers for Use Outside of the State	44-18-33								X	
82	Sales to Federal Government	44-18-31								X	
83	Sales to the State or Its Political Subdivisions	44-18-30(8)								X	
84	Sales to the U.S. Government and Operators of Railroad Transportation Equipment	31-36-13									X
85	School Meals	44-18-30(3)								X	
86	Special Adaptations for Wheelchair Accessible Taxicabs	44-18-30(19)(iii)								X	
87	Supplies Used in On-Site Hazardous Waste Recycling, Reuse, or Treatment	44-18-30(37)								X	
88	Supplies Used in Preparing Floral Products and/or Arrangements	44-18-30(52)								X	
89	Telecommunications Carrier Access Service	44-18-30(45)								X	
90	Textbooks	44-18-30(36)								X	
91	Total Loss or Destruction of Motor Vehicle within 120 Days of Tax Payment	44-18-21(c)								X	
92	Trade-in Value of Boats	44-18-30(41)								X	
93	Trade-In Value of Private Passenger Automobiles	44-18-30(23)								X	
94	Transfers or Sales Made to Immediate Family Members	44-18-20(d)(1)								X	
95	Transfers or Sales Related to Business Dissolution or Partial Liquidation	44-18-20(d)(2)								X	
96	Transportation Charges of Motor Carriers to Haul Goods	44-18-30(40)								X	
97	Vehicles Purchased by Nonresident Military Personnel Subject to Sales Tax Elsewhere	44-18-30A(b)								X	
98	Water for Residential Use	44-18-30(28)								X	
99	Wine and Spirits *(New)*	44-18-330(64)								X	
100	Youth Activities Equipment Sold for $20 or less by Nonprofit Organizations	44-18-30(31)								X	

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	**2014 TAX EXPENDITURE ITEMS**										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	MODIFICATIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Bonus Depreciation Provided by JCWAA of 2002 and JGTRRA of 2003	44-61-1	X			X			X		
2	Companies Engaged in Buying, Selling, Dealing In or Holding Securities on Own Behalf	44-11-2(b)	X								
3	Contribution to Medical Savings Account by Scituate Residents	44-30-25.1(d)(1)							X		
4	Contributions to an Account under Tuition Savings Program	44-30-12(c)(4)							X		
5	Domestic International Sales Corporations (DISCs)	44-11-11(c)	X								
6	Enterprise Zone Business Owner with Domiciliary in Enterprise Zone	42-64.3-7	X						X		
7	Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code	44-61-1.1	*			*			*		
8	Federally Taxable Withdrawals from Tuition Savings Program Account	44-30-12(c)(3)							X		
9	Foreign Sales Corporation (FSC)	44-11-11(d)	X								
10	Gain from Stock Options in Qualifying Corporations	44-39.3-1							X		
11	Income Earned on a Rhode Island Family Education Account	44-30-25(f)							X		
12	Income from the Assignment or Transfer of Historic Structures Tax Credits	44-33.2-3(e)(2)	X	X	X	X		X	X		
13	Income from the Assignment or Transfer of Motion Picture Production Tax Credits	44-31.2-9	X	X	X	X		X	X		
14	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	44-31.3-2(b)(5)	X	X	X	X		X	X		
15	Income or Gain from a Qualifying Employee's Ownership of a Qualifying Corporation	44-43-8							X		
16	Interest on Obligations of the United States and its Possessions	44-11-11(a)(1)(vi) / 44-30-12(c)(1)							X		
17	Military Pay of Nonresident Individuals	44-30-32(d)							X		
18	New Research and Development Facilities	44-32-1	X						X		
19	Nonqualified Withdrawals from a Medical Savings Account by Scituate Residents	44-30-25.1(d)(3)(i)							X		
20	Nonqualified Withdrawals from Tuition Savings Program Account	44-30-12(b)(4)/44-30-32(a)(3)							X		
21	Nonqualified Withdrawals or Distributions from Rhode Island Family Education Accounts	44-30-12(b)(3) / 44-30-25(g)							X		
22	Organ Transplantation	44-30-12(c)(7)							X		
23	Performance-Based Income of Eligible Employees via the Jobs Growth Act	42-64.11-4							X		

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	MODIFICATIONS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
24	Profits or Gains from Sale of Work by Artists, Writers, and Composers	44-30-1.1(c)(1)							X		
25	Provision of Insurance Benefit to Dependent or Domestic Partner	44-30-12(c)(6)							X		
26	Qualifying Investment in a Certified Venture Capital Partnership	44-43-2							X		
27	Railroad Retirement Benefits	45 U.S.C. 231m(a)							X		
28	Recognition of Income from Discharge of Business Indebtedness	44-66-1	X			X			X		
29	Rental Vehicle Surcharge Retained by Rental Car Companies	31-34.1-2(b)									X
30	Rhode Island Fiduciary Adjustment	44-30-12(d)							X		
31	Sales Tax Paid on a Qualified Vehicle Purchase	44-30-12(b)(7)							*		
32	Tax Incentives for Employers	44-55-4.1							X		
33	Unemployment Compensation	44-30-12(b)(6)							*		

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	OTHER ITEMS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Allocation and Apportionment of Brokerage Services	44-11-14.2(b)	X								
2	Allocation and Apportionment of Credit Card Banks	44-11-14.3	X								
3	Allocation and Apportionment of Manufacturers	44-11-14.6	X								
4	Allocation and Apportionment of Regulated Investment Companies	44-11-14.2(a)	X								
5	Allocation and Apportionment of Retirement and Pension Plans	44-11-14.4	X								
6	Passive Investment Treatment	44-11-43	X								
7	Returns of Affiliated Groups of Corporations	44-11-4	X								
8	Special Apportionment of U.S. Federal Drug Administration Facilities	44-11-14.1	X								

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	PREFERENTIAL TAX RATES:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Alternative Personal Income Tax	44-30-2.10							*		
2	Jobs Development Act	42-64.5-3	X		X	X		X			

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	TAX ABATEMENTS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Cigarette Tax Stamping Discount	44-20-19									X
2	Political Check-Off	44-30-2(c)(1)							X		
3	Value of Farmland Included in Estate *(New)*	44-23-5(b)									X

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

Number	2014 TAX EXPENDITURE ITEMS										
	An asterisk (*) indicates a tax expenditure item that is no longer allowed under Rhode Island General Laws, for that particular tax type.										
	Tax Expenditure Items	**Tax Type Against Which Tax Expenditure Item May Be Applied**									
	TAX DEFERRALS:	**RI Statutory Reference:**	**Bus Corp 44-11**	**Franchise 44-12**	**Pub Serv 44-13**	**Bank 44-14**	**Bank Dep 44-15**	**Ins Cos 44-17**	**PIT 44-30**	**SUT 44-18**	**Other Taxes**
1	Holding Period for Unstamped Cigarettes	44-20-14									X
2	Write-Downs or Reserves for Securities Losses	44-14-14				X					

Definitions: Bus Corp: Business Corporations Tax; Franchise: Franchise Tax; Pub Serv: Public Service Corporation Tax; Banks: Taxation of Banks; Bank Dep: Tax on Bank Deposits, Generally; Ins Cos: Taxation of Insurance Companies; PIT: Personal Income Tax; and SUT: Sales and Use Tax.

V. Recent Changes to Laws that Impact Tax Expenditures

There have been several changes in the laws enacted during the 2011, 2012 and 2013 sessions of the General Assembly that impact tax expenditures. For laws enacted in the 2009 and 2010 sessions of the General Assembly that impacted tax expenditures, see the *2012 Tax Expenditures Report*. The following tax expenditure changes from the 2011, 2012 and 2013 sessions of the General Assembly are listed in alphabetical order by tax expenditure item category.

CREDITS

- **Contribution to Scholarship Organizations**

  Statutory Reference: Rhode Island General Law Section 44-62-3 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 14

  Year Enacted / Year Amended: 2006 / 2013

  Description of Change: The total aggregate amount of all tax credits approved by the Division of Taxation in a fiscal year was increased from $1.0 million to $1.5 million.

  Effective Date: July 3, 2013

  Tax Expenditures Impacted: This change increases the tax expenditure associated with the business corporations tax, public service corporation tax, bank tax, bank deposits tax, insurance companies gross premiums tax and personal income tax.

  Purpose: No explicit purpose provided in the public law.

- **Historic Preservation**

  Statutory Reference: Rhode Island Public Law 2013, Chapter 144, Article 22, Section 2

  Year Enacted / Year Amended: 2013 / N/A

  Description of Change: The legislation established a new program similar to the Historic Structures Tax Credit program contained in Rhode Island General Law Chapter 44-33.2. A taxpayer that incurs qualified rehabilitation expenditures for the substantial rehabilitation of a certified historic structure, provided the taxpayer is not a social club, is entitled to a credit against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-12, 44-13, 44-14, 44-17 or 44-30. The credit is equal to 20.0 percent of the qualified rehabilitation expenditures for any certified historic structure or 25.0 percent of the qualified rehabilitation expenditures, provided that either (i) at least 25.0 percent of the total rentable area of the certified historic structure is available for a trade or business or (ii) the entire rentable area located on the first floor of the certified historic structure is available for a trade or business.

Tax credits are allowed for the tax year in which the structure or an identifiable portion of the structure is placed into service. The maximum credit cannot exceed $5.0 million for all phases of any certified rehabilitation project and the total credits authorized cannot exceed the sum of the estimated credits available in the historic preservation tax credit trust fund.

Effective Date: July 3, 2013

Tax Expenditures Impacted: This version of the historic preservation tax credit program is a new tax expenditure item that essentially extends the state's previous Historic Structures Tax Credit Program subject to conditions that differ from the original program. This new tax expenditure item can potentially impact the business corporations tax, franchise tax, public service corporation tax, bank tax, insurance companies gross premiums tax and personal income tax revenues.

Under current law, each tax item for which an historic structures tax credit is used to offset a taxpayer's liability is reimbursed by an equal amount from the Historic Preservation Tax Credit Trust Fund the financing of which is executed by the issuance of bonds for this express purpose.

Purpose: "The general assembly finds and declares that Rhode Island's historic structures continue to experience high vacancy rates and physical deterioration, particularly in Rhode Island's central business districts. Without adding economic incentive, these structures are not viable for the redevelopment and reuse by modern commercial, residential or manufacturing enterprises and will continue their physical deterioration. The redevelopment and reuse of these historic structures are of critical importance to the economic measures and will assist in stimulating the reuse and redevelopment of historic structures and will improve property values, foster civic beauty, create employment opportunities, enhance commerce, and promote public education, pleasure, and welfare. Furthermore, during this unprecedented economic climate, many in the building and construction trades, and related service industries, have been severely impacted. The redevelopment and reuse of these historic structures will serve as a vital catalyst in the recovery of these trades and services, in addition to stimulating various other related economic benefits and business activities. The purpose of this chapter is to create economic incentives for the purpose of stimulating the redevelopment and reuse of Rhode Island's historic structures, as well as to generate the positive economic and employment activities that will result from such redevelopment and reuse."

- **Motion Picture Production**

Statutory Reference: Rhode Island General Law Section 44-31.2-5 / Rhode Island Public Law 2012, Chapter 241, Article 21, Section 10

Year Enacted / Year Amended: 2005 / 2012

Description of Change: The credit was amended to lower the minimum threshold requirement for the "total production budget" from $300,000 to $100,000, to allow documentary productions to be eligible for the credit, and to provide a maximum credit of $5.0 million per production. No more than $15.0 million may be issued for any tax year for the total combined motion picture tax credits and musical and theatrical production tax credits. No credits are to be issued on or after July 1, 2019.

Effective Date: July 1, 2012

Tax Expenditures Impacted: The enacted changes to the motion picture production tax credit allows for an increase in the number of taxpayers eligible to use this credit, however, the previously established $15.0 million maximum amount of credits that may be issued in any tax year is unchanged. Thus, in a given tax year the forgone revenue from the use of the credit against the tax imposed by Rhode Island General Law Chapters 44-11, 44-14, 44-17, and 44-30 may be increased but will not exceed the $15.0 million maximum allowed.

Purpose: "The primary objective of this chapter is to encourage development in Rhode Island of a strong capital base for motion picture film, videotape, and television program productions, in order to achieve a more independent, self-supporting industry."

- **Musical and Theatrical Production**

Statutory Reference: Rhode Island Public Law Chapter 241, Article 21, section 12

Year Enacted / Year Amended: 2012 / N/A

Description of Change: A credit equal to 25.0 percent of the "production and performance expenditures" and "transportation expenditures" directly attributable to activities in the State for a live stage production in a "qualified production facility" is allowed against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-12, 44-13, 44-14, 44-17 and 44-30. To qualify for the credit, the minimum production budget must be $100,000 and the maximum credit allowed is $5.0 million per production. No more than $15.0 million may be issued for any tax year for the total combined motion picture production tax credits and musical and theatrical production tax credits. No credits are to be issued on or after July 1, 2019.

Effective Date: July 1, 2012

Tax Expenditures Impacted: The musical and theatrical production credit is a new tax expenditure item that will increase revenue forgone in a given tax year, to the extent the credit is utilized, for the taxes imposed under Rhode Island General Law Chapters 44-11, 44-14, 44-17 and 44-30. The total amount of the tax expenditure, however, is limited to the same $15.0 million cap that applies to the motion picture production tax credit.

Purpose: "The General Assembly finds and declares that it is Rhode Island's priority to reduce the state's unemployment rate by stimulating new industries that have large employment growth potential by providing tax incentives…and…that such incentives should be created for the arts and entertainment industry. The purpose of this chapter is to create economic incentives for the purpose of stimulating the local economy and reducing unemployment in Rhode Island."

DEDUCTIONS

- **Domestic Production Activities (Federal)**

  Statutory Reference: Rhode Island General Law Chapter 44-55 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 2

  Year Enacted / Year Amended: 1997 / 2013

  Description of Change: All corporations doing business in the state must add back to taxable income any amount deducted under Section 199 of the Internal Revenue Code, commonly referred to as the domestic production activities deduction.

  Effective Date: January 1, 2014

  Tax Expenditures Impacted: The disallowance for the federal domestic production activities deduction eliminates this tax expenditure item for the taxes imposed under Rhode Island General Law Chapters 44-11 and 44-30.

  Purpose: No explicit purpose provided in the statute.

EXCLUSIONS

- **Net Taxable Estate Amount**

  Statutory Reference: Rhode Island General Law Section 44-22-1.1

  Year Enacted / Year Amended: 1985 / 2009

  Description of Change: Beginning January 1, 2011, and each January thereafter, the estate tax threshold is adjusted by the percentage of increase in the Consumer Price Index for all Urban Consumers (CPI-U) compounded annually and is rounded up to the nearest $5 increment. The threshold for 2010 was $850,000; for 2011 it was $859,350; for 2012 it was $892,865; for 2013 it was $910,725 and for 2014 it is $921,655.

  Effective Date: January 1, 2014

  Tax Expenditures Impacted: An increase in the estate tax threshold exemption amount increases the tax expenditure associated with this exclusion.

Purpose: No explicit purpose provided in the statute.

- **Veterinary and Testing Laboratories Services**

  Statutory Reference: Rhode Island Public Law 2012, Chapter 241, Article 21, Section 4

  Year Enacted / Year Amended: 2012 / N/A

  Description of Change: Services subject to the sales and use tax was defined to include pet care services, except veterinary and testing laboratories services. This definition creates a tax expenditure for veterinary and testing laboratories services.

  Effective Date: October 1, 2012

  Tax Expenditures Impacted: This exclusion is a new tax expenditure item impacting the state's sales and use tax revenues.

  Purpose: No explicit purpose provided in the statute.

EXEMPTIONS

- **Beverage Containers, Hard-to-Dispose Material and Litter Control Participation Permittee**

  Statutory Reference: Rhode Island General Law Section 44-44-2 / Rhode Island Public Law 2012, Chapter 241, Article 21, Section 9

  Year Enacted / Year Amended: 1984 / 2012

  Description of Change: The definition of "beverage" was amended to include all non-alcoholic drinks for human consumption, except milk, but including beer and other malt beverages and subject these beverages to the tax imposed under Rhode Island General Law Section 44-44-3.

  Effective Date: July 1, 2012

  Tax Expenditures Impacted: The expansion of the definition of "beverage" to include more drinks reduces the tax expenditure associated with the tax imposed under Rhode Island General Law Section 44-44-3.

  Purpose: To provide funding for the litter reduction and recycling program and the hard-to-dispose material - control and recycling program.

- **Buses, Trucks and Trailers Used in Interstate Commerce**

  Statutory Reference: Rhode Island General Law Section 44-18-40 / Rhode Island Public Law 2012, Chapter 302, Section 1 and Chapter 351, Section 1

  Year Enacted / Year Amended: 1992 / 2012

  Description of Change: In the case of a bus operated by a bus company, a sales and use tax exemption is allowed for the purchase or rental/lease of a bus that transports passengers for hire provided that the bus is used no less than 80.0 percent of the time in interstate commerce.

  Effective Date: June 20, 2012

  Tax Expenditures Impacted: The enacted change increases the tax expenditure by increasing the number of taxpayers eligible for this exemption.

  Purpose: No explicit purpose provided in the statute.

- **Clothing and Footwear**

  Statutory Reference: Rhode Island General Law Section 44-18-30(27) / Rhode Island Public Law 2012, Chapter 241, Article 21, Section 3

  Year Enacted / Year Amended: 1977 / 2012

  Description of Change: The sales and use tax exemption is amended to no longer apply to the sale of clothing, including footwear, the retail sales price of which exceeds $250 per item. The sales and use tax will apply to the portion of the sales price of an individual item of clothing or footwear that exceeds $250.

  Effective Date: October 1, 2012

  Tax Expenditures Impacted: The enacted change reduces the tax expenditure associated with this exemption. Under prior law, the full amount of all clothing and footwear was exempt from the sales and use tax.

  Purpose: No explicit purpose provided in the statute.

- **Feed for Certain Animals Used in Commercial Farming**

  Statutory Reference: Rhode Island Public Law 2012, Chapter 407, Section 1

  Year Enacted / Year Amended: 2012 / N/A

Description of Change: The feed for "livestock and poultry of the kinds of products of which ordinarily constitute food for human consumption and of livestock of the kind the products of which ordinarily constitute fibers for human use" is exempted from the sales and use tax.

Effective Date: June 22, 2012

Tax Expenditures Impacted: This exemption is a new tax expenditure item that increases the tax expenditures that affect the state's sales and use tax revenue.

Purpose: No explicit purpose provided in the statute.

- **Qualified Sales of Manufactured and Mobile Home Parks**

  Statutory Reference: Rhode Island Public Law 2012, Chapter 364, Section 2 and Chapter 391, Section 1

  Year Enacted / Year Amended: 2012 / N/A

  Description of Change: The qualified sale of a mobile or manufactured home community to a resident-owned organization is exempt from the real estate conveyance tax.

  Effective Date: June 21, 2012

  Tax Expenditures Impacted: This exemption is a new tax expenditure item that increases the tax expenditures that affect the state's real estate conveyance tax revenue.

  Purpose: No explicit purpose provided in the statute.

- **Sales by Writers, Composers, and Artists**

  Statutory Reference: Rhode Island General Law Section 44-18-30.B / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 15

  Year Enacted / Year Amended: 1996 / 2013

  Description of Change: This legislation expanded the exemption from sales and use tax previously available on sales of original and creative works by writers, composers, and artists that work and reside in designated arts districts to the sales of original and creative works by writers, composers and artists residing in and conducting a business within the State of Rhode Island. In addition, print and photograph were added to the list of original and creative works of art that are eligible for the sales tax exemption.

  Effective Date: December 1, 2013

Tax Expenditures Impacted: The enacted change increases the tax expenditure item for the sales tax by expanding the exemption from sales and tax to all works of art created and sold in the state.

Purpose: "There is value in expanding the arts district program statewide, providing incentives for the sale and purchase of art. This is a unique opportunity for Rhode Island to shape history, and gain an advantage over other states, by becoming the first and only state in the country to declare a statewide sales tax exemption on art. This will strengthen Rhode Island's identity as an arts-friendly destination and 'State of the Arts'."

- **Wine and Spirits**

Statutory Reference: Rhode Island General Law Section 44-18-30 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 3

Year Enacted / Year Amended: 1947 / 2013

Description of Change: The sale, storage, use or other consumption of wine and spirits by a Class A Licensee of alcoholic beverages is exempt from the sales and use tax for the period December 1, 2013 through March 31, 2015.

Effective Date: December 1, 2013

Tax Expenditures Impacted: The legislation enacts a new exemption to the state sales and use tax and thereby creates a new tax expenditure impacting the state's sales and use tax revenue.

Purpose: No explicit purpose provided in the statute.

MODIFICATIONS

- **Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code**

Statutory Reference: Rhode Island General Law Section 44-61-1.1 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 1

Year Enacted / Year Amended: 2003 / 2013

Description of Change: "In the year that those assets are placed in service expensing of assets for Rhode Island tax purposes shall be allowed in the same manner as provided for under § 179 of the internal revenue code 26 U.S.C. § 179."

Effective Date: January 1, 2014, for all assets placed in service on or after January 1, 2014.

Tax Expenditures Impacted: The enacted change eliminates the modification associated with this tax expenditure item. This modification had no impact on the tax expenditures associated with Rhode Island General Law Chapters 44-11, 44-14 and 44-30.

Purpose: No explicit purpose provided in the statute.

- **Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits:**

  Statutory Reference: Rhode Island Public Law 2012, Chapter 241, Article 21, Section 12

  Year Enacted / Year Amended: 2012 / N/A

  Description of Change: "Any assignment or sales proceeds received by the assignor" of musical and theatrical production tax credits "for its assignment or sale of the tax credits" as allowed by Rhode Island General Law Section 44-31.3-2 are exempt from taxes imposed by Rhode Island General Law Title 44.

  Effective Date: July 1, 2012

  Tax Expenditures Impacted: This modification is a new tax expenditure item impacting the state's business corporations tax, franchise tax, public service corporation tax, bank tax, insurance companies gross premiums tax and/or personal income tax revenue.

  Purpose: "The General Assembly finds and declares that it is Rhode Island's priority to reduce the state's unemployment rate by stimulating new industries that have large employment growth potential by providing tax incentives…and…that such incentives should be created for the arts and entertainment industry. The purpose of this chapter is to create economic incentives for the purpose of stimulating the local economy and reducing unemployment in Rhode Island."

- **Rental Vehicle Surcharge Retained by Rental Car Companies**

  Statutory Reference: Rhode Island General Law Section 31-34.1-2(b) / Rhode Island Public Law 2012, Chapter 297, Section 1 and Chapter 340, Section 1

  Year Enacted / Year Amended: 1994 / 2012

  Description of Change: The rental vehicle surcharge rate was increased from 6.0 percent to 8.0 percent and the revenue retained by the rental car company from the rental vehicle surcharge was increased from 50.0 percent to 60.0 percent with the balance of the surcharge remitted to the state for deposit in the general fund.

  Effective Date: June 20, 2012

Tax Expenditures Impacted: The increase in the rental vehicle surcharge to 8.0 percent increases the amount of rental vehicle surcharge revenues available for allocation between the rental car company and the state. The increase in the percentage of the rental vehicle surcharge retained by the rental car company increases, all else equal, the tax expenditure associated with the rental vehicle surcharge.

Purpose: No explicit purpose provided in the statute.

TAX ABATEMENTS

- **Value of Farmland Included in Estate**

Statutory Reference: Rhode Island General Law Section 44-23-5 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 11

Year Enacted / Year Amended: 1916 / 2013

Description of Change: All farmland included as part of an estate, and utilized by the executor, administrator, heir-at-law, beneficiary or trustee as farmland, shall be appraised at its use value and not at fair market value.

Effective Date: July 1, 2013

Tax Expenditures Impacted: The tax abatement is a new tax expenditure item that reduces estate and transfer tax revenues.

Purpose: No explicit purpose provided in the statute.

OTHER CHANGES

- **Removal of Package Tours and Scenic and Sightseeing Transportation Services from Sales and Use Tax**

Statutory Reference: Rhode Island General Law Sections 44-18-7, 44-18-8, 44-18-12, 44-18-15, 44-18-20, 44-18-21, 44-18-22, 44-18-23, and 44-18-25 / Rhode Island Public Law 2012, Chapter 241, Article 21, Section 3

Year Enacted / Year Amended: 1947 / 2012

Description of Change: Travel packages and scenic and sightseeing transportation services were removed from the sales and use tax base.

Effective Date: October 1, 2012

Tax Expenditures Impacted: Removal of travel packages and scenic and sightseeing transportation services from the sales and use tax base shrinks the sales and use tax base without impacting the tax expenditures associated with the sales and use tax.

Purpose: No explicit purpose provided in the statute.

VI. Summary Results by Tax Expenditure Item

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
64	Accommodations under Americans with Disabilities Act	$ 0	1	$ 0	1
65	Adoption (Federal)	247,237	1	*n/a*	
66	Adult and Child Daycare	54,299	1	0	1
69	Adult Education	430	1	0	1
72	Apprenticeship	0	1	0	1
73	Artwork Exhibition	174	1	*n/a*	
74	Biotechnology Investment	---	5	---	5
75	Child and Dependent Care (Federal)	2,274,777	1	2,380,884	1
77	Contribution to Scholarship Organizations	270,095	1	774,233	1
80	Earned Income (Federal)	10,511,948	1	9,895,368	1
82	Educational Assistance and Development	79,200	1	0	1
84	Elderly or Disabled (Federal)	4,329	1	*n/a*	
85	Employment – Welfare Bonus Program	0	1	0	1
88	Enterprise Zone Wage	1,296,260	1	370,000	1
91	Farm to School Income	0	1	*n/a*	
92	General Business (Federal)	---	5	*n/a*	
92	Historic Homeownership Assistance	209,030	1	*n/a*	
94	Historic Structures	33,930,678	1	10,242,324	1
97	Historic Preservation *(New)*	*n/a*		*n/a*	
100	Hydroelectric Power	0	1	0	1
101	Incentives for Innovation and Growth	125,033	1	0	1
103	Interest for Loans to Mill Building Owners	0	1	0	1
105	Investment	18,331,236	1	17,760,000	1
108	Jobs Training	927,218	1	0	1
111	Juvenile Restitution	0	1	0	1
112	Lead Paint Abatement	266,360	1	250,000	1
113	Mortgage Interest (Federal)	22,234	1	*n/a*	
114	Motion Picture Productions	2,552,472	1	4,827,740	1
118	Motor Fuel Use Carrier Taxes Paid to Rhode Island	3,580,586	1	3,473,116	1
119	Musical and Theatrical Productions *(New)*	*n/a*		*n/a*	
120	Non-Resident Trust Beneficiary for Accumulating Distribution	0	1	*n/a*	
121	Prior Year Minimum Tax (Federal)	---	5	*n/a*	
122	Property Tax Relief	14,331,123	1	12,423,123	1
124	Qualified Electric Vehicle (Federal)	0	1	*n/a*	
125	Qualifying Widow(er)	0	1	*n/a*	
125	Real or Personal Property Taxed in Another State	0	1	0	1
127	Research and Development Expense	6,537,822	1	2,655,857	1

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
129	Research and Development Property	$ 1,124,074	1	$ 20,000	1
131	Resident Trust Beneficiary for Accumulating Distribution	0	1	*n/a*	
132	Residential Renewable Energy System	104,625	1	0	1
133	Specialized Investment in Mill Building	0	1	0	1
135	Taxes Paid to Other States	124,489,741	1	140,340,482	1
137	Wages Paid by Employers in Mill Buildings	0	1	0	1
	Total Credits	***$ 221,270,981***	***1.3***	***$ 205,413,127***	***1.1***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
140	Accelerated Amortization for Certain Manufacturers	---	5	---	5
141	Alimony Paid (Federal)	$ 1,129,783	4	$ 1,203,498	4
142	Amortization of Air or Water Pollution Control Facilities	---	5	*n/a*	
143	Amortization of Air or Water Pollution Prevention and Treatment Facilities	---	5	---	5
144	Certain Business Expenses of Reservists, etc. (Federal)	51,298	4	58,499	4
146	Connecting Fees, Switching and Carrier Access Charges	---	5	---	5
147	Domestic Production Activities (Federal)	781,409	2	780,308	2
149	Educator Expenses (Federal)	109,576	2	111,159	2
150	Electricity for Resale	---	5	---	5
151	Health Savings Account (Federal)	315,912	4	347,334	4
153	Individual Retirement Arrangement Contributions (Federal)	1,079,251	2	1,049,309	2
155	Itemized Deductions from Federal Return	196,776,766	1	*n/a*	
156	Keogh and SEP Contributions (Federal)	2,630,454	2	2,578,333	2
158	Merchandise Sold	---	5	---	5
159	Moving Expenses (Federal)	290,060	4	330,739	4
161	Net Operating Losses	43,594,194	2	46,423,779	2
163	One-Half of Self Employment Tax (Federal)	2,621,980	4	2,936,492	4
164	Penalty of Early Withdrawal of Savings (Federal)	38,635	4	52,039	4
166	Qualifying Investment in a Certified Venture Capital Partnership	---	5	---	5
168	Return or Unabsorbed Premiums or Premiums for Reinsurance Assumed	---	5	---	5
169	Self Employed Health Insurance (Federal)	3,026,527	2	3,146,397	2
171	Standard Deduction	69,038,199	1	156,575,391	1
172	Student Loan Interest (Federal)	653,249	2	703,943	2
174	Tax Incentives for Employers	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
176	Tuition and Fees (Federal)	$ 248,240	2	$ 243,618	2
	Total Deductions	***$ 322,385,533***	***3.5***	***$ 216,540,838***	***3.5***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
180	Biodiesel Portion of Blended Gallon of Diesel Fuel	$ 0	1	$ 0	1
181	Conveyance of Mobile/Manufactured Homes for Consideration of $100 or less	---	5	---	5
181	Conveyance of Real Estate for Consideration of $100 or less	---	5	---	5
183	Conveyance of Real Estate Relating to the Capitol Center Project	---	5	---	5
183	Corporations Excluded from Taxation by Charter	---	5	---	5
184	Corporations Not Doing Business for Profit	---	5	---	5
186	Corporations Taxed Under the Business Corporation Tax	---	5	---	5
187	Corporations That Maintain and Manage Intangible Investments	---	5	---	5
188	Dividends Received from Shares of Stock	9,089,422	2	10,536,278	2
189	Financial Institutions	---	5	---	5
191	Fraternal Beneficiary Societies	---	5	---	5
192	Fraternal Benefit Societies	---	5	---	5
193	Gain or Loss on Sale of Property Other Than Securities	---	5	---	5
194	Income from the Sale of International Investment Management Services	---	5	---	5
194	Insurance and Surety Companies	---	5	---	5
196	Interest Received from Debt Instruments Issued by Public Service Corporations	---	5	---	5
196	Long-Term Gain From Capital Investment in Small Business	---	5	---	5
198	Lubricating Oils, Marine Diesel Fuel, Aviation Fuel, and Heating Oil	52,941,712	2	47,297,903	2
200	Maximum Tax of $0.50 per Cigar	870,555	2	613,924	2
201	Net Taxable Estate Amount	---	5	---	5
203	Possession of 10 Packs of Cigarettes with Out-of-State Tax Stamps	---	5	---	5
204	Public Service Corporations	---	5	---	5
205	Subchapter S Corporations	---	5	---	5
207	Taxed Gross Earnings and Associated Costs of Non-Public Service Corporations	---	5	---	5
208	Taxes Legally Imposed on Consumer but Separately Stated on Invoice	---	5	---	5
209	Value-Added Non-Voice Services That Use Computer Processing Applications	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
210	Veterinary and Testing Laboratory Services *(New)*	*n/a*		*n/a*	
	Total Exclusions	***$ 62,901,689***	***4.5***	***$ 58,448,105***	***4.5***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
213	Agricultural Products for Human Consumption	$ 2,462,635	3	$ 2,502,027	3
214	Air and Water Pollution Control Facilities	1,063,106	3	1,080,112	3
215	Aircraft and Aircraft Parts	968,830	3	984,328	3
216	Banks and Regulated Investment Companies Interstate Toll Free Calls	204,773	4	208,048	4
218	Beverage Containers, Hard-to-Dispose Material, and Litter Control Participation Permittee	400,948	4	412,284	4
219	Bibles	---	5	---	5
220	Boats or Vessels Brought in Exclusively for Winter Storage, Maintenance, Repair or Sale	---	5	---	5
222	Boats or Vessels Generally	3,849,815	3	3,911,396	3
222	Boats Sold to Non-Residents	---	5	---	5
224	Building Materials Used to Rebuild After Disaster	---	5	---	5
225	Buses, Trucks or Trailers Used in Interstate Commerce	2,527,046	3	2,567,469	3
226	Camps	918,194	3	932,881	3
228	Casual Sales	148,726	1	113,513	1
229	Charitable, Educational or Religious Organizations	72,580,096	3	73,741,087	3
232	Clothing and Footwear	53,716,763	3	54,576,016	3
233	Coffins, Caskets and Burial Garments	1,088,019	3	1,105,423	3
235	Coins	778,613	4	989,451	4
236	Commercial Fishing Vessels in Excess of Five Net Tons	---	5	---	5
237	Commercial Vessels of More Than 50 Tons Burden	---	5	---	5
238	Compressed Air	---	5	---	5
239	Containers	10,221,833	3	10,385,341	3
241	Deed, Instrument or Writing where Grantor is U.S. Government or State of Rhode Island	---	5	---	5
242	Diesel Emission Control Technology	---	5	---	5
242	Dietary Supplements	1,673,476	4	1,769,784	4
244	Distressed Essential Community Hospital	---	5	---	5
245	Educational Institutions Rental Charges	5,618,618	3	5,708,493	3
247	Electricity and Gas for Domestic Use by Occupants of Residential Premises	42,366,364	3	43,044,056	3

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
248	Electricity, Steam and Thermal Energy from RI Economic Development Corporation	$ 0	1	$ 0	1
249	Equipment for Research and Development	839,766	3	853,199	3
251	Estates of Persons Declared Missing in Action by the U.S. Armed Forces	---	5	---	5
251	Farm Equipment	474,124	3	481,708	3
253	Farm Structure Construction Materials	1,303,558	3	1,324,410	3
254	Feed for Certain Animals Used in Commercial Farming *(New)*	*n/a*		*n/a*	
256	First 100,000 Barrels of Beer of a Brewer in Continuous Operation for 12 Months	544	1	355	1
257	Flags	35,733	4	35,396	4
258	Food and Food Ingredients	139,757,561	3	140,150,961	3
260	Food Items Paid for by Food Stamps	15,671,683	1	17,764,527	1
261	Gasoline	87,992,573	2	113,361,644	2
262	Heating Fuels	23,164,209	2	27,406,946	2
264	Horse Food Products	47,673	3	48,435	3
265	Hospitals and Other Specific Corporations	---	5	---	5
266	Human Blood	844,201	4	836,241	4
268	Installation Labor Charges, When Separately Stated	30,665,659	3	31,156,187	3
269	Jewelry Display Product	---	5	---	5
270	Manufacturers' Machinery and Equipment	25,356,182	3	25,761,779	3
271	Medicines, Drugs and Durable Medical Equipment	128,169,140	3	126,360,349	3
273	Mobile and Manufactured Homes Generally	46,494	2	62,153	2
275	Motor Vehicle and Adaptive Equipment for Amputee Veterans	13,197	2	14,345	2
276	Motor Vehicle and Adaptive Equipment for Persons with Disabilities	88,257	2	95,935	2
278	Narragansett Pier Railroad Company	---	5	---	5
279	Newspapers	2,147,276	3	2,181,624	3
280	Ocean Marine Insurance	---	5	---	5
281	Out-of-State Shipments of Rhode Island Alcoholic Beverage Manufacturers	---	5	---	5
282	Personal and Dependent	100,704,877	1	93,390,727	1
285	Personal Holding Company, Regulated Investment Company or Real Estate Investment Trust	---	5	---	5
286	Precious Metal Bullion	---	5	---	5
287	Premiums Received from Insurance for Medical Malpractice	---	5	*n/a*	
288	Prewritten Computer Software Delivered Electronically	7,901,822	3	6,021,165	3
289	Promotional and Product Literature of Boat Manufacturers	252,398	3	256,435	3
290	Property Otherwise Exempted	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
291	Property Purchased from Federal Government	$ 9,678,535	3	$ 9,833,353	3
293	Property Purchased Outside of State by Non-Resident and Brought into State	---	5	---	5
294	Property Returned Within 120 Days from the Date of Delivery	---	5	---	5
295	Prosthetic Devices and Mobility Enhancing Equipment	12,363,946	3	12,561,719	3
297	Purchases Used for Manufacturing	293,086,511	3	297,774,719	3
298	Qualified Sales of Manufactured and Mobile Home Parks (New)	n/a		n/a	
299	Refillable and Reusable Beverage Containers	---	5	---	5
300	Renewable Energy Products	37,162	2	30,275	2
302	Rental Charged for Living or Sleeping Quarters in a Hospital or Nursing Home Licensed by the State	28,061,937	3	28,510,815	3
303	Rhode Island Economic Development Corporation Project Status Designees	4,422,835	1	9,223,950	1
305	Rhode Island Industrial Facilities Corporation Lessees	1,685,485	1	152,744	1
307	Sacramental Wines Sold Directly to Member of Clergy	---	5	---	5
307	Sales and Use Taxes Paid to Other Jurisdictions	---	5	---	5
309	Sales beyond Constitutional Power of State	---	5	---	5
310	Sales by Writers, Composers, Artists	896,548	2	907,550	2
313	Sales in Municipal Economic Development Zones	0	1	0	1
315	Sales in Public Buildings by Blind People	107,597	1	114,825	1
316	Sales of Motor Vehicles to Non-Residents	2,872,468	1	3,122,361	1
317	Sales of Non-Motorized Recreational Vehicles to Non-Residents	---	5	---	5
318	Sales of Trailers Ordinarily Used for Residential Purposes	499,307	3	507,294	3
320	Sales to Common Carriers for Use Outside of the State	---	5	---	5
321	Sales to Federal Government	5,055,949	3	5,136,824	3
322	Sales to the State or Its Political Subdivisions	35,943,495	3	36,518,447	3
324	Sales to the U.S. Government and Operators of Railroad Transportation Equipment	218,190	3	436,127	3
325	School Meals	5,228,115	3	5,311,744	3
327	Special Adaptations for Wheelchair Accessible Taxicabs	---	5	---	5
328	Supplies Used in On-Site Hazardous Waste Recycling, Reuse, or Treatment	---	5	---	5
329	Supplies Used in Preparing Floral Products and/or Arrangements	885,774	3	899,943	3
330	Telecommunications Carrier Access Service	6,147,890	2	6,098,297	2
331	Textbooks	2,950,884	3	2,998,087	3

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
333	Total Loss or Destruction of Motor Vehicle within 120 Days of Tax Payment	444,584	2	483,261	2
334	Trade-in Value of Boats	---	5	---	5
335	Trade-In Value of Private Passenger Automobiles	$ 8,916,324	3	$ 9,563,213	3
337	Transfers or Sales Made to Immediate Family Members	---	5	---	5
338	Transfers or Sales Related to Business Dissolution or Partial Liquidation	---	5	---	5
340	Transportation Charges of Motor Carriers to Haul Goods	---	5	---	5
341	Vehicles Purchased by Non-Resident Military Personnel Subject to Sales Tax Elsewhere	---	5	---	5
342	Water for Residential Use	10,260,719	2	10,238,105	2
344	Wine and Spirits *(New)*	*n/a*		*n/a*	
344	Youth Activities Equipment Sold for $20 or less by Non-Profit Organizations	---	5	---	5
	Total Exemptions	***$1,195,829,037***	***3.5***	***$1,232,019,883***	***3.5***

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
348	Bonus Depreciation Provided by JCWAA of 2002 and JGTRRA of 2003	$ 0	1	$ 0	1
353	Companies Engaged in Buying, Selling, Dealing In or Holding Securities on Own Behalf	---	5	---	5
354	Contribution to Medical Savings Account by Scituate Residents	189	1	248	1
355	Contributions to an Account under Tuition Savings Program	78,912	1	90,636	1
357	Domestic International Sales Corporations (DISCs)	0	1	0	1
359	Enterprise Zone Business Owner with Domiciliary in Enterprise Zone	0	1	5,497	1
360	Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code	0	1	0	1
364	Federally Taxable Withdrawals from Tuition Savings Program Account	87,774	1	93,835	1
365	Foreign Sales Corporation (FSC)	0	1	0	1
367	Gain from Stock Options in Qualifying Corporations	---	5	---	5
368	Income Earned on a Rhode Island Family Education Account	6,345	1	7,940	1
370	Income from the Assignment or Transfer of Historic Structures Tax Credits	18,935	1	2,340	1
373	Income from the Assignment or Transfer of Motion Picture Production Company Tax Credits	13,941	1	1,736	1

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
375	Income from the Assignment or Transfer of Musical & Theatrical Tax Credits *(New)*	*n/a*		*n/a*	
377	Income or Gain from a Qualifying Employee's Ownership of a Qualifying Corporation	$ 2,109	1	$ 2,216	1
378	Interest on Obligations of the United States and its Possessions	1,754,014	1	2,324,091	1
380	Military Pay of Non-Resident Individuals	396,694	1	451,580	1
382	New Research and Development Facilities	180	1	503	1
383	Nonqualified Withdrawals from a Medical Savings Account by Scituate Residents	0	1	0	1
384	Nonqualified Withdrawals from Tuition Savings Program Account	0	1	0	1
386	Nonqualified Withdrawals or Distributions from Rhode Island Family Education Accounts	0	1	0	1
387	Organ Transplantation	2,267	1	1,820	1
388	Performance-Based Income of Eligible Employees via the Jobs Growth Act	4,056,733	1	0	1
389	Profits or Gains from Sale of Work by Artists, Writers, and Composers	11,373	1	11,580	1
390	Provision of Insurance Benefit to Dependent or Domestic Partner	29,035	1	37,428	1
391	Qualifying Investment in a Certified Venture Capital Partnership	784	1	0	1
392	Railroad Retirement Benefits	107,843	1	175,462	1
394	Recognition of Income from Discharge of Business Indebtedness	0	1	0	1
397	Rental Vehicle Surcharge Retained by Rental Car Companies	3,054,203	1	2,690,870	1
398	Rhode Island Fiduciary Adjustment	0	1	0	1
400	Sales Tax Paid on a Qualified Vehicle Purchase	0	1	*n/a*	
400	Tax Incentives for Employers	19,144	1	206	1
401	Unemployment Compensation	0	1	*n/a*	
	Total Modifications	***$ 9,640,475***	***1.3***	***$ 5,897,988***	***1.3***

Other Items

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
404	Allocation and Apportionment of Brokerage Services	---	5	---	5
405	Allocation and Apportionment of Credit Card Banks	---	5	---	5
407	Allocation and Apportionment of Manufacturers	---	5	---	5
408	Allocation and Apportionment of Regulated Investment Companies	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
410	Allocation and Apportionment of Retirement and Pension Plans		---	5		---	5
413	Passive Investment Treatment		---	5		---	5
415	Returns of Affiliated Groups of Corporations		---	5		---	5
417	Special Apportionment of U.S. Federal Drug Administration Facilities		---	5		---	5
	Total Other Items	***$***	***0***	***5.0***	***$***	***0***	***5.0***

Preferential Tax Rates

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
420	Alternative Personal Income Tax	$	91,819,000	1	*n/a*		
421	Jobs Development Act		16,490,642	1	$	11,857,485	1
	Total Preferential Tax Rate	***$***	***108,309,642***	***1.0***	***$***	***11,857,485***	***1.0***

Tax Abatements

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
426	Cigarette Tax Stamping Discount	$	1,656,908	1	$	1,627,065	1
428	Political Check-Off		200,000	1		200,000	1
429	Value of Farmland Included in Estate *(New)*	*n/a*			*n/a*		
	Total Tax Abatements	***$***	***1,856,908***	***1.0***	***$***	***1,827,065***	***1.0***

Tax Deferrals

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
432	Holding Period for Unstamped Cigarettes		---	5		---	5
433	Write-Downs or Reserves for Securities Losses		---	5		---	5
	Total Tax Deferrals	***$***	***0***	***5.0***	***$***	***0***	***5.0***
	TOTAL TAX EXPENDTURES		***$1,922,194,265***	***2.9***		***$1,732,004,491***	***3.0***

VII. Summary Results by Tax Type

Alcoholic Beverage Tax (RIGL 3-10)

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
256	First 100,000 Barrels of Beer of a Brewer in Continuous Operation for 12 Months	$ 544	1	$ 355	1
281	Out-of-State Shipments of Rhode Island Alcoholic Beverage Manufacturers	---	5	---	5
307	Sacramental Wines Sold Directly to Member of Clergy	---	5	---	5
	Total Exemptions	***$ 544***	***3.7***	***$ 355***	***3.7***
	Total Alcoholic Beverage Tax	***$ 544***	***3.7***	***$ 355***	***3.7***

Bank Deposits Tax (RIGL 44-15)

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
69	Adult Education	$ 0	1	$ 0	1
77	Contribution to Scholarship Organizations	0	1	0	1
	Total Credits	***$ 0***	***1.0***	***$ 0***	***1.0***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
174	Tax Incentives for Employers	---	5	---	5
	Total Deductions	***$ 0***	***5.0***	***$ 0***	***5.0***
	Total Bank Deposits Tax	***$ 0***	***2.3***	***$ 0***	***2.3***

Bank Tax (RIGL 44-14)

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
66	Adult and Child Daycare	$ 0	1	$ 0	1
69	Adult Education	0	1	0	1
77	Contribution to Scholarship Organizations	0	1	0	1
82	Educational Assistance and Development	0	1	0	1
85	Employment – Welfare Bonus Program	0	1	0	1
88	Enterprise Zone Wage	0	1	0	1
94	Historic Structures	188,525	1	0	1
97	Historic Preservation *(New)*	*n/a*		*n/a*	
103	Interest for Loans to Mill Building Owners	0	1	0	1
105	Investment	0	1	0	1
108	Jobs Training	0	1	0	1

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
114	Motion Picture Production	$ 0	1	$ 0	1
119	Musical and Theatrical Production *(New)*	*n/a*		*n/a*	
133	Specialized Investment in Mill Building	0	1	0	1
	Total Credits	***$ 188,525***	***1.0***	***$ 0***	***1.0***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
166	Qualifying Investment in a Certified Venture Capital Partnership	---	5	---	5
174	Tax Incentives for Employers	---	5	---	5
	Total Deductions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
193	Gain or Loss on Sale of Property Other Than Securities	---	5	---	5
196	Long-Term Gain From Capital Investment in Small Business	---	5	---	5
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
348	Bonus Depreciation Provided by JCWAA of 2002 and JGTRRA of 2003	---	5	---	5
360	Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code	---	5	---	5
370	Income from the Assignment or Transfer of Historic Structures Tax Credits	---	5	---	5
373	Income from the Assignment or Transfer of Motion Picture Production Tax Credits	---	5	---	5
375	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	*n/a*		*n/a*	
394	Recognition of Income from Discharge of Business Indebtedness	---	5	---	5
	Total Modifications	***$ 0***	***5.0***	***$ 0***	***5.0***

Preferential Tax Rate

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
421	Jobs Development Act	$ 9,046	1	$ 3,839	1
	Total Preferential Tax Rates	***$ 9,046***	***1.0***	***$,839***	***1.0***

Tax Deferral

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
433	Write-Downs or Reserves for Securities Losses	---	5	---	5
	Total Tax Deferrals	***$ 0***	***5.0***	***$ 0***	***5.0***
	Total Bank Tax	***$ 197,571***	***2.7***	***$ 3,839***	***2.7***

Tax on Beverage Containers (RIGL 44-44)

Exemptions

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
218	Beverage Containers, Hard-to-Dispose Material, and Litter Control Participation Permit	$	400,948	4	$	412,284	4
299	Refillable and Reusable Beverage Containers		---	5		---	5
	Total Exemptions	***$***	***400,948***	***4.5***	***$***	***412,284***	***4.5***
	Total Tax on Beverage Containers	***$***	***400,948***	***4.5***	***$***	***412,284***	***4.5***

Business Corporations Tax (RIGL 44-11)

Credits

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
64	Accommodations Under Americans with Disabilities Act	$	0	1	$	0	1
66	Adult and Child Daycare		40,000	1		0	1
69	Adult Education		0	1		0	1
72	Apprenticeship		0	1		0	1
74	Biotechnology Investment		---	5		---	5
77	Contribution to Scholarship Organizations		0	1		0	1
82	Educational Assistance and Development		79,200	1		0	1
85	Employment – Welfare Bonus Program		0	1		0	1
88	Enterprise Zone Wage		1,000,000	1		370,000	1
94	Historic Structures		1,400,232	1		389,855	1
97	Historic Preservation *(New)*	*n/a*			*n/a*		
100	Hydroelectric Power		0	1		0	1
101	Incentives for Innovation and Growth		0	1		0	1
103	Interest for Loans to Mill Building Owners		0	1		0	1
105	Investment		16,580,000	1		17,570,000	1
108	Jobs Training		800,000	1		0	1
111	Juvenile Restitution		0	1		0	1
114	Motion Picture Production		34,900	1		902,095	1
119	Musical and Theatrical Production *(New)*	*n/a*			*n/a*		
127	Research and Development Expense		5,128,469	1		2,495,857	1
129	Research and Development Property		1,101,191	1		20,000	1
132	Residential Renewable Energy System		0	1		0	1
133	Specialized Investment in Mill Building		0	1		0	1
137	Wages Paid by Employers in Mill Buildings		0	1		0	1
	Total Credits	***$***	***26,163,992***	***1.2***	***$***	***21,747,807***	***1.2***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
140	Accelerated Amortization for Certain Manufacturers	---	5	---	5
143	Amortization of Air or Water Pollution Prevention and Treatment Facilities	---	5	---	5
161	Net Operating Losses	$ 43,594,194	2	$ 46,423,779	2
166	Qualifying Investment in a Certified Venture Capital Partnership	---	5	---	5
174	Tax Incentives for Employers	---	5	---	5
	Total Deductions	***$ 43,594,194***	***4.4***	***$ 46,423,779***	***4.4***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
183	Corporations Excluded from Taxation by Charter	---	5	---	5
184	Corporations Not Doing Business for Profit	---	5	---	5
187	Corporations That Maintain and Manage Intangible Investments	---	5	---	5
188	Dividends Received from Shares of Stock	$ 9,089,422	2	$ 10,536,278	2
189	Financial Institutions	---	5	---	5
191	Fraternal Beneficiary Societies	---	5	---	5
194	Income from the Sale of International Investment Management Services	---	5	---	5
194	Insurance and Surety Companies	---	5	---	5
196	Interest Received from Debt Instruments Issued by Public Service Corporations	---	5	---	5
196	Long-Term Gain From Capital Investment in Small Business	---	5	---	5
204	Public Service Corporations	---	5	---	5
205	Subchapter S Corporations	---	5	---	5
207	Taxed Gross Earnings and Associated Costs of Non-Public Service Corporations	---	5	---	5
	Total Exclusions	***$ 9,089,422***	***4.8***	***$ 10,536,278***	***4.8***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
285	Personal Holding Company, Regulated Investment Company or Real Estate Investment Trust	---	5	---	5
	Total Exemptions	***$ 0***	***5.0***	***$ 0***	***5.0***

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
348	Bonus Depreciation Provided by JCWAA of 2002 and JGTRRA of 2003	$ 0	1	$ 0	1

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
353	Companies Engaged in Buying, Selling, Dealing In or Holding Securities on Own Behalf		---	5		---	5
357	Domestic International Sales Corporations (DISCs)	$	0	1	$	0	1
359	Enterprise Zone Business Owner with Domiciliary in Enterprise Zone		---	5		---	5
360	Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code		0	1		0	1
365	Foreign Sales Corporation (FSC)		0	1		0	1
370	Income from the Assignment or Transfer of Historic Structures Tax Credits		---	5		---	5
373	Income from the Assignment or Transfer of Motion Picture Production Tax Credits		---	5		---	5
375	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	*n/a*			*n/a*		
382	New Research and Development Facilities		---	5		---	5
394	Recognition of Income from Discharge of Business Indebtedness		---	5		---	5
	Total Modifications	***$***	***0***	***3.4***	***$***	***0***	***3.4***

Other Items

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
404	Allocation and Apportionment of Brokerage Services		---	5		---	5
405	Allocation and Apportionment of Credit Card Banks		---	5		---	5
407	Allocation and Apportionment of Manufacturers		---	5		---	5
408	Allocation and Apportionment of Regulated Investment Companies		---	5		---	5
410	Allocation and Apportionment of Retirement and Pension Plans		---	5		---	5
413	Passive Investment Treatment		---	5		---	5
415	Returns of Affiliated Groups of Corporations		---	5		---	5
417	Special Apportionment of U.S. Federal Drug Administration Facilities		---	5		---	5
	Total Other Items	***$***	***0***	***5.0***	***$***	***0***	***5.0***

Preferential Tax Rate

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
421	Jobs Development Act	$	16,481,596	1	$	11,853,646	1
	Total Preferential Tax Rates	***$***	***16,481,596***	***1.0***	***$***	***11,853,646***	***1.0***
	Total Business Corporations Tax	***$***	***95,329,204***	***3.2***	***$***	***90,561,510***	***3.2***

Cigarette Tax (RIGL 44-20)

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
200	Maximum Tax of $0.50 per Cigar	$ 870,555	2	$ 613,924	2
203	Possession of 10 Packs of Cigarettes with Out-of-State Tax Stamps	---	5	---	5
	Total Exclusions	***$ 870,555***	***3.5***	***$ 613,924***	***3.5***

Tax Abatement

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
426	Cigarette Tax Stamping Discount	$ 1,656,908	1	$ 1,627,065	1
	Total Tax Abatements	***$ 1,656,908***	***1.0***	***$ 1,627,065***	***1.0***

Tax Deferral

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
432	Holding Period for Unstamped Cigarettes	---	5	---	5
	Total Tax Deferrals	***$ 0***	***5.0***	***$ 0***	***5.0***
	Total Cigarette Tax	***$ 2,527,463***	***3.3***	***$ 2,240,989***	***3.3***

Estate Tax (RIGL 44-22)

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
201	Net Taxable Estate Amount	---	5	---	5
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
251	Estates of Persons Declared Missing in Action by the U.S. Armed Forces	---	5	---	5
	Total Exemptions	***$ 0***	***5.0***	***$ 0***	***5.0***

Tax Abatement

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
429	Value of Farmland Included in an Estate *(New)*	*n/a*		*n/a*	
	Total Tax Abatements	***n/a***		***n/a***	
	Total Estate Tax	***$ 0***	***5.0***	***$ 0***	***5.0***

Franchise Tax (RIGL 44-12)

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
94	Historic Structures	$ 0	1	$ 0	1
97	Historic Preservation *(New)*	*n/a*		*n/a*	
101	Incentives for Innovation and Growth	0	1	0	1

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
119	Musical and Theatrical Production *(New)*	*n/a*			*n/a*		
	Total Credits	***$***	***0***	***1.0***	***$***	***0***	***1.0***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
186	Corporations Taxed Under the Business Corporation Tax		---	5		---	5
	Total Exclusions	***$***	***0***	***5.0***	***$***	***0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
265	Hospitals and Other Specific Corporations		---	5		---	5
	Total Exemptions	***$***	***0***	***5.0***	***$***	***0***	***5.0***

Modifications

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
370	Income from the Assignment or Transfer of Historic Structures Tax Credits		---	5		---	5
373	Income from the Assignment or Transfer of Motion Picture Production Tax Credits		---	5		---	5
375	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	*n/a*			*n/a*		
	Total Modifications	***$***	***0***	***5.0***	***$***	***0***	***5.0***
	Total Franchise Tax	***$***	***0***	***3.7***	***$***	***0***	***3.7***

Generation Skipping Transfer Tax (RIGL 44-40)

Credits

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
125	Real or Personal Property Taxed in Another State	$	0	1	$	0	1
	Total Credits	***$***	***0***	***1.0***	***$***	***0***	***1.0***
	Total Gen Skipping Transfer Tax	***$***	***0***	***1.0***	***$***	***0***	***1.0***

Insurance Companies Tax (RIGL 44-17)

Credits

Page Number	Item	TY 2010 Forgone Revenue		Reliability Level	TY 2011 Forgone Revenue		Reliability Level
66	Adult and Child Daycare	$	0	1	$	0	1
69	Adult Education		0	1		0	1
77	Contribution to Scholarship Organizations		0	1		0	1
82	Educational Assistance and Development		0	1		0	1
85	Employment – Welfare Bonus Program		0	1		0	1
88	Enterprise Zone Wage		0	1		0	1

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
94	Historic Structures	$ 23,281,331	1	$ 6,648,455	1
97	Historic Preservation *(New)*	*n/a*		*n/a*	
103	Interest for Loans to Mill Building Owners	0	1	0	1
105	Investment	430,000	1	190,000	1
108	Jobs Training	0	1	0	1
114	Motion Picture Production	1,661,033	1	1,999,984	1
119	Musical and Theatrical Production *(New)*	*n/a*		*n/a*	
127	Research and Development Expense	430,000	1	160,000	1
129	Research and Development Property	0	1	0	1
133	Specialized Investment in Mill Building	0	1	0	1
	Total Credits	***$ 25,802,364***	***1.0***	***$ 8,998,439***	***1.0***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
166	Qualifying Investment in a Certified Venture Capital Partnership	---	5	---	5
168	Return or Unabsorbed Premiums or Premiums for Reinsurance Assumed	---	5	---	5
174	Tax Incentives for Employers	---	5	---	5
	Total Deductions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
192	Fraternal Benefit Societies	---	5	---	5
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
280	Ocean Marine Insurance	---	5	---	5
287	Premiums Received from Insurance for Medical Malpractice	---	5	*n/a*	
	Total Exemptions	***$ 0***	***5.0***	***$ 0***	***5.0***

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
370	Income from the Assignment or Transfer of Historic Structures Tax Credits	---	5	---	5
373	Income from the Assignment or Transfer of Motion Picture Production Tax Credits	---	5	---	5
375	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	*n/a*		*n/a*	
	Total Modifications	***$ 0***	***5.0***	***$ 0***	***5.0***

Preferential Tax Rate

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
421	Jobs Development Act	$ 0	1	$ 0	1
	Total Preferential Tax Rates	***$ 0***	***1.0***	***$ 0***	***1.0***
	Total Insurance Companies Tax	***$ 25,802,364***	***2.4***	***$ 8,998,439***	***2.3***

Motor Carrier Fuel Tax (RIGL 31-36.1)

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
118	Motor Fuel Use Carrier Taxes Paid to Rhode Island	$ 3,580,586	1	$ 3,473,116	1
	Total Credits	***$ 3,580,586***	***1.0***	***$ 3,473,116***	***1.0***
	Total Motor Carrier Fuel Tax	***$ 3,580,586***	***1.0***	***$ 3,473,116***	***1.0***

Motor Fuel Tax (RIGL 31-36)

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
180	Biodiesel Portion of Blended Gallon of Diesel Fuel	$ 0	1	$ 0	1
198	Lubricating Oils, Marine Diesel Fuel, Aviation Fuel, and Heating Oil	52,941,712	2	47,297,903	2
	Total Exclusions	***$ 52,941,712***	***1.5***	***$ 47,297,903***	***1.5***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
324	Sales to the U.S. Government and Operators of Railroad Transportation Equipment	$ 218,190	1	$ 436,127	1
	Total Exemptions	***$ 218,190***	***1.0***	***$ 436,127***	***1.0***
	Total Motor Fuel Tax	***$ 53,159,902***	***1.3***	***$ 47,734,030***	***1.3***

Personal Income Tax (RIGL 44-30)

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
65	Adoption (Federal)	$ 247,237	1	*n/a*	
66	Adult and Child Daycare	14,299	1	*n/a*	
69	Adult Education	430	1	*n/a*	
73	Artwork Exhibition	174	1	*n/a*	
74	Biotechnology Investment	---	5	*n/a*	
75	Child and Dependent Care (Federal)	2,274,777	1	$ 2,380,884	1
77	Contribution to Scholarship Organizations	270,095	1	774,233	1
80	Earned Income (Federal)	10,511,948	1	9,895,368	1
84	Elderly or Disabled (Federal)	4,329	1	*n/a*	

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
85	Employment – Welfare Bonus Program	0	1	*n/a*	
88	Enterprise Zone Wage	$ 296,260	1	*n/a*	
91	Farm to School Income	0	1	*n/a*	
92	General Business (Federal)	---	5	*n/a*	
92	Historic Homeownership Assistance	209,030	1	*n/a*	
94	Historic Structures	9,060,590	1	$ 3,204,014	1
97	Historic Preservation *(New)*	*n/a*		*n/a*	
100	Hydroelectric Power	0	1	*n/a*	
101	Incentives for Innovation and Growth	125,033	1	*n/a*	
103	Interest for Loans to Mill Building Owners	0	1	*n/a*	
105	Investment	1,321,236	1	*n/a*	
108	Jobs Training	127,218	1	*n/a*	
111	Juvenile Restitution	0	1	*n/a*	
112	Lead Paint Abatement	266,360	1	250,000	1
113	Mortgage Interest (Federal)	22,234	1	*n/a*	
114	Motion Picture Production	856,539	1	1,925,661	1
119	Musical and Theatrical Production *(New)*	*n/a*		*n/a*	
120	Non-Resident Trust Beneficiary for Accumulating Distribution	0	1	*n/a*	
121	Prior Year Minimum Tax (Federal)	---	5	*n/a*	
122	Property Tax Relief	14,331,123	1	12,423,123	1
124	Qualified Electric Vehicle (Federal)	0	1	*n/a*	
125	Qualifying Widow(er)	0	1	*n/a*	
127	Research and Development Expense	979,353	1	*n/a*	
129	Research and Development Property	22,883	1	*n/a*	
131	Resident Trust Beneficiary for Accumulating Distribution	0	1	*n/a*	
132	Residential Renewable Energy System	104,625	1	*n/a*	
133	Specialized Investment in Mill Building	0	1	*n/a*	
135	Taxes Paid to Other States	124,489,741	1	140,340,482	1
137	Wages Paid by Employers in Mill Buildings	---	5	---	5
	Total Credits	***$ 165,535,514***	***1.4***	***$ 171,193,765***	***1.4***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
141	Alimony Paid (Federal)	$ 1,129,783	4	$ 1,203,498	4
142	Amortization of Air or Water Pollution Control Facilities	---	5	*n/a*	
144	Certain Business Expenses of Reservists, etc. (Federal)	51,298	4	58,499	4
147	Domestic Production Activities (Federal)	781,409	2	780,308	2
149	Educator Expenses (Federal)	109,576	2	111,159	2
151	Health Savings Account (Federal)	315,912	4	347,334	4

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
153	Individual Retirement Arrangement Contributions (Federal)	$ 1,079,251	2	$ 1,049,309	2
155	Itemized Deductions from Federal Return	196,776,766	1	*n/a*	
156	Keough and SEP Contributions (Federal)	2,630,454	2	2,578,333	2
159	Moving Expenses (Federal)	290,060	4	330,739	4
163	One-Half of Self Employment Tax (Federal)	2,621,980	4	2,936,492	4
164	Penalty of Early Withdrawal of Savings (Federal)	38,635	4	52,039	4
169	Self Employed Health Insurance (Federal)	3,026,527	2	3,146,397	2
171	Standard Deduction	74,043,030	1	177,011,979	1
172	Student Loan Interest (Federal)	653,249	2	703,943	2
176	Tuition and Fees (Federal)	248,240	2	243,618	2
	Total Deductions	***$ 278,791,339***	***2.8***	***$ 170,117,059***	***2.8***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
196	Long-Term Gain From Capital Investment in Small Business	---	5	---	5
207	Taxed Gross Earnings and Associated Costs of Non-Public Service Corporations	---	5	---	5
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
282	Personal and Dependent	$ 100,704,877	1	$ 93,390,727	1
	Total Exemptions	***$ 100,704,877***	***1.0***	***$ 93,390,727***	***1.0***

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
348	Bonus Depreciation Provided by JCWAA of 2002 and JGTRRA of 2003	$ 0	1	$ 0	1
354	Contribution to Medical Savings Account by Scituate Residents	189	1	248	1
355	Contributions to an Account under Tuition Savings Program	78,912	1	90,636	1
359	Enterprise Zone Business Owner with Domiciliary in Enterprise Zone	0	1	5,497	1
360	Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code	0	1	0	1
364	Federally Taxable Withdrawals from Tuition Savings Program Account	87,774	1	93,835	1
367	Gain from Stock Options in Qualifying Corporations	---	5	---	5
368	Income Earned on a Rhode Island Family Education Account	6,345	1	7,940	1

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
370	Income from the Assignment or Transfer of Historic Structures Tax Credits	$ 18,935	1	$ 2,340	1
373	Income from the Assignment or Transfer of Motion Picture Production Tax Credits	13,941	1	1,736	1
375	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	*n/a*		*n/a*	
377	Income or Gain from a Qualifying Employee's Ownership of a Qualifying Corporation	2,109	1	2,216	1
378	Interest on Obligations of the United States and its Possessions	1,754,014	1	2,324,091	1
380	Military Pay of Non-Resident Individuals	396,694	1	451,580	1
382	New Research and Development Facilities	180	1	503	1
383	Nonqualified Withdrawals from a Medical Savings Account by Scituate Residents	0	1	0	1
384	Nonqualified Withdrawals from Tuition Savings Program Account	0	1	0	1
386	Nonqualified Withdrawals or Distributions from Rhode Island Family Education Accounts	0	1	0	1
387	Organ Transplant	2,267	1	1,820	1
388	Performance-Based Income of Eligible Employees via the Jobs Growth Act	4,056,733	1	0	1
389	Profits or Gains from Sale of Work by Artists, Writers, and Composers	11,373	1	11,580	1
390	Provision of Insurance Benefit to Dependent or Domestic Partner	29,035	1	37,428	1
391	Qualifying Investment in a Certified Venture Capital Partnership	784	1	0	1
392	Railroad Retirement Benefits	107,843	1	175,462	1
394	Recognition of Income from Discharge of Business Indebtedness	0	1	0	1
398	Rhode Island Fiduciary Adjustment	0	1	0	1
400	Sales Tax Paid on a Qualified Vehicle Purchase	0	1	*n/a*	
400	Tax Incentives for Employers	19,144	1	206	1
401	Unemployment Compensation	0	1	*n/a*	
	Total Modifications	***$ 6,586,272***	***1.1***	***$ 3,207,118***	***1.2***

Preferential Tax Rate

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
420	Alternative Personal Income Tax	$ 91,819,000	1	*n/a*	
	Total Preferential Tax Rate	***$ 91,819,000***	***1.0***	***n/a***	

Tax Abatement

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
428	Political Check-Off	$ 200,000	1	$ 200,000	1
	Total Tax Abatements	***$ 200,000***	***1.0***	***$ 200,000***	***1.0***
	Total Personal Income Tax	***$ 643,637,002***	***1.7***	***$ 438,108,669***	***1.8***

Public Service Corporation Tax (RIGL 44-13)

Credits

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
64	Accommodations Under Americans with Disabilities Act	$ 0	1	$ 0	1
66	Adult and Child Daycare	0	1	0	1
69	Adult Education	0	1	0	1
77	Contribution to Scholarship Organizations	0	1	0	1
82	Educational Assistance and Development	0	1	0	1
85	Employment – Welfare Bonus Program	0	1	0	1
88	Enterprise Zone Wage	0	1	0	1
94	Historic Structures	0	1	0	1
97	Historic Preservation *(New)*	*n/a*		*n/a*	
103	Interest for Loans to Mill Building Owners	0	1	0	1
108	Jobs Training	0	1	0	1
119	Musical and Theatrical Production *(New)*	*n/a*		*n/a*	
	Total Credits	***$ 0***	***1.0***	***$ 0***	***1.0***

Deductions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
146	Connecting Fees, Switching and Carrier Access Charges	---	5	---	5
150	Electricity for Resale	---	5	---	5
158	Merchandise Sold	---	5	---	5
166	Qualifying Investment in a Certified Venture Capital Partnership	---	5	---	5
174	Tax Incentives for Employers	---	5	---	5
	Total Deductions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
196	Long-Term Gain From Capital Investment in Small Business	---	5	---	5
209	Value-Added Non-Voice Services That Use Computer Processing Applications	---	5	---	5
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
278	Narragansett Pier Railroad Company	---	5	---	5
	Total Exemptions	***$ 0***	***5.0***	***$ 0***	***5.0***

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
370	Income from the Assignment or Transfer of Historic Structures Tax Credits	---	5	---	5
373	Income from the Assignment or Transfer of Motion Picture Production Tax Credits	---	5	---	5
375	Income from the Assignment or Transfer of Musical and Theatrical Production Tax Credits *(New)*	*n/a*		*n/a*	
	Total Modifications	***$ 0***	***5.0***	***$ 0***	***5.0***

Preferential Tax Rate

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
421	Jobs Development Act	$ 0	1	$ 0	1
	Total Preferential Tax Rate	***$ 0***	***1.0***	***$ 0***	***1.0***
	Total Public Service Corporation Tax	***$ 0***	***2.9***	***$ 0***	***2.9***

Rental Vehicle Surcharge (RIGL 31-34.1)

Modifications

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
397	Rental Vehicle Surcharge Retained by Rental Car Companies	$ 3,054,203	1	$ 2,690,870	1
	Total Modifications	***$ 3,054,203***	***1.0***	***$ 2,690,870***	***1.0***
	Total Rental Vehicle Surcharge	***$ 3,054,203***	***1.0***	***$ 2,690,870***	***1.0***

Real Estate Conveyance Tax (RIGL 44-25)

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
181	Conveyance of Mobile/Manufactured Homes for Consideration of $100 or less	---	5	---	5
181	Conveyance of Real Estate for Consideration of $100 or less	---	5	---	5
183	Conveyance of Real Estate Relating to the Capitol Center Project	---	5	---	5
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
241	Deed, Instrument or Writing where Grantor is U.S. Government or State of Rhode Island	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
298	Qualified Sales of Manufactured and Mobile Home Parks *(New)*	*n/a*		*n/a*	
	Total Exemptions	***$ 0***	***5.0***	***$ 0***	***5.0***
	Total Real Estate Conveyance Tax	***$ 0***	***5.0***	***$ 0***	***5.0***

Sales and Use Tax (RIGL 44-18)

Exclusions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
208	Taxes Legally Imposed on Consumer by Separately Stated on Invoice	---	5	---	5
210	Veterinary and Testing Laboratory Services *(New)*	*n/a*		*n/a*	
	Total Exclusions	***$ 0***	***5.0***	***$ 0***	***5.0***

Exemptions

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
213	Agricultural Products for Human Consumption	$ 2,462,635	3	$ 2,502,027	3
214	Air and Water Pollution Control Facilities	1,063,106	3	1,080,112	3
215	Aircraft and Aircraft Parts	968,830	3	984,328	3
216	Banks and Regulated Investment Companies Interstate Toll Free Calls	204,773	4	208,048	4
219	Bibles	---	5	---	5
220	Boats or Vessels Brought in Exclusively for Winter Storage, Maintenance, Repair or Sale	---	5	---	5
222	Boats or Vessels Generally	3,849,815	3	3,911,396	3
222	Boats to Non Residents	---	5	---	5
224	Building Materials Used to Rebuild After Disaster	---	5	---	5
225	Buses, Trucks or Trailers used in Interstate Commerce	2,527,046	3	2,567,469	3
226	Camps	918,194	3	932,881	3
228	Casual Sales	148,726	1	113,513	1
229	Charitable, Educational or Religious Organizations	72,580,096	3	73,741,087	3
232	Clothing and Footwear	53,716,763	3	54,576,016	3
233	Coffins, Caskets and Burial Garments	1,088,019	3	1,105,423	3
235	Coins	778,613	4	989,451	4
236	Commercial Fishing Vessels in Excess of Five Net Tons	---	5	---	5
237	Commercial Vessels of More Than 50 Tons Burden	---	5	---	5
238	Compressed Air	---	5	---	5
239	Containers	10,221,833	3	10,385,341	3
242	Diesel Emission Control Technology	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
242	Dietary Supplements	$ 1,673,476	4	$ 1,769,784	4
244	Distressed Essential Community Hospital	---	5	---	5
245	Educational Institutions Rental Charges	5,618,618	3	5,708,493	3
247	Electricity and Gas for Domestic Use by Occupants of Residential Premises	42,366,364	3	43,044,056	3
248	Electricity, Steam and Thermal Energy from RI Economic Development Corporation	0	1	0	1
249	Equipment for Research and Development	839,766	3	853,199	3
251	Farm Equipment	474,124	3	481,708	3
253	Farm Structure Construction Materials	1,303,558	3	1,324,410	3
254	Feed for Certain Animals Used in Commercial Farming *(New)*	*n/a*		*n/a*	
257	Flags	35,733	4	35,396	4
258	Food and Food Ingredients	139,757,561	3	140,150,961	3
260	Food Items Paid for by Food Stamps	15,671,683	1	17,764,527	1
261	Gasoline	87,992,573	2	113,361,644	2
262	Heating Fuels	23,164,209	2	27,406,946	2
264	Horse Food Products	47,673	3	48,435	3
266	Human Blood	844,201	4	836,241	4
268	Installation Labor Charges When Separately Stated	30,665,659	3	31,156,187	3
269	Jewelry Display Product	---	5	---	5
270	Manufacturers' Machinery and Equipment	25,356,182	3	25,761,779	3
271	Medicines, Drugs and Durable Medical Equipment	128,169,140	3	126,360,349	3
273	Mobile and Manufactured Homes Generally	46,494	2	62,153	2
275	Motor Vehicle and Adaptive Equipment for Amputee Veterans	13,197	2	14,345	2
276	Motor Vehicle and Adaptive Equipment for Persons with Disabilities	88,257	2	95,935	2
279	Newspapers	2,147,276	3	2,181,624	3
286	Precious Metal Bullion	---	5	---	5
288	Prewritten Computer Software Delivered Electronically	7,901,822	3	6,021,165	3
289	Promotional and Product Literature of Boat Manufacturers	252,398	3	256,435	3
290	Property Otherwise Exempted	---	5	---	5
291	Property Purchased from Federal Government	9,678,535	3	9,833,353	3
293	Property Purchased Outside of State by Non-Resident and Brought into State	---	5	---	5
294	Property Returned Within 120 Days from the Date of Delivery	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
295	Prosthetic Devices and Mobility Enhancing Equipment	$ 12,363,946	3	$ 12,561,719	3
297	Purchases Used for Manufacturing Purposes	293,086,511	3	297,774,719	3
300	Renewable Energy Products	37,162	2	30,275	2
302	Rental Charged for Living or Sleeping Quarters in a Hospital or Nursing Home	28,061,937	3	28,510,815	3
303	Rhode Island Economic Development Corporation Project Status Designees	4,422,835	1	9,223,950	1
305	Rhode Island Industrial Facilities Corporation Lessees	1,685,485	1	152,744	1
307	Sales and Use Taxes Paid to Other Jurisdictions	---	5	---	5
309	Sales beyond Constitutional Power of State	---	5	---	5
310	Sales by Writers, Composers, Artists	896,548	2	907,550	2
313	Sales in Municipal Economic Development Zones	0	1	0	1
315	Sales in Public Buildings by Blind People	107,597	1	114,825	1
316	Sales of Motor Vehicles to Non-Residents	2,872,468	1	3,122,361	1
317	Sales of Non-Motorized Recreational Vehicles to Non-Residents	---	5	---	5
318	Sales of Trailers Ordinarily Used for Residential Purposes	499,307	3	507,294	3
320	Sales to Common Carriers for Use Outside of the State	---	5	---	5
321	Sales to Federal Government	5,055,949	3	5,136,824	3
322	Sales to the State or Its Political Subdivisions	35,943,495	3	36,518,447	3
325	School Meals	5,228,115	3	5,311,744	3
327	Special Adaptations for Wheelchair Accessible Taxicabs	---	5	---	5
328	Supplies Used in On-Site Hazardous Waste Recycling, Reuse, or Treatment	---	5	---	5
329	Supplies Used in Preparing Floral Products and/or Arrangements	885,774	3	899,943	3
330	Telecommunications Carrier Access Service	6,147,890	2	6,098,297	2
331	Textbooks	2,950,884	3	2,998,087	3
333	Total Loss or Destruction of Motor Vehicle within 120 Days of Tax Payment	444,584	2	483,261	2
334	Trade-in Value of Boats	---	5	---	5
335	Trade-In Value of Private Passenger Automobiles	8,916,324	3	9,563,213	3
337	Transfers or Sales Made to Immediate Family Members	---	5	---	5

Page Number	Item	TY 2010 Forgone Revenue	Reliability Level	TY 2011 Forgone Revenue	Reliability Level
338	Transfers or Sales Related to Business Dissolution or Partial Liquidation	---	5	---	5
340	Transportation Charges of Motor Carriers to Haul Goods	---	5	---	5
341	Vehicles Purchased by Non-Resident Military Personnel Subject to Sales Tax Elsewhere	---	5	---	5
342	Water for Residential Use	$ 10,260,719	2	$ 10,238,105	2
344	Wine and Spirits *(New)*	*n/a*		*n/a*	
344	Youth Activities Equipment Sold for $20 or less by Nonprofit Organizations	---	5	---	5
	Total Exemptions	***$1,094,504,478***	***3.4***	***$1,137,780,390***	***3.4***
	Total Sales and Use Tax	***$1,094,504,478***	***3.4***	***$1,137,780,390***	***3.4***
	TOTAL TAX EXPENDTURES	***$1,922,194,265***	***2.7***	***$1,732,004,491***	***2.9***

VIII. Detail of Tax Expenditure Items

CREDITS

1. Accommodations under the Americans with Disabilities Act (ADA):

Statutory Reference: Rhode Island General Law Section 44-54-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1997 / 2010

Description: A small business taxpayer that pays for or incurs expenses to provide access to persons with disabilities to comply with federal or state laws is allowed a credit equal to 10.0 percent of the total amount expended against the tax imposed by Rhode Island General Law Chapters 44-11 and 44-13. The credit cannot exceed $1,000 each tax year.

Data Source: Business Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	$0	0
2010 Public Service Corporation Tax	$0	0
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Projected Total	**$0**	**0**
2014 Business Corporations Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Projected Total	**$0**	**0**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2015 Business Corporations Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: Massachusetts and Vermont have similar provisions.

Massachusetts: Massachusetts allows taxpayers to deduct up to $35,000 of the costs of removing architectural or transportation barriers to the handicapped in the year these costs are incurred. The immediate deduction of these expenditures, which would otherwise have to be capitalized and depr
eciated over a longer period, results in a deferral of tax or an interest-free loan.

Massachusetts citation: 26 U.S.C. § 190

Vermont: Vermont's law provides an exemption to eligible expenses incurred by small businesses for the purpose of providing access to persons with disabilities, as provided in Section 44 of the Internal Revenue Code.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5823(a)(5)

2. Adoption (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(L)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2005 / 2010

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. For tax years beginning on or after January 1, 2006 (but before January 1, 2011), a taxpayer entitled to the federal adoption credit is entitled to a credit against the tax imposed under Rhode Island General Law Chapter 44-30 equal to 25.0 percent of the federal credit if the adopted child was under the care, custody, or supervision of the Rhode Island Department of Children, Youth and Families prior to the adoption.

Data Source: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the adoption credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$247,237	93

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Massachusetts adopts the federal exclusion for employer-provided adoption expenses paid. It also has a deduction for adoption fees paid to a registered adoption agency against "earned" income.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 3B(b)(5)

3. Adult and Child Daycare:

Statutory Reference: Rhode Island General Law Section 44-47-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / 1994

Description: A credit is allowed against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-13 (except § 44-13-13), 44-14, 44-17 and 44-30* for 30.0 percent of the total amount expended in the state by a taxpayer (a) "for day care services purchased to provide care for the dependent children or dependent adult family members of the taxpayer's employees or employees of commercial tenants of the taxpayer during the employees' hours of employment;" (b) "in the establishment and/or operation of a day care facility used primarily by the dependent children of the taxpayer's employees or employees of commercial tenants of the taxpayer during the employees' hours of employment;" (c) "in conjunction with one or more other taxpayer for the establishment and/or operation of a day care facility used primarily by the dependent children of the taxpayer's employees or employees of commercial tenants of the taxpayer during the employees' hours of employment;" or (d) "the total amount forgone in rent or lease payments related to the dedication of rental or lease space to child day care services."

The maximum credit allowed is $30,000 and cannot reduce the tax due for any tax year to less than $100. The credit may be carried forward for the next five consecutive tax years, if the credit has been earned under conditions (b), (c) or (d) above, but no carry forward provision is available for credits earned under condition (a).

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Rhode Island Division of Taxation testimony, November 2013 Revenue Estimating Conference.

Personal Income Tax: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the adult and child daycare credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$40,000	5
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$14,299	15
2010 Total	**$54,299**	**20**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Total	**$0**	**0**

Projection Methodology: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Amount of credit is based on the five year moving average value of the credit taken in tax year 2008 through tax year 2012. The amount of taxpayers is assumed to be the same as the last observable value.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$22,980	5
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$22,980**	**5**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	$25,576	5
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$25,576**	**5**
2015 Business Corporations Tax	$25,711	5
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$25,711**	**5**

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Connecticut allows a corporation subject to the corporation business tax to claim a credit for expenditures made as a human capital investment. According to the Connecticut statute, "(5) planning, site preparation, construction, renovation or acquisition of facilities in this state for the purpose of establishing a day care facility in this state to be used primarily by the children of employees who are employed in this state" and "(6) subsidies to employees who are employed in this state for child care to be provided in this state" are expenditures that qualify as human capital investments. The tax credit is equal to 5.0 percent of the amount paid or incurred by the corporation for a human capital investment. A credit cannot exceed the amount of corporation business tax otherwise payable, although unused amounts may be carried forward for up to five succeeding income years.

Connecticut Statute: Conn. Gen. Stat. § 12-217x

Maine: Maine allows a credit to an employer against costs incurred for day care services provided to employees. The credit is equal to the lowest of: (1) $5,000; (2) 20% of the cost of the day care services provided; or (3) $100 for each child of an employee of the taxpayer enrolled in the day care service. The credit doubles in amount if the day care service is considered quality child care service, meeting minimum licensing standards and accredited by the Department of Health and Human Services (DHHS), Office of Child Care and Head Start.

Maine also allows a credit to an employer for long-term care benefits provided to employees. The credit is equal to the lowest of: (1) $5,000; (2) 20% of the cost of the long-term care insurance; or (3) $100 for each employee covered by the employer-provided long-term care insurance program. The credit may not exceed the tax otherwise due. Unused credits may be carried forward up to 15 years.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5217 and 5217-C

4. Adult Education:

Statutory Reference: Rhode Island General Law Section 44-46-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / 1999

Description: An employer is allowed a credit against the tax imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-15, 44-17 and 44-30* for 50.0 percent of the costs incurred solely and directly for non-worksite or worksite-based adult education programs, as specifically defined. The employees for whom the employer claims an adult education tax credit must remain in the employ of the business for a minimum period of 13 consecutive weeks and a minimum of 455 hours of paid employment before an employer is eligible for the credit.

The maximum credit per employee is $300 and the maximum credit per calendar year per employer is $5,000. This credit cannot reduce the business corporations tax to less than $100. The credit is not refundable and any amount of the credit that is not used in the taxable year in which the employer becomes eligible for the credit cannot be carried forward to the following year.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Public Service Corporation, Bank, Bank Deposits and Insurance Companies Taxes*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the adult education credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Bank Deposits Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$430	3
2010 Total	**$430**	**3**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Bank Deposits Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: *Business Corporations, Public Service Corporation, Bank, Bank Deposits and Insurance Companies Taxes*: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Bank Deposits Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Bank Deposits Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$0**	**0**

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2014 Business Corporations Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Bank Deposits Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$0**	**0**
2015 Business Corporations Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Bank Deposits Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: Connecticut allows a corporation subject to the corporation business tax to claim a credit for expenditures made as a human capital investment. According to the Connecticut statute, “(1) job training which occurs in this state for persons who are employed in this state; (2) work education programs in this state including, but not limited to, programs in public high schools and work education-diversified occupations programs in this state;” and “(3) worker training and education for persons who are employed in this state provided by institutions of higher education in this state” are expenditures that qualify as human capital investments. The tax credit is equal to 5.0 percent of the amount paid or incurred by the corporation for a human capital investment. A credit cannot exceed the amount of corporation business tax otherwise payable, although unused amounts may be carried forward for up to five succeeding income years.

Connecticut Statute: Conn. Gen. Stat. § 12-217x

Maine: A taxpayer constituting an “opportunity program participant” or an employer of a qualified employee is allowed an income tax credit for each taxable year. The amount of the credit is dependent on the loan payment made by the opportunity program participant. The credit may not reduce the income tax otherwise due to less than zero. A taxpayer entitled to the credit for any taxable year may carry over and apply to the tax liability for any one or more of the next succeeding 10 years the portion, as reduced from year to year, of any unused credits. More than one taxpayer may claim a credit based on loan payments actually made to a relevant lender or lenders to benefit a single opportunity program participant, but no two taxpayers may claim the credit based on the same payment.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5217-D

Massachusetts: Massachusetts adopts the federal exclusion for qualified educational expenses for undergraduate and graduate education expenses up to the federal annual maximum of $5,250 per calendar year.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

5. Apprenticeship:

Statutory Reference: Rhode Island General Law Section 44-11-41

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / N/A

Description: Any taxpayer who employs a machine tool or metal trade apprentice or plastic process technician apprentice duly enrolled and registered under the terms of a qualified program is eligible for a credit against the tax imposed by Rhode Island General Law Chapter 44-11. The amount of the credit is equal to 50.0 percent of the actual wages paid to each qualifying apprentice or $4,800, whichever is less. The number of apprenticeships for which tax credit is allowed must exceed the average number of apprenticeships begun during the five preceding years.

The credit is not refundable and any amounts not deductible in the taxable year in which the credit is earned may not be carried forward to succeeding tax years.

Data Source: Business Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2011 Business Corporations Tax	$0	0

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: Only Connecticut has a similar provision.

Connecticut: A credit may be applied against the Connecticut corporation business tax by corporations that employ apprentices who are receiving training in the manufacturing, plastics and plastics-related, or construction trades. Wages of pre-apprentices are not eligible for this tax credit.

The tax credit allowed per apprentice in the manufacturing trades and plastics and plastics-related trades shall be the lesser of: (1) $4 per hour multiplied by the total number of hours worked by the apprentice during the first half of a two-year qualifying apprenticeship training program or hours worked by the apprentice during the first three-quarters of a four-year qualifying apprenticeship training program; (2) 50.0 percent of the total wages paid to the apprentice during the first half of a two-year qualifying apprenticeship training program or first three-quarters of a four-year qualifying apprenticeship training program; or (3) $4,800. The tax credit allowed per apprentice in construction trades shall be the lesser of: (1) $2 per hour multiplied by the total number of hours completed by the apprentice during a four-year qualifying apprenticeship training program; (2) 50.0 percent of the total wages paid to the apprentice during a four-year qualifying apprenticeship training program; or (3) $4,000.

Connecticut Statute: Conn. Gen. Stat. § 12-217g

6. Artwork Exhibition:

Statutory Reference: Rhode Island General Law Section 44-30-24

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1986 / N/A

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. An individual is entitled to a tax credit equal to 10.0 percent of each $1,000 of the purchase price of art, up to a maximum purchase price of $10,000 against taxes due under Rhode Island General Law Chapter 44-30. The purchased art must be certified by the Board of Curators (see Rhode Island General Law Chapter 42-97).

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the artwork exhibition credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$174	2

Law Comparison: No similar provisions found in the other New England states.

7. Biotechnology Investment:

Statutory Reference: Rhode Island General Law Section 44-31-1.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2006 / N/A

Description: Any company primarily engaged in commercial biological research and development or manufacturing and sale of biotechnology products or active pharmaceutical ingredients shall be allowed a credit of 10.0 percent of the cost or other basis for federal tax purposes of tangible personal property, excluding vehicles and furniture, and other tangible property with situs in Rhode Island and principally used in the production of biotechnology products after December 31, 2001. This credit can be used against the tax imposed by Rhode Island General Law Chapters 44-11 and 44-30*.

To qualify for the tax credit a company must pay its employees that work a minimum of thirty (30) hours per week within the state, a median annual wage equal to or greater than 125.0 percent of the average annual wage paid by all employers in Rhode Island to employees that work a minimum of thirty (30) hours per week, and the company must provide benefits typical to the biotechnology industry.

Any amount of credit not used in the tax year it was earned may be carried forward for up to 15 succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations and Personal Income Taxes*: No reliable data exists for this expenditure item. Beginning in tax year 2011, the biotechnology investment credit can no longer be used to offset personal income tax liability.

Reliability Index: 5 (This credit is included in the Investment Tax Credit.)

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*
2010 Total	***No estimate possible***	***No estimate possible***
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: *Business Corporations Tax*: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Massachusetts provides for a credit to a biotechnology or medical device manufacturing company that creates 10 or more eligible jobs in the commonwealth during a single calendar year. The credit is equal to a jobs incentive payment of 50.0 percent multiplied by the applicable Massachusetts income tax rate for the salary paid to the persons who perform the newly created eligible jobs.

Massachusetts Statute: Mass. Gen. Laws ch. 62C, § 67D

8. Child and Dependent Care (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(3)(E)(1)(g)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: A taxpayer entitled to the federal child and dependent care credit is entitled to a credit against the Rhode Island personal income tax. In general, if a taxpayer can claim the federal credit for expenses paid for someone to care for a dependent that is under age 13 or to care for a spouse or dependent whom is unable to care for himself/herself, then the taxpayer can claim a credit for the same expenses against the tax imposed under Rhode Island General Law Chapter 44-30. The child and/or dependent care expenses must be paid in order for the taxpayer to work or look for work. The amount of the credit is equal to 25.0 percent of the federal credit that is claimed.

Data Source: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$2,274,777	17,594
2011 Personal Income Tax	$2,380,884	18,062

Projection Methodology: Tax year 2012 projected revenue forgone is based on the five-year moving average of the child and dependent care tax credits from tax years 2007 through 2011 applied to the tax year 2011 revenue forgone. Tax years 2013 through 2015 projected revenue forgone is based on this moving average applied to the prior year estimated amount. The projected number of taxpayers is based on the same methodology.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$2,357,899	17,837
2013 Personal Income Tax	$2,335,136	17,614
2014 Personal Income Tax	$2,312,593	17,395
2015 Personal Income Tax	$2,290,268	17,178

Law Comparison: Maine, Massachusetts and Vermont have similar provisions.

Maine: A resident individual is allowed a credit against the tax otherwise due in the amount of 25.0 percent of the federal tax credit allowable for child and dependent care expenses in the same tax year, except that for tax years beginning in 2003, 2004 and 2005, the applicable percentage is 21.5 percent instead of 25.0 percent.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5218

Massachusetts: Massachusetts' provisions provide for the reduction of taxes of any federal credit allowable on the resident's federal income tax return. Day care paid for or provided by an employer to an employee, the value of which does not exceed the employee's or employee's spouse's "earned" income, and does not exceed the amount of $5,000, is not included in the income of the employee and is deductible by the employer.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6(a)(ii)

Vermont: A taxpayer is entitled to a credit against the tax imposed of 24.0 percent of the child care and dependent care credit allowed against the taxpayer's federal income tax for the taxable year. Vermont also has a second credit for taxpayers with federal AGI under $30,000, if filing individually, or $40,000, if married filing jointly. The credit is equal to 50.0 percent of the federal child and dependent care credit for child and dependent care services procured in Vermont, so long as the facility providing these services has been certified by the Agency of Human Services.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 5822d and 5828c

9. Contributions to Scholarship Organizations:

Statutory Reference: Rhode Island General Law Chapter 44-62-3 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 14

Stated Purpose: "In order to enhance the educational opportunities available to all students in this state, a business entity will be allowed a tax credit…for voluntary cash contribution (sic) made by the business entity to a qualified scholarship."

Year Enacted / Year Amended: 2006 / 2013

Description: Taxpayers that make voluntary cash contributions to certified scholarship organizations are entitled to receive a credit against the tax imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-15, 44-17 or 44-30. The maximum credit allowed a business entity is no greater than $100,000 in any tax year. The total aggregate amount of all tax credits for contributions to scholarship organizations approved by the Division of Taxation in a fiscal year cannot exceed $1.0 million. Effective July 3, 2013 and thereafter, the total aggregate amount of all tax credits for contributions to scholarship organizations approved by the Division of Taxation cannot exceed $1.5 million.

There are two methods by which the tax credit can be earned, a two-year contribution plan and a one-time contribution plan. Under the two-year contribution plan, the taxpayer commits to making the same amount of contribution for two consecutive tax years. In this case, the yearly tax credit earned is equal to 90.0 percent of the total voluntary contribution made by the business entity. Under the one-time contribution plan, the business entity receives a credit equal to 75.0 percent of the total voluntary contribution that is made.

The tax credit must be used in the tax year the contribution was made. The tax credit is not refundable, assignable or transferable and any unused credit may not be carried forward. The tax credit may not reduce the tax below the state minimum tax.

Data Source: *Business Corporations*, *Public Service Corporation*, *Bank*, *Bank Deposits and Insurance Companies Taxes*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Tax Administrator's Office, Rhode Island Division of Taxation.

<u>Reliability Index</u>: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Bank Deposits Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$270,095	52
2010 Total	**$270,095**	**52**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Bank Deposits Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Personal Income Tax	$774,233	84
2011 Total	**$774,233**	**84**

<u>Projection Methodology</u>: For TY 2012, the amount of credit and number of taxpayers held constant with TY 2011. For TY 2013 through TY 2015, an additional $500,000 of credits is added to the TY 2011 figure and the number of taxpayers is labeled “> 84”.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Bank Deposits Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Personal Income Tax	$774,233	84
2012 Projected Total	**$774,233**	**84**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2013 Business Corporations Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Bank Deposits Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Personal Income Tax	$1,274,233	> 84
2013 Projected Total	**$1,274,233**	**> 84**
2014 Business Corporations Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Bank Deposits Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Personal Income Tax	$1,274,233	> 84
2014 Projected Total	**$1,274,233**	**> 84**
2015 Business Corporations Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Bank Deposits Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Personal Income Tax	$1,274,233	> 84
2015 Projected Total	**$1,274,233**	**> 84**

Law Comparison: Only New Hampshire has a similar provision.

New Hampshire: A tax credit is allowed against the business profits tax and/or the business enterprise tax for business organizations and business enterprises that contribute to scholarship organizations which award scholarships to be used by students to defray educational expenses. For each contribution made to a scholarship organization, a business organization or business enterprise may claim a credit equal to 85 percent of the contribution against the business profits tax…or against the business enterprise tax…or apportioned against both provided the total credit granted against both shall not exceed the maximum education tax credit allowed. No business organization or business enterprise shall receive more than 10 percent of the aggregate amount of tax credits permitted.

The aggregate of tax credits issued by the commissioner of the department of revenue administration to all taxpayers claiming the credit shall not exceed $3,400,000 for the first program year and $5,100,000 for the second program year, subject to the provisions of (b).

In subsequent years, the aggregate of tax credits shall not exceed the amount allowed for the prior year, unless adjusted pursuant to (a).

(a) Beginning with the second program year, if the amount of the total donations used for scholarships exceeds 80 percent of the current program year's tax credits allowed, the aggregate of tax credits allowed for the next program year shall increase by 25 percent, subject to the provisions of (b).

(b) In each program year, the increase in the aggregate of tax credits allowed…shall be contingent upon the board of directors of the community development finance authority certifying in writing to the commissioner of the department of revenue administration by the December 1 preceding the program year that the community development finance authority has received $5,000,000 or more in contributions for the state fiscal year or that the authority has received contribution offers sufficient to meet its state fiscal year limit but did not meet its limit for other reasons.

New Hampshire Statute: N.H. Rev. Stat. Ann., Ch. 77-G (effective June 27, 2012)

10. Earned Income (Federal):

Statutory Reference: Rhode Island General Law Sections 44-30-2.6(c)(2)(N)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: A taxpayer entitled to a federal earned income credit is allowed a Rhode Island earned income credit equal to 25.0 percent of the federal earned income credit. In the event the Rhode Island earned income credit allowed exceeds the amount of Rhode Island income tax, a refundable earned income credit is allowed. Refundable earned income credit means 15.0 percent of the amount by which the Rhode Island earned income credit exceeds the Rhode Island income tax.

In general, a taxpayer can claim the federal credit if he/she is employed and meets certain income criteria and rules including those having to do with children living in the home. The American Recovery and Reinvestment Act of 2009 increased the federal earned income tax credit from 40.0 to 45.0 percent of the first $12,570 in earned income for taxpayers with three or more eligible dependents.

Data Source: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$10,511,948	78,690
2011 Personal Income Tax	$9,895,368	82,690

Projection Methodology: Tax year 2012 projected revenue forgone is based on the five-year moving average of the earned income (federal) tax credits from tax years 2007 through 2011 applied to the tax year 2011 revenue forgone. Tax years 2013 through 2015 projected revenue forgone is based on this moving average applied to the prior year estimated amount. The projected number of taxpayers is based on the same methodology.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$10,311,185	85,787
2013 Personal Income Tax	$10,744,796	89,001
2014 Personal Income Tax	$11,195,974	92,334
2015 Personal Income Tax	$11,666,445	95,793

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Beginning January 1, 2011, Connecticut allows for a refundable earned income tax credit equal to 30.0 percent of the federal earned income tax credit to resident taxpayers who work and earn incomes below certain levels. The credit is reduced to 25.0 percent for the 2013 income year and 27.5 percent for the 2014 income year.

Connecticut Statute: Conn. Gen. Stat. § 12-704e

Maine: A resident individual is allowed an income tax credit in the amount of 5.0 percent of the federal earned income credit for the same taxable year. Effective July 18, 2008, a nonresident individual and a part-year resident is allowed an income tax credit in the amount of 5.0 percent of the federal earned income credit for the same taxable year multiplied by the ratio of the individual's Maine adjusted gross income. The credit may not reduce the Maine income tax to less than zero. For tax years 2009 and 2010, the allowable earned income tax credit is in the amount of 4.0 percent of the federal earned income tax credit for those taxable years.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5219-S

Massachusetts: Massachusetts' provisions include a credit against the taxes imposed if the taxpayer qualified for and claimed the federal earned income credit. The amount of the credit is 15.0 percent of the federal credit received by the taxpayer for the taxable year. If the taxpayer claims and receives other state income tax credit, this credit must be applied last. If the amount of the credit exceeds the taxpayer's liability, the excess is treated as an overpayment, and the taxpayer will be refunded the excess, without interest.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6(h)

Vermont: Vermont's provisions include a credit equal to that provided for federal purposes. In the event that the taxpayer's earnings come from periods of part-year residency, the credit is prorated. For tax years beginning on and after January 1, 2005, the credit is 32.0 percent of the individual's federal earned income tax credit multiplied by the percentage of the individual's earned income earned or received while a Vermont resident to the individual's total earned income. If the credit exceeds the taxpayer's income tax liability for the year, the excess of credits over payments due shall be paid to the taxpayer.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5828b

11. Educational Assistance and Development:

Statutory Reference: Rhode Island General Law Section 44-42-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / N/A

Description: An 8.0 percent credit is allowed against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-13 (except § 44-13-13), 44-14 and 44-17 for contributions in excess of $10,000 made to an institution of higher education in Rhode Island (a) for the establishment or maintenance of a faculty chair, department, or program for scientific research or education; (b) for a work fellowship program that is providing training connected with scientific research or education for the students of the institution; or (c) for tangible personal property contributed for use in an educational, training, or research program for scientific research or education excluding sale discounts and sale-gift or similar arrangements for equipment.

The credit cannot reduce the tax due below $100 in a given tax year. Any amount of credit not used may be carried forward for five succeeding years.

Data Source: Business Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$79,200	1
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Total	**$79,200**	**1**

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$0**	**0**
2014 Business Corporations Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$0**	**0**
2015 Business Corporations Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Connecticut allows a corporation subject to the corporation business tax to claim a credit for expenditures made as a human capital investment. According to the

Connecticut statute, "(4) donations or capital contributions to institutions of higher education in this state for improvements or advancements of technology, including physical plant improvements" are expenditures that qualify as human capital investments. The tax credit is equal to 5.0 percent of the amount paid or incurred by the corporation for a human capital investment. A credit cannot exceed the amount of corporation business tax otherwise payable, although unused amounts can be carried forward for up to five succeeding income years.

Connecticut also has a credit for land donated without any financial consideration or sold at a discounted price to a municipality of the state for educational use. The credit is 50.0 percent of the difference between the fair market value and the amount received for the donated land. Unused credits may be carried forward for 15 years.

Connecticut Statute: Conn. Gen. Stat. §§ 12-217x and 12-217ff

Maine: Maine's provisions include a deduction for contributions to nonprofit educational institutions. Taxpayers who donate capital assets to education institutions may deduct the asset's current value without being taxed on any appreciation in value. An individual's total charitable contribution generally may not exceed 50.0 percent of adjusted gross income; a corporation's total charitable contributions generally may not exceed 10.0 percent of taxable income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(1-D)

Vermont: Vermont has a deduction for donations and gifts that are made to an approved organization, although the applicable deduction amount varies based on the property that is donated. For cash contributions, a deduction is allowed for up to 50.0 percent of the taxpayer's AGI. For property contributions, a deduction can be taken up to 30.0 percent of AGI. Any excess charitable contributions may be carried forward for a total of five years.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811

12. Elderly or Disabled (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(K)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. For tax years beginning on or after January 1, 2001 (but before January 1, 2011), a taxpayer entitled to the federal elderly or disabled credit is entitled to a credit against the Rhode Island personal income tax. In general, an individual who was qualified as elderly and disabled could take a credit equal to 25.0 percent of the amount of credit claimed on their federal personal income tax against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the elderly or disabled (federal) credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$4,329	139

Law Comparison: Maine, Massachusetts and Vermont have similar provisions.

Maine: Individuals who have attained age 65 or who retired on disability before the close of the tax year are allowed a credit equal to 20.0 percent of the federal under the Code, § 22.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5219-A

Massachusetts: Massachusetts' provisions include additional exemption for a taxpayer aged 65 or over against "earned" income of $700 ($1,400 for a married couple filing jointly if both spouses are age 65 or over).

Massachusetts Statute: Mass. Gen. Laws ch. 62, §§ 3B(b)(1)(C) and 3B(b)(2)(C)

Vermont: A taxpayer is entitled to a credit against the tax imposed of 24.0 percent of the credits allowed against the taxpayer's federal income tax for the taxable year, which includes the elderly and permanently totally disabled credit.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5822(d)

13. Employment − Welfare Bonus Program:

Statutory Reference: Rhode Island General Law Section 44-39.1-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / 1986

Description: Any employer participating in the Bonus Program under Rhode Island General Law Chapter 40-6.3 is entitled to apply for the credit. The credit is awarded to employers that hire individuals who had previously received Aid to Families with Dependent Children (AFDC) for 30 consecutive months prior to the law's enactment and employ such individuals for at least 24 consecutive months prior to application for the credit. The credit is equal to

$250 per eligible employee and can be applied against the tax imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-17 and 44-30*.

The credit cannot be applied until all other credits for which the taxpayer is eligible to use have been applied and it cannot reduce the tax due below $100 in a given tax year. The credit is not refundable and any unused credit amounts cannot be carried forward to succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Personal Income Tax Section, Rhode Island Division of Taxation. Beginning in tax year 2011, the employment-welfare bonus program credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$0	0
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$0**	**0**
2014 Business Corporations Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$0**	**0**
2015 Business Corporations Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Any business entity authorized to do business in Connecticut and subject to the corporation business tax may receive a credit for hiring persons who, at the time of hiring, have been receiving benefits from Connecticut's temporary family assistance program for more than nine months and who continue to receive benefits. Qualifying employees must be employed at least 30 hours per week. The credit amount is equal to $125 per qualified employee per full month of employment, with a $1.0 million annual limit for all corporations.

Connecticut Statute: Conn. Gen. Stat. § 12-217y

14. Enterprise Zone Wage:

Statutory Reference: Rhode Island General Law Section 42-64.3-6

Stated Purpose: "The general assembly finds and declares: (1) That there are certain distressed areas in this state which are characterized by substantial and persistent levels of unemployment; blighted areas; obsolete, dilapidated, and abandoned industrial and commercial structures; and, as a consequence, continually shrinking tax bases which threaten their very existence; (2) That the numerous programs undertaken by the Federal Government and the state during the past two (2) decades to stop the deterioration and stimulate economic activity in these urban areas have, in large part, failed; and (3) That it is the public policy of this state to undertake an experimental program to stimulate economic revitalization, promote employment opportunities, and encourage business development and expansion in distressed areas."

Year Enacted / Year Amended: 1982 / 2004

Description: A qualified business located in an enterprise zone is allowed a credit against the tax imposed by Rhode Island General Law Chapters 44-11, 44-13 (except § 44-13-13), 44-14, 44-17 and 44-30*. A business becomes qualified for the credit if the business increases its employment from the prior year by at least 5.0 percent, pays more in total wages and salaries than in the previous year and is certified by the Enterprise Zone Council. The credit is equal to 50.0 percent of the Rhode Island salaries and wages paid to the newly hired workers up to $5,000 if the newly hired worked is a resident of an enterprise zone or $2,500 if the newly hired is not a resident of an enterprise zone.

The newly hired workers' wages and salaries must be reduced by any state or federal assistance received by the business in connection with their employment. The credit is not refundable and credit amounts not used in the tax year that they are earned cannot be carried forward to succeeding tax years

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Rhode Island Division of Taxation testimony, November 2013 Revenue Estimating Conference.

Personal Income Tax: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the enterprise zone wage credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$1,000,000	44
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$296,260	54
2010 Total	**$1,296,260**	**98**
2011 Business Corporations Tax	$370,000	6
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$370,000**	**6**
2012 Business Corporations Tax	$320,000	6
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Total	**$320,000**	**6**

Projection Methodology: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Amount of credit is based on the five year moving average value of the credit taken in tax year 2008 through tax year 2012. The amount of taxpayers is assumed to be the same as the last observable value.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$508,607	6
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$508,607**	**6**
2014 Business Corporations Tax	$546,328	6
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$546,328**	**6**

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2015 Business Corporations Tax	$548,987	6
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$548,987**	**6**

Law Comparison: Connecticut, Maine, Massachusetts and New Hampshire have similar provisions.

Connecticut: The enterprise zone credit applies to any qualifying corporation which meets certain employment levels. The enterprise zone credit is equal to 100.0 percent of the tax liability of the corporation with respect to the first three taxable years of the corporation and 50.0 percent of the tax liability of the corporation with respect to the next seven taxable years of the corporation.

Connecticut allows a credit for manufacturing facilities that meet certain employment criteria that is located in an enterprise zone. The credit ranges from 25.0 percent to 50.0 percent of the tax that is allocable to the facility located in the enterprise zone. A service facility located outside an enterprise zone but within a targeted investment community may also receive a credit based on certain employment criteria. The credit ranges between 15.0 percent and 50.0 percent of the tax that is allocable to the service facility.

Connecticut Statute: Conn. Gen. Stat. §§ 12-217v, 12-217e(a) and 12-217e(b)

Maine: A taxpayer that is a qualified Pine Tree Development Zone business…is allowed a credit in the amount of: (A) 100 percent of the tax that would otherwise be due under Maine corporate and personal income tax law for each of the first 5 tax years beginning with the tax year in which the taxpayer commences its qualified business activity and (B) for a business located in an area which qualifies for Pine Tree Development Zone benefits for 10 years, 50 percent of the tax that would otherwise be due under Maine corporate and personal income tax law for each of the five tax years following the time period in (A).

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5219-W

Massachusetts: Massachusetts' provisions are predicated on the location of the eligible business in a poverty area. The tax incentive is an additional deduction in determining net income of 25.0 percent of the wages paid to individuals working in the facility with the deduction not to exceed $5,000 per individual.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38E

New Hampshire: Effective July 1, 2007, an economic revitalization zone tax credit is allowed against either the business profits tax or the business enterprise tax to encourage the creation of new jobs in areas identified by the Commissioner of Resources and Economic Development as economic revitalization zones. The economic revitalization zone tax credit program replaces the CROP (Community Reinvestment and Opportunity Zone) credit program. The program is prospectively repealed effective July 1, 2015.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 162-N:7

15. Farm to School Income:

Statutory Reference: Rhode Island General Law Section 44-30-27

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2007 / N/A

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. Upon presentation of written certification by a local education agency (LEA), an individual or entity domiciled in the state for the entire tax year was entitled to a credit for the purchase of produce grown in the state which was furnished or used in connection with that individual's or entity's agreement to provide food to the LEA. The tax credit was equal to 5.0 percent of the cost of farm products grown or produced in Rhode Island.

Any amount of credit not used in the taxable year of certification could not be carried over to succeeding tax years. The credit could not be applied until all other credits available to the taxpayer for that taxable year are applied.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the farm to school income credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	0

Law Comparison: Only Vermont has a similar provision.

Vermont: A nonrefundable tax credit is available in the amount of 24.0 percent of the reduction in the taxpayer's federal tax liability due to farm income averaging.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5822(c)(2)

16. General Business (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(K)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. For tax years beginning on or after January 1, 2001 (but before January 1, 2011), a taxpayer entitled to the federal general business credit is entitled to a credit against the tax imposed by Rhode Island General Law Chapter 44-30 equal to 25.0 percent of the amount of credit claimed on their federal personal income.

Data Source: The Division of Taxation is unable to provide data on this credit for resident and non-resident taxpayers for TY 2010. This does not mean that there was no tax expenditure for this credit in TY 2010.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

17. Historic Homeownership Assistance:

Statutory Reference: Rhode Island General Law Section 44-33.1-3

Stated Purpose: “The purpose of this chapter is to encourage maintenance and rehabilitation of residential properties that have historic merit by providing income tax credit for the maintenance or rehabilitation of historic residences.”

Year Enacted / Year Amended: 1989 / 2008

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. A taxpayer who owns and lives in a Rhode Island historical residence can claim a credit against the tax imposed by Rhode Island General Law Chapter 44-30 for up to 20.0 percent of the certified costs of renovation in the year in which the work is completed.

The maximum credit per year is $2,000 and unused amounts of the credit can be carried forward to succeeding tax years. This credit is administered by the Rhode Island Historical Preservation and Heritage Commission.

Data Source: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the historic homeownership assistance credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$209,030	152

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: Connecticut allows a tax credit for the rehabilitation of certain owner-occupied historic homes. The credit is equal to the lesser of 30.0 percent of the projected qualified rehabilitation expenditures or 30.0 percent of the actual rehabilitation expenditures. The owner must incur at least $25,000 of qualified rehabilitation expenses, but the credit cannot exceed $30,000 per dwelling unit. The owner must occupy the home for at least 5 years following the completion of the rehabilitation work and unused credits may be carried forward for 4 years. The aggregate amount of all tax credits cannot exceed $3.0 million in any one fiscal year.

Connecticut also allows a tax credit to individuals, limited liability companies, and non-profit and for-profit corporations for rehabilitation of certified historic structures for mixed-use or affordable housing. The credit is equal to the lesser of 25.0 percent of the projected rehabilitation expenditures or 25.0 percent of the actual qualified rehabilitation expenditures, or 30.0 percent if the project creates qualified affordable housing units. The total credit amount is up to $50 million per three-year cycle, beginning with FY 2009 through FY 2011. The maximum tax credit allowed for any single project shall not exceed $5.0 million for any fiscal three-year period.

Connecticut Statute: Conn. Gen. Stat. §§ 10-416 and 10-416b

Maine: Effective June 30, 2008 and applicable for expenditures incurred after December 31, 2007, taxpayers are allowed an historic rehabilitation credit against the corporate income tax. A credit is allowed in an amount: equal to 25.0 percent of the taxpayer’s certified qualified rehabilitation expenditures for which a tax credit is claimed under Section 47 of the Internal Revenue Code for a certified historic structure located in Maine, or equal to 25.0 percent of the certified qualified rehabilitation expenditures of a taxpayer who incurs not less than $50,000 and up to $250,000 in certified qualified rehabilitation expenditures in the rehabilitation of a certified historic structure located in Maine and who does not claim the federal credit with regard to those expenditures.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5219-BB

Massachusetts: Massachusetts grants an historic rehabilitation tax credit to taxpayers that make substantial rehabilitation of qualified historic structures. A structure is substantially rehabilitated if the qualified rehabilitation expenditures of the building during the 24-month period selected by the taxpayer ending with or within the taxable year exceed 25.0 percent of the taxpayer's adjusted basis in the building. The credit is equal to 20.0 percent of the qualified rehabilitation expenditures on a qualified historic property.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6J(a)

18. Historic Structures:

Statutory Reference: Rhode Island General Law Section 44-33.2-3

Stated Purpose: "The purpose of this chapter is to create economic incentives for the purpose of stimulating the redevelopment and reuse of Rhode Island's historic structures."

Year Enacted / Year Amended: 2001 / 2008

Description: A credit equal to 30.0 percent of the qualified rehabilitation expenditures (QREs) incurred to rehabilitate the historic structure is allowed against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-12, 44-13, 44-14, 44-17 or 44-30 for the redevelopment and reuse of Rhode Island's historic structures. The structure must have been certified as historic by the Rhode Island Historical Preservation and Heritage Commission and placed into service prior to January 1, 2008. The credit processing fee for these projects is 2.25 percent of the QREs. Projects that are in progress as of January 1, 2008 but not yet placed into service are eligible to receive a credit equal to either 27.0 percent of the QREs incurred with a credit processing fee of 5.0 percent of the QREs incurred or 26.0 percent of the QREs incurred with a credit processing fee of 4.0 percent of the QREs incurred or 25.0 percent of the QREs incurred with a credit processing fee of 3.0 of the same.

Historic structures tax credits are transferrable and unused amounts of the credit may be carried forward to a maximum of 10 succeeding tax years. Proceeds from the sale of historic structures tax credits are exempt from Rhode Island taxes.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$1,400,232	12
2010 Franchise Tax	$0	0
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$188,525	1
2010 Insurance Companies Tax	$23,281,331	29
2010 Personal Income Tax	$9,060,590	395
2010 Total	**$33,930,678**	**437**

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2011 Business Corporations Tax	$389,855	4
2011 Franchise Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$6,648,455	12
2011 Personal Income Tax	$3,204,014	235
2011 Total	**$10,242,324**	**251**
2012 Business Corporations Tax	$544,000	2
2012 Franchise Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$5,094,709	1
2012 Insurance Companies Tax	$4,282,057	8
2012 Personal Income Tax	$2,634,044	121
2012 Total	**$12,554,810**	**132**
2013 Business Corporations Tax	$141,883	2
2013 Franchise Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$1,145,533	6
2013 Personal Income Tax	$5,318,020	87
2013 Total	**$6,605,436**	**95**

Projection Methodology: The projection for CY 2014 and CY 2015 historic structures tax credits is based on estimates prepared by the Office of Revenue Analysis for the November 2013 Revenue Estimating Conference for FY 2014, FY 2015 and FY 2016 for only those projects that qualify under Rhode Island General Law Chapter 44-33.2. The allocation of the total amount of historic tax credits to CY 2014 and CY 2015 was executed by taking the five year average percentage of the total historic tax credits issued between July and December and January and June and multiplying these percentages by the Office of Revenue Analysis estimates for FY 2014, FY 2015 and FY 2016 for the included projects. For CY 2014, the five year average percentage of the total amount of historic tax credits for the January to June period was multiplied against the estimated FY 2014 total amount of historic structures tax credits redeemed for the included projects and the five year average percentage of the total amount of historic tax credits for the July to December was multiplied against the estimated FY 2015 total amount of historic structures tax credits redeemed for the included projects. A similar method was used for CY 2015 and fiscal years 2015 and 2016. The amount of historic structures tax credits allocated to each tax type is based on the particular tax type's five year average percentage of total historic structures tax credits redeemed. For personal income tax the percentage is 53.8 percent; for business corporations tax the percentage is 2.7 percent; for bank (financial institutions) tax the percentage is 6.1 percent; and for insurance companies gross premiums tax the percentage is 37.4 percent. No company has ever used an historic tax credit against the tax owed under the franchise tax or the public service corporation tax.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	$352,777	*Unknown*
2014 Franchise Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$797,971	*Unknown*
2014 Insurance Companies Tax	$4,934,858	*Unknown*
2014 Personal Income Tax	$7,042,875	*Unknown*
2014 Projected Total	**$13,128,481**	***Unknown***
2015 Business Corporations Tax	$435,040	*Unknown*
2015 Franchise Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$977,693	*Unknown*
2015 Insurance Companies Tax	$4,989,096	*Unknown*
2015 Personal Income Tax	$9,124,250	*Unknown*
2015 Projected Total	**$15,526,078**	***Unknown***

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: A tax credit is available to individuals, limited liability companies, non-profit and for-profit corporations or other business entities for expenses associated with rehabilitating certain historic properties for residential use. The credit is equal to the lesser of 25.0 percent of the projected qualified rehabilitation expenditures or 25.0 percent of the actual rehabilitation expenditures, not exceeding $2.7 million. The annual limit for all taxpayers is $15 million. Unused credits may be carried forward for 5 years.

Connecticut Statute: Conn. Gen. Stat. § 10-416a

Maine: After December 31, 2007, taxpayers are allowed historic rehabilitation credits for the certified qualified rehabilitation expenditures incurred. A "substantial rehabilitation credit" is allowed against the income tax in an amount equal to 25.0 percent of the taxpayer's certified qualified rehabilitation expenditures for which a tax credit is claimed under the Internal Revenue Code Section 47 for a certified historic structure located in Maine. The credit allowed is increased to 30.0 percent of certified qualified rehabilitation expenditures for a certified affordable housing project.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5219-BB

Massachusetts: Massachusetts' provisions include a 20.0 percent credit of qualified rehabilitation expenditures incurred in the rehabilitation of a certified historic structure. The credit is not refundable. The Commissioner of the Department of Revenue in consultation with the Massachusetts Historical Commission will authorize annually for the 12 years beginning January 1, 2006 and ending December 31, 2017 an aggregate amount of available historic structures credits not to exceed $50 million per year.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6J

Vermont: Under the Vermont Downtown and Village Center Tax Credit program, a qualified applicant of a qualified historic rehabilitation project may claim against his or her individual income tax liability a credit of 10.0 percent of the qualified rehabilitation expenditures as defined under Section 47(c) of the Internal Revenue Code and properly chargeable to the federally certified rehabilitation. To qualify for this tax credit, expenditures for the qualified project must exceed $5,000.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5930cc(a)

18. Historic Preservation:

Statutory Reference: Rhode Island General Law Chapter 44-33.6-3

Stated Purpose: "The purpose of this chapter is to create economic incentives for the purpose of stimulating the redevelopment and reuse of Rhode Island's historic structures, as well as to generate the positive economic and employment activities that will result from such redevelopment and reuse."

Year Enacted / Year Amended: 2013 / N/A

Description: A taxpayer that incurs qualified rehabilitation expenditures for the substantial rehabilitation of a certified historic structure, provided the taxpayer is not a social club, is entitled to a credit against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-12, 44-13, 44-14, 44-17 or 44-30. The credit is equal to 20.0 percent of the qualified rehabilitation expenditures for any certified historic structure or 25.0 percent of the qualified rehabilitation expenditures, provided that either (i) at least 25.0 percent of the total rentable area of the certified historic structure is available for a trade or business or (ii) the entire rentable area located on the first floor of the certified historic structure is available for a trade or business.

Tax credits are allowed for the tax year in which the structure or an identifiable portion of the structure is placed into service. The maximum credit cannot exceed $5.0 million for all phases of any certified rehabilitation project and the total credits authorized cannot exceed the sum of the estimated credits available in the historic preservation tax credit trust fund.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2013 Business Corporations Tax	*	*
2013 Franchise Tax	*	*
2013 Public Service Corporation Tax	*	*
2013 Bank Tax	*	*
2013 Insurance Companies Tax	*	*
2013 Personal Income Tax	*	*
2013 Total	*****	*****
** Figures are included in the amounts for Historic Structures in 17. above*		

Projection Methodology: The projection for CY 2014 and CY 2015 historic preservation tax credits is based on estimates prepared by the Office of Revenue Analysis for the November 2013 Revenue Estimating Conference for FY 2014, FY 2015 and FY 2016 for only those projects that qualify under Rhode Island General Law Chapter 44-33.6. The allocation of the total amount of historic preservation tax credits to CY 2014 and CY 2015 was executed by taking the five year average percentage of the total historic structures tax credits issued between July and December and January and June and multiplying these percentages by the Office of Revenue Analysis estimates for FY 2014, FY 2015 and FY 2016 for the new projects. For CY 2014, the five year average percentage of the total amount of historic tax credits for the January to June period was multiplied against the estimated FY 2014 total amount of historic preservation tax credits redeemed for the included projects and the five year average percentage of the total amount of historic structures tax credits for the July to December was multiplied against the estimated FY 2015 total amount of historic preservation tax credits redeemed for the included projects. A similar method was used for CY 2015 and fiscal years 2015 and 2016. The amount of historic preservation tax credits allocated to each tax type is based on the particular tax type's five year average percentage of total historic structures tax credits redeemed. For personal income tax the percentage is 53.8 percent; for business corporations tax the percentage is 2.7 percent; for bank (financial institutions) tax the percentage is 6.1 percent; and for insurance companies gross premiums tax the percentage is 37.4 percent. No company has ever used an historic preservation tax credit against the tax owed under the franchise tax or the public service corporation tax.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	$10,932	*Unknown*
2014 Franchise Tax	$0	*Unknown*
2014 Public Service Corporation Tax	$0	*Unknown*
2014 Bank Tax	$24,491	*Unknown*
2014 Insurance Companies Tax	$111,955	*Unknown*
2014 Personal Income Tax	$234,657	*Unknown*
2014 Projected Total	**$382,035**	***Unknown***
2015 Business Corporations Tax	$30,333	*Unknown*
2015 Franchise Tax	$0	*Unknown*
2015 Public Service Corporation Tax	$0	*Unknown*
2015 Bank Tax	$67,413	*Unknown*
2015 Insurance Companies Tax	$217,308	*Unknown*
2015 Personal Income Tax	$688,465	*Unknown*
2015 Projected Total	**$1,003,519**	***Unknown***

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: A tax credit is available to individuals, limited liability companies, non-profit and for-profit corporations or other business entities for expenses associated with rehabilitating certain historic properties for residential use. The credit is equal to the lesser of 25.0 percent of the projected qualified rehabilitation expenditures or 25.0 percent of the actual rehabilitation expenditures, not exceeding $2.7 million. The annual limit for all taxpayers is $15 million. Unused credits may be carried forward for 5 years.

Connecticut Statute: Conn. Gen. Stat. § 10-416a

Maine: After December 31, 2007, taxpayers are allowed historic rehabilitation credits for the certified qualified rehabilitation expenditures incurred. A "substantial rehabilitation credit" is allowed against the income tax in an amount equal to 25.0 percent of the taxpayer's certified qualified rehabilitation expenditures for which a tax credit is claimed under the Internal Revenue Code Section 47 for a certified historic structure located in Maine. The credit allowed is increased to 30.0 percent of certified qualified rehabilitation expenditures for a certified affordable housing project.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5219-BB

Massachusetts: Massachusetts' provisions include a 20.0 percent credit of qualified rehabilitation expenditures incurred in the rehabilitation of a certified historic structure. The credit is not refundable. The Commissioner of the Department of Revenue in consultation with the Massachusetts Historical Commission will authorize annually for the 12 years beginning January 1, 2006 and ending December 31, 2017 an aggregate amount of available historic structures credits not to exceed $50 million per year.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6J

Vermont: Under the Vermont Downtown and Village Center Tax Credit program, a qualified applicant of a qualified historic rehabilitation project may claim against his or her individual income tax liability a credit of 10.0 percent of the qualified rehabilitation expenditures as defined under Section 47(c) of the Internal Revenue Code and properly chargeable to the federally certified rehabilitation. To qualify for this tax credit, expenditures for the qualified project must exceed $5,000.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5930cc(a)

20. Hydroelectric Power:

Statutory Reference: Rhode Island General Law Sections 44-30-22 and 44-30-23

Stated Purpose: "It is the policy of this state to support and foster the development of hydropower generating facilities by the establishment of tax incentives for those owners of existing dams who install hydroelectric power generation equipment."

Year Enacted / Year Amended: 1980 / N/A

Description: A hydroelectric power developer will be allowed a non-refundable state income tax credit in the amount of 10.0 percent of the installation costs of a small hydroelectric power production facility at an existing dam site in Rhode Island. The credit can be used against the taxes imposed by Rhode Island General Law Chapters 44-11 or 44-30*. This credit is limited to $500,000 in costs to develop a small hydroelectric power production facility for a maximum credit of $50,000.

If the allowable amount of the credit exceeds the tax liability of the developer in the taxable year the credit is earned, unused portions of the credit may be carried forward to no more than five succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations Tax*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Personal Income Tax Section, Rhode Island Division of Taxation. Beginning in tax year 2011, the hydroelectric power credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	$0	0
2010 Personal Income Tax	$0	0
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: *Business Corporations Tax*: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$0	0
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

21. Incentives for Innovation and Growth:

Statutory Reference: Rhode Island General Law Sections 44-63-2 and 44-63-3

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2006 / 2011

Description: A tax credit against the tax imposed by Rhode Island General Law Chapters 44-11, 44-12 or 44-30* equal to 50.0 percent of the amount invested in an eligible qualified innovative company is allowed, but in no case shall the amount of the tax credit exceed $100,000. A tax credit certificate may be issued in the name of the eligible company, an executive employee or employees of the company, an investor in the company or any combination thereof.

Only companies with business primarily in those industries or trades identified by the Rhode Island Economic Development Corporation (RIEDC) upon advisory resolution of the Rhode Island Science and Technology Advisory Council as "Innovation Industries" producing traded goods and services can be deemed eligible for the investment. RIEDC can approve no more than $1,000,000 in credits in any two year period.

If the allowable amount of the credit exceeds the tax liability of the investor in the taxable year the credit is earned, unused portions of the credit may be carried forward to no more than three succeeding tax years. No tax credit can be approved by RIEDC after December 31, 2016.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations and Franchise Taxes*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the incentives for innovation and growth credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Franchise Tax	$0	0
2010 Personal Income Tax	$125,033	16
2010 Total	**$125,033**	**16**
2011 Business Corporations Tax	$0	0
2011 Franchise Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: *Business Corporations and Franchise Taxes*: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2012 Franchise Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Franchise Tax	$0	0
2013 Projected Total	**$0**	**0**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	$0	0
2014 Franchise Tax	$0	0
2014 Projected Total	**$0**	**0**
2015 Business Corporations Tax	$0	0
2015 Franchise Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Connecticut allows a credit against personal income tax for a cash investment of not less than $25,000 in the qualified securities of a Connecticut business by an angel investor. The credit shall be in an amount equal to 25.0 percent of such investor's cash investment, provided the total tax credits allowed to any angel investor shall not exceed $250,000. The credit shall be claimed in the taxable year in which such cash investment is made and shall not be transferable. Any unused credit that is claimed by the angel investor may be carried forward for 5 years. A review of the effectiveness of the credit shall be conducted by Connecticut Innovations, Incorporated, by July 1, 2014.

Connecticut Statute: Conn. Gen. Stat. § 12-704d

22. Interest for Loans to Mill Building Owners:

Statutory Reference: Rhode Island General Law Section 42-64.9-9

Stated Purpose: It is the purpose of this chapter to create economic incentives for the purpose of stimulating the redevelopment and reuse of Rhode Island's historic industrial mill structures. (Rhode Island General Law Section 42-64.9-3)

Year Enacted / Year Amended: 2004 / 2005

Description: A tax credit of 10.0 percent of the interest earned and paid on loans made to eligible businesses, solely and exclusively for expenditures made within a certified mill building can be used against the tax imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-17 and 44-30*.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Personal Income Tax Section, Rhode Island Division of Taxation. Beginning in tax year 2011, the interest for loans to mill building owners' credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$0	0
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$0**	**0**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$0**	**0**
2015 Business Corporations Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: No similar provisions found in the other New England states.

23. Investment:

Statutory Reference: Rhode Island General Law Section 44-31-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1974 / 2002

Description: A credit is allowed against the tax imposed by Rhode Island General Law Chapters 44-11, 44-14, 44-17 and 44-30* for the cost of realty and tangible personalty in Rhode Island, which are principally used by the taxpayer in the production of goods by manufacturing, processing or assembling. General manufacturers are provided with a credit of 4.0 percent of the cost or qualified amounts for leased assets of tangible personal property and buildings and structural components of buildings provided that the assets have a useful life of at least four years. A credit equal to 10.0 percent of the cost or qualified amounts for leased assets of tangible personal property, excluding motor vehicles and furniture, provided that the assets have a useful life of at least four years, is granted to manufacturers that are classified in major groups 20 through 39, 50 and 51, 60 through 67, 73, 76, 80 through 82, 87, and 89 in the Standard Industrial Classification manual (SIC Codes). A 10.0 percent credit of the cost or qualified amounts for leased assets of buildings and structural components is also provided to "high performance manufacturers" which are defined as businesses described in major groups 28, 30, 34 to 36 and 38 of the SIC Codes. For leased buildings and structural components, the lease must have a term of at least 20 years. High performance manufacturers must also meet certain wage requirements to qualify. The above noted credit percentages also apply to computers, software, and telecommunications hardware even if these assets have useful lives of less than four years.

The 4.0 percent credit can reduce the tax due to the amount of the corporate minimum tax, currently $500. The 10.0 percent credit can only reduce a tax liability by 50.0 percent unless it has been applied by a high performance manufacturer to the acquisition of buildings by purchase or by a lease of 20 years or more in which case the tax liability can be reduced to the amount of the corporate minimum tax. All of the credits are non-refundable and unused amounts of the credits not used in the taxable year earned can be carried forward to not more than seven succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Bank and Insurance Companies Taxes*: Rhode Island Division of Taxation testimony, November 2013 Revenue Estimating Conference.

Personal Income Tax: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the investment credit can no longer be used to offset personal income tax liability.

The figures below include any amounts attributable to the Biotechnology Investment credit.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$16,580,000	283
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$430,000	1
2010 Personal Income Tax	$1,321,236	337
2010 Total	**$18,331,236**	**621**
2011 Business Corporations Tax	$17,570,000	73
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$190,000	1
2011 Total	**$17,760,000**	**74**
2012 Business Corporations Tax	$21,216,888	75
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$480,000	2
2012 Total	**$21,580,000**	**77**

Projection Methodology: *Business Corporations, Bank and Insurance Companies Taxes*: Amount of credit is based on the five year moving average value of the credit taken in tax year 2008 through tax year 2012. The amount of taxpayers is assumed to be the same as the last observable value.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2013 Business Corporations Tax	$15,718,000	75
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$587,750	2
2013 Projected Total	**$16,305,750**	**77**
2014 Business Corporations Tax	$16,201,600	75
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$529,300	2
2014 Projected Total	**$16,730,900**	**77**
2015 Business Corporations Tax	$17,433,920	75
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$443,410	2
2015 Projected Total	**$17,877,330**	**77**

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut allows a credit against corporation business tax equal to 5.0 percent of the amount paid or incurred by a corporation for any new fixed capital investments. Any credit not used during the income year in which the acquisition was made may be carried forward to the next five succeeding income years.

Connecticut Statute: Conn. Gen. Stat. § 12-217w

Maine: Maine has three credits which are similar. Maine's jobs and investment tax credit is applicable to taxpayers whose property is considered to be qualified investment of at least $5.0 million for the taxable year with a situs in Maine. The taxpayer's records must substantiate that at least 100 new jobs were created in the 24 month period following the date the property was placed in service. The amount of the credit is equal to a former federal credit and is limited to $500,000 or the amount of tax, whichever is less. Maine's seed capital investment credit is eligible to an investment in a business that: a) is located in Maine; b) has gross sales of $3.0 million or less per year; c) is the full-time, professional activity of at least one of the principal owners; and d) is a manufacturer, or a product or service provider with 60.0 percent of sales derived from outside the state or to out-of-state residents, or is engaged in developing or applying advanced technologies, or must bring significant permanent capital to Maine. FAME issues a certificate for up to 40.0 percent of the cash equity they provide to eligible Maine businesses. 25.0 percent of the authorized credit may be used for each tax year. Finally Maine has a high-technology investment tax credit. High-technology activity includes the design, creation, and production of computer software, computer equipment, supporting communications components and other accessories that are directly associated with computer software and equipment. Taxpayers engaged in high-technology activity that purchase and use eligible equipment or that lease eligible equipment from a lessor are generally eligible for a credit equal to the investment credit base for equipment that was placed into service in Maine during the tax year.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5215, 5216(B) and 5219(M)

Massachusetts: Massachusetts provisions include only manufacturers; corporations engaged primarily in research and development; or in agriculture or commercial fishing. The credit is 3.0 percent of the cost or other basis of the property including buildings and leased tangible personalty and has a three year carry forward of unused credit.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 31A

New Hampshire: An investment tax credit equal to 75.0 percent of the contribution made to the Community Development Finance Authority during the contributor's tax year is allowed against the business profits tax, the insurance taxes or the business enterprise tax individually or in combination. The credit or any unused portion of the credit may be carried forward for five succeeding years but may not exceed $1.0 million in any given tax year. Contributors may only take the credit after the contributions are actually received by the authority.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 162-L:10

Vermont: A person, upon obtaining the approval of the Vermont economic progress council may receive a credit against its income taxes imposed by this chapter in an amount equal to five to ten percent of its total investments within the state of Vermont in plants or facilities and machinery and equipment in the applicable tax year, but only if those investments exceed $150,000. For investments made on or after January 1, 2012, Vermont also entitles taxpayers to a credit against the tax imposed of 24.0 percent of the credits allowed against the federal income tax for the taxable year. Such credits include: elderly and permanently totally disabled credit, investment tax credit attributable to the Vermont-property portion of the investment, and child care and dependent care credits.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 5930(g) and 5822(d)

24. Jobs Training:

Statutory Reference: Rhode Island General Law Section 42-64.6-4

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / 1997

Description: A qualified employer is allowed a credit against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-17 and 44-30* of 50.0 percent of the qualifying expenses to provide training and/or retraining to qualifying employees. A qualified employer must be so sanctioned by the Rhode Island Human Resources Investment Council. A qualifying employee is certain individuals employed by the employer in Rhode Island for at least 30 hours per week and earns or will earn immediately upon completion of the training and/or retraining program 150.0 percent of the state minimum wage.

Fifty percent of the credit amount can be used in the taxable year in which the expense is incurred with the balance to be used in the succeeding tax year. The maximum credit per employee is no more than $5,000 in any three-year period.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Rhode Island Division of Taxation testimony, November 2013 Revenue Estimating Conference.

Personal Income Tax: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the jobs training credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$800,000	22
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$127,218	45
2010 Total	**$927,218**	**67**
2011 Business Corporations Tax	$0	0
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**
2012 Business Corporations Tax	$1,330,000	5
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Total	**$1,330,000**	**5**

Projection Methodology: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: Amount of credit is based on the five year moving average value of the credit taken in tax year 2008 through tax year 2012. The amount of taxpayers is assumed to be the same as the last observable value.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$586,000	5
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$586,000**	**5**
2014 Business Corporations Tax	$687,200	5
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$687,200**	**5**
2015 Business Corporations Tax	$680,640	5
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$680,640**	**5**

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Connecticut allows a tax credit equal to 5.0 percent of the amount paid or incurred by a corporation for human capital investments. Expenditures that may qualify as human capital investments include:

- In-state job training for persons employed in the state;
- Work education programs in Connecticut, such as programs in public high schools and work education-diversified occupations programs; and
- Worker training and education for persons employed in Connecticut, provided by Connecticut higher education institutions.

A credit cannot exceed the amount of corporation business tax otherwise payable, although unused amounts can be carried forward for up to five succeeding income years.

Connecticut Statute: Conn. Gen. Stat. § 12-217x

25. Juvenile Restitution:

Statutory Reference: Rhode Island General Law Section 14-1-32.1(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1980 / 1989

Description: An employer of a juvenile hired under the juvenile victim restitution program of the Family Court is entitled to receive a credit of 10.0 percent of the wages paid to the juvenile annually. The credit cannot exceed $3,000 annually and may be taken against the taxes imposed by Rhode Island General Law Chapters 44-11 and 44-30*.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations Tax*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the juvenile restitution credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Personal Income Tax	$0	0
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0

Projection Methodology: *Business Corporations Tax*: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

26. Lead Paint Abatement:

Statutory Reference: Rhode Island General Law Section 44-30.3-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2004 / N/A

Description: A property owner or lessee who resides in Rhode Island is entitled to tax relief for residential lead removal or lead hazard reduction when he or she obtains a Housing Resources Commission regulated certification, obtains a Department of Health regulated lead safe certification and fulfills all requirements, including certain income requirements as provided by this law. The tax relief can be used against the tax imposed by Rhode Island General Law Chapter 44-30.

The tax relief shall be equal to the amount actually paid for the required lead abatement or lead hazard mitigation up to a maximum of $1,500 per dwelling unit for mitigation and up to $5,000 per dwelling unit for abatement. The credit can be earned on a maximum of three dwelling units per claimant. The tax credit is refundable for the amounts of the credit claimed in excess of the taxpayer's liability.

The maximum amount of credits that can be claimed in a given fiscal year is $250,000. Claimants with household incomes of $35,200 or less shall receive priority in receiving tax credit certificates.

Data Source: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$266,360	45
2011 Personal Income Tax	$250,000	54

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$250,000	54
2013 Personal Income Tax	$250,000	54
2014 Personal Income Tax	$250,000	54
2015 Personal Income Tax	$250,000	54

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Massachusetts' provisions allow a credit to an owner of a residence who pays for the containment or abatement of any paint, plaster or other accessible structural materials containing dangerous levels of lead or who pays for the replacement of one or more window units in a dwelling constructed before 1978 in order to bring the dwelling into full compliance with the provisions of Mass. Gen. L. c. 111, Section 197 (concerning materials containing dangerous levels of lead) may claim a credit for the lesser of the cost of the removal, containment or replacement or $1,500 per dwelling.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6(e)

27. Mortgage Interest (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(K)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. For tax years beginning on or after January 1, 2001 (but before January 1, 2011), a taxpayer entitled to the federal mortgage interest credit is entitled to a credit against the Rhode Island personal income tax. The federal credit is for the interest paid or accrued by a taxpayer on the remaining principal of the certified amount of indebtedness. If the credit rate exceeds 20.0 percent for any taxable year the credit amount cannot exceed $2,000. In general, a taxpayer can take a credit equal to 25.0 percent of the amount of credit claimed on their federal personal income tax against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the mortgage interest (federal) credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$22,234	96

Law Comparison: Maine and Vermont have a similar provision.

Maine: Owner-occupants of homes may deduct mortgage interest on their primary and secondary residences as itemized non-business deductions. The mortgage interest deduction is limited to interest on debt no greater than the owner's basis in the residence and is limited to no more than $1.0 million. Maine generally conforms to federal income exclusion and deduction provisions used to calculate federal adjusted gross income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(1-D)

Vermont: Vermont's provisions deduct all interest from a secured debt mortgage presuming the following criteria are met: the taxpayer applying for the deduction is legally liable for the loan and the payment was made on a "qualified residence."

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811

28. Motion Picture Production:

Statutory Reference: Rhode Island General Law Section 44-31.2-5

Stated Purpose: "The primary objective of this chapter is to encourage development in Rhode Island of a strong capital base for motion picture film, videotape, and television program productions, in order to achieve a more independent, self-supporting industry. This objective is divided into immediate and long-term objectives as follows:

1. Immediate objectives are to:
   - i. Attract private investment for the production of motion pictures, videotape productions, and television programs, which contain substantial Rhode Island content as defined herein.
   - ii. Develop a tax infrastructure, which encourages private investment. This infrastructure will provide for state participation in the form of tax credits to encourage investment in state- certified productions.
   - iii. Develop a tax infrastructure utilizing tax credits, which encourage investments in multiple state-certified production projects.
2. Long-term objectives are to:
   - i. Encourage increased employment opportunities within this sector and increased competition with other states in fully developing economic development options within the film and video industry.
   - ii. Encourage new education curricula in order to provide a labor force trained in all aspects of film production."

Year Enacted / Year Amended: 2005 / 2012

Description: A 25.0 percent tax credit based on the amount of state-certified production costs directly attributable to activities within the state may be awarded to a motion picture production company; provided that the primary locations are within the state. The credit can be used against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-14, 44-17 and 44-30. To qualify, the minimum total production budget must be at least $100,000 and the maximum credit allowed is $5.0 million per production. The credit can be transferred or sold to another Rhode Island taxpayer and unused amounts of the credit can be carried forward for not more than three succeeding tax years.

No more than $15.0 million in total credits may be issued for any tax year for motion picture production tax credits and/or musical and theatrical production tax credits. No specific amount shall be set aside for either type of production. No credits will be issued on or after July 1, 2019.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	$34,900	1
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$1,661,033	3
2010 Personal Income Tax	$856,539	54
2010 Total	**$2,552,472**	**58**
2011 Business Corporations Tax	$902,095	5
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$1,999,984	3
2011 Personal Income Tax	$1,925,661	35
2011 Total	**$4,827,740**	**43**
2012 Business Corporations Tax	$415,197	2
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$1,874,355	1
2012 Personal Income Tax	$335,625	11
2012 Total	**$2,625,177**	**14**

Projection Methodology: The projection for CY 2013, CY 2014 and CY 2015 motion picture production tax credits is based on estimates prepared by the Office of Revenue Analysis for the November 2013 Revenue Estimating Conference for FY 2013, FY 2014, FY 2015 and FY 2016 for motion picture production projects that qualify under Rhode Island General Law Chapter 44-31.2. The allocation of the total amount of motion picture production tax credits to CY 2013, CY 2014 and CY 2015 was executed using the percentages derived for the allocation of historic structures tax credits and the Office of Revenue Analysis applying these percentages to the estimates for FY 2013, FY 2014, FY 2015 and FY 2016 for the included motion picture productions. For CY 2013, the five year average percentage for the January to June period was multiplied against the estimated FY 2013 total amount of motion picture production tax credits and the five year average percentage for the July to December period was multiplied against the estimated FY 2014 total amount of motion picture production tax credits. A similar method was used for CY 2014 and CY 2015 and fiscal years 2014, 2015 and 2016. The amount of motion picture production tax credits allocated to each tax type is based on the particular tax type's three year average percentage of total motion picture production tax credits redeemed. For personal income tax the percentage is 40.5 percent; for business corporations tax the percentage is 13.7 percent; for bank (financial institutions) tax the percentage is less than 1.0 percent; and for insurance companies gross premiums tax the percentage is 46.0 percent. No company has ever used a motion picture production tax credit against the tax owed under the franchise tax or the public service corporation tax.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$847,764	*Unknown*
2013 Bank Tax	$511	*Unknown*
2013 Insurance Companies Tax	$1,858,533	*Unknown*
2013 Personal Income Tax	$1,849,374	*Unknown*
2013 Projected Total	**$4,556,182**	***Unknown***
2014 Business Corporations Tax	$993,919	*Unknown*
2014 Bank Tax	$1,498	*Unknown*
2014 Insurance Companies Tax	$2,374,279	*Unknown*
2014 Personal Income Tax	$3,160,678	*Unknown*
2014 Projected Total	**$6,530,374**	***Unknown***
2015 Business Corporations Tax	$1,510,245	*Unknown*
2015 Bank Tax	$2,290	*Unknown*
2015 Insurance Companies Tax	$4,428,302	*Unknown*
2015 Personal Income Tax	$4,599,898	*Unknown*
2015 Projected Total	**$10,540,735**	***Unknown***

<u>Law Comparison</u>: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

<u>Connecticut</u>: Connecticut has imposed a two-year moratorium on the motion picture tax credit for fiscal years 2014 and 2015. However, under the prior provision for income years commencing on or after January 1, 2010, production companies incurring production expenses or costs between $100,000 and $500,000 may be eligible for a credit equal to 10.0

percent of production expenses or costs, between $500,000 and $1.0 million may be eligible for a credit equal to 15.0 percent of production expenses or costs, and more than $1.0 million may be eligible for a credit equal to 30.0 percent of production expenses or costs. To qualify for the credit, production companies must conduct at least 50.0 percent of the principal photography days within the state, or expend at least 50.0 percent of post-production costs within the state, or expend at least $1.0 million of post-production costs within the state. No expenses or costs incurred outside the state and used within the state shall be eligible for the credit. An entity may not transfer more than 50.0 percent of a credit allowed for the income year commencing between January 1, 2011 and December 31, 2011 in any one income year, and thereafter, an entity may not transfer more than 25.0 percent of a in any one income year. No credit may be sold, assigned or otherwise transferred, in whole or in part, more than three times.

Connecticut Statute: Conn. Gen. Stat. § 12-217jj

Maine: Effective March 29, 2006, a visual media production company is allowed a nonrefundable income tax credit in an amount equal to 5.0 percent of the visual media production expenses if such expenses are $75,000 or greater. A visual media production company certified by the Department of Economic and Community Development is allowed a reimbursement equal to 12.0 percent of certified production wages paid to employees who are residents of Maine and 10.0 percent of certified production wages paid to other employees.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5219-Y and 6902(1)

Massachusetts: Effective for taxable years beginning on or after January 1, 2007, and before January 1, 2023, a taxpayer whose production expenses exceed 50.0 percent of the total production expenses for a motion picture or who shoot at least 50.0 percent of the total principal photography days of the film in Massachusetts is entitled to an additional credit equal to 25.0 percent of all Massachusetts production expenses, excluding the payroll expenses used to claim the total aggregate payroll credit. The entire salary paid to a high salary employee that is equal to or greater than $1 million may be used to calculate the production expense credit including the portion of the salary that is less than $1 million provided that such salary is excluded from the payroll credit, for which it does not qualify. They are also allowed a credit equal to 25.0 percent of the total aggregate payroll paid by a motion picture production company that constitutes Massachusetts source income. These tax credits are refundable at 90.0 percent and may be carried forward to any of the five subsequent taxable years.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6(1)

Vermont: Nonresidents can take a credit on income they receive for a dramatic performance in a commercial film production during that tax year. This credit is in the amount by which the Vermont tax on this income, exclusive of the credit, exceeds the highest personal income tax rate in the taxpayers' home state, multiplied by the Vermont commercial film production income. This credit is repealed for tax years beginning after January 1, 2013.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5826

29. **Motor Carrier Fuel Use Taxes Paid to Rhode Island:**

Statutory Reference: Rhode Island General Law Section 31-36.1-15

Stated Purpose: "The purpose of this chapter is to assure the payment of tax on fuel consumed by motor carriers in propelling qualified motor vehicles on the public highways in Rhode Island."

Year Enacted / Year Amended: 1981 / 2006

Description: All motor carriers are entitled to a credit against the tax imposed by Rhode Island General Law Chapter 31-36 on all motor fuel purchased within the state but used outside of the state for its operations, provided that the tax imposed by the laws of the State of Rhode Island has been paid by the motor carrier on said fuel. The credit is equal to the tax rate per gallon of motor fuel in effect when the fuel was purchased.

The tax credit is refundable to the extent that the credit exceeds the amount of the motor fuel tax for which the motor carrier is liable.

Data Source: Excise Tax Section, Rhode Island Division of Taxation. The number of taxpayers is the number of licensed IFTA (International Fuel Tax Agreement) carriers in Rhode Island.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Motor Carrier Fuel Use Tax	$3,580,586	875
2011 Motor Carrier Fuel Use Tax	$3,473,116	874

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Motor Carrier Fuel Use Tax	$3,473,116	874
2013 Motor Carrier Fuel Use Tax	$3,473,116	874
2014 Motor Carrier Fuel Use Tax	$3,473,116	874
2015 Motor Carrier Fuel Use Tax	$3,473,116	874

Law Comparison: All of the five New England states are also signatories of the International Fuel Tax Agreement and, therefore, all have similar provisions.

30. **Musical and Theatrical Production:**

Statutory Reference: Rhode Island General Law Section 44-31.3-2

Stated Purpose: "The purpose of this chapter is to create economic incentives for the purpose of stimulating the local economy and reducing unemployment in Rhode Island."

Year Enacted / Year Amended: 2012 / N/A

Description: This credit is equal to 25.0 percent of the "production and performance expenditures" and "transportation expenditures" directly attributable to activities in the state for a live stage production in a "qualified production facility." The credit is allowed against the taxes imposed by Rhode Island General Law Chapters 44-11, 44-12, 44-13, 44-14, 44-17 and 44-30. To qualify, the minimum production budget must be $100,000 and the maximum credit allowed is $5.0 million per production.

"Production and performance expenditures" include expenditures incurred in the state including, but not limited to, expenditures for design, construction and operation, including sets, special and visual effects, costumes, wardrobes, make-up, accessories, costs associated with sound, lighting, staging, payroll, transportation expenditures, advertising and public relations expenditures, facility expenses, rentals, per diems, accommodations and other related costs. "Transportation expenditures" include expenditures for the packaging, crating, and transportation both to the state for use in a qualified theater production of sets, costumes, or other tangible property constructed or manufactured out of state, and/or from the state after use in a qualified theater production of sets, costumes, or other tangible property constructed or manufactured in this state and the transportation of the cast and crew to and from the state. "Qualified production facility" means a facility located in the state in which live theatrical productions are, or are intended to be, exclusively presented that contains at least one stage, a seating capacity of 1,500 or more seats, and dressing rooms, storage areas, and other ancillary amenities necessary for the accredited theater production.

No more than $15.0 million may be issued for any tax year for the total combined motion picture tax credits and musical and theatrical production tax credits. No credits will be issued on or after July 1, 2019.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation.

Reliability Index: 1

Projection Methodology: *Business Corporations, Franchise, Public Service Corporation, Bank, Insurance Companies and Personal Income Taxes*: The projection for CY 2014 and CY 2015 musical and theatrical production tax credits is based on estimates prepared by the Office of Revenue Analysis for the November 2013 Revenue Estimating Conference for FY

2014, FY 2015 and FY 2016 for motion picture production projects, including musical and theatrical productions, that qualify under Rhode Island General Law Chapter 44-31.3. The allocation of the total amount of musical and theatrical production tax credits to CY 2014 and CY 2015 was executed by using the percentages derived for the allocation of historic structures tax credits and the Office of Revenue Analysis applying these percentages to the estimates for FY 2014, FY 2015 and FY 2016 for the included musical and theatrical productions. For CY 2014, the five year average percentage for the January to June period was multiplied against the estimated FY 2014 total amount of musical and theatrical production tax credits and the five year average percentage for the July to December period was multiplied against the estimated FY 2015 total amount of musical and theatrical production tax credits. A similar method was used for CY 2015 and fiscal years 2015 and 2016. To date, only one musical and theatrical production tax credit has been issued. The Office of Revenue Analysis assumed that all of this credit would be redeemed against the personal income tax based on the three year average percentage of total motion picture production tax credits redeemed.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	$0	0
2014 Franchise Tax	$0	0
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Personal Income Tax	$58,689	1
2014 Projected Total	**$58,669**	**1**
2015 Business Corporations Tax	$0	0
2015 Franchise Tax	$0	0
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Personal Income Tax	$115,534	1
2015 Projected Total	**$115,534**	**1**

Law Comparison: No similar provisions found in the other New England states.

31. Non-Resident Trust Beneficiary for Accumulating Distribution:

Statutory Reference: Rhode Island General Law Section 44-30-37

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / N/A

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. A non-resident beneficiary of a trust is allowed a credit against the tax otherwise due under Rhode Island General Law Chapter 44-30 when Rhode Island income includes all or part of an accumulation distribution by the trust on which the trust has paid the Rhode Island tax.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the non-resident trust beneficiary for accumulating distribution credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	0

Law Comparison: Maine and Massachusetts have a similar provision.

Maine: A beneficiary of a trust whose adjusted gross income includes all or part of an accumulation distribution by that trust, as defined in the Internal Revenue Code Section 665, or its equivalent, shall be allowed a credit against the tax otherwise due under this Part for all or a proportionate part of any tax paid by the trust.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5214-A

Massachusetts: A trustee or other fiduciary having control of the payment to a nonresident of the Commonwealth shall reduce the amount of taxable income.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 10

32. Prior Year Minimum Tax (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(K)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. For tax years beginning on or after January 1, 2001 (but before January 1, 2011), a taxpayer entitled to the federal prior year minimum tax credit is entitled to a credit against the Rhode Island personal income tax. The federal credit is for taxpayers that paid the alternative minimum tax in prior tax years. In general, a taxpayer can take a credit equal to 25.0 percent of the amount of credit claimed on their federal personal income tax against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: The Division of Taxation is unable to provide data on this credit for resident and non-resident taxpayers for TY 2010. This does not mean that there was no tax expenditure for this credit in TY 2010.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

33. Property Tax Relief:

Statutory Reference: Rhode Island General Law Section 44-33-5

Stated Purpose: "The purpose of this chapter is to provide relief, through a system of tax credits and refunds and appropriations from the general fund, to elderly and/or disabled persons who own or rent their homes."

Year Enacted / Year Amended: 1977 / 2006

Description: Rhode Island full-year residents with total annual household income of $30,000 or less are entitled to a credit against the tax imposed by Rhode Island General Law Chapter 44-30 equal to the amount by which the property taxes accrued or rent constituting property taxes accrued upon the claimant's homestead for the taxable year exceeds a certain percentage of the claimant's total household income for that taxable year, which percentage is based upon income level and household size. The credit is computed based on the following table:

Income Range	1 Person	2 or More Persons
Less than $6,000	3.0 %	3.0 %
$6,001 to $9,000	4.0 %	4.0 %
$9,001 to $12,000	5.0 %	5.0 %
$12,001 to $15,000	6.0 %	6.0 %
$15,001 to $30,000	6.0 %	6.0 %

The maximum credit allowed is $300 per household per year. The credit is refundable up to the maximum amount of credit in any given tax year.

Data Source: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$14,331,123	52,517
2011 Personal Income Tax	$12,423,123	45,723

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$12,423,123	45,723
2013 Personal Income Tax	$12,423,123	45,723
2014 Personal Income Tax	$12,423,123	45,723
2015 Personal Income Tax	$12,423,123	45,723

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: For income year 2011 and thereafter, Connecticut decreased the credit allowed for property taxes paid on the taxpayer's primary residence or motor vehicle from $500 to $300, and phased out the credit at a steeper rate than under the prior law.

Connecticut Statute: Conn. Gen. Stat. § 12-704c

Maine: Maine's provisions include renters and owners and are limited to residents who occupied a homestead in Maine for the entire calendar year. For an "elderly household," a resident claimant 62 or older, the rent constituting property tax paid is 25.0 percent and for non-elderly households, it is 20.0 percent. The maximum benefits are based on household income and number of persons in the household. The value of the refund granted ranges from $400 for homeowners and renters living alone to $2,000 for homeowners and renters of all ages.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 6201

Massachusetts: Massachusetts' provisions include a credit available only to certain taxpayers 65 and older and if the taxpayer's total income does not exceed $51,000 for a single individual who is not the head of household. $64,000 for a head of household, and $77,000 for a husband and wife filing a joint return and the assessed valuation of the residence does not exceed $764,000. The value of the credit that may be granted is $970.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6(k)

Vermont: Vermont's provisions include an adjustment of statewide or local share property tax liability or a homestead owner or renter credit. Homeowners have a two part calculation in determining the adjustment amount: 1) Single Threshold: 2% adjusted to reflect the district's per pupil spending, with higher thresholds for districts with higher spending. 2) Multiple Threshold: 3 brackets and thresholds: Lowest Bracket: 2% for income up to $9,999 Highest Bracket: 5% for income $25,000–$47,000. This includes a minimum benefit based on education taxes on up to $15,000 of house site value. Renters have a Multiple Threshold calculation: 3 brackets and thresholds: Lowest Bracket: 2% for income up to $9,999. Highest Bracket: 5% for income $25,000–$47,000. The maximum benefit a taxpayer may receive is not more than $8,000 related to any one property tax year.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 6066

34. Qualified Electric Vehicle (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(K)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. For tax years beginning on or after January 1, 2001 (but before January 1, 2011), a taxpayer entitled to the federal qualified electric vehicle credit is entitled to a credit against the Rhode Island personal income tax. The federal credit is equal to 10.0 percent of the cost of any qualified electric vehicle acquired by the taxpayer between February 17, 2009 and December 31, 2011 up to a maximum of $2,500. In general, a taxpayer can take a credit equal to 25.0 percent of the amount of credit claimed on their federal personal income tax against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the qualified electric vehicle (federal) credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

35. Qualifying Widow(er):

Statutory Reference: Rhode Island General Law Section 44-30-26

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1993 / N/A

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. A Rhode Island resident who qualifies as a "surviving spouse" under the Internal Revenue Code of the United States, is at least 65 years of age, and has an adjusted gross income (AGI) of less than $25,000 is entitled to a credit against the tax imposed by Rhode Island General Law Chapter 44-30. The credit is equal to 2.0 percent of the taxpayer's AGI up to a maximum of $500. The credit is not refundable and cannot be carried forward to succeeding tax years.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the qualifying widow(er) credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

36. Real or Personal Property Taxed in Another State:

Statutory Reference: Rhode Island General Law Section 44-40-3(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1981 / 1991

Description: To the extent that a tax is imposed on a generation-skipping transfer by Rhode Island General Law Section 44-40-3(a) a reduction in said tax is allowed for any real property located in another state or personal property with taxable situs in another state which requires the payment of a tax for which credit is received against the federal generation-skipping transfer tax. The amount of the reduction is the ratio of the value of the property in the other state to the value of the gross generation-skipping transfer for federal tax purposes.

Data Source: Estate Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Generation Skipping Transfer Tax	$0	0
2011 Generation Skipping Transfer Tax	$0	0

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Generation Skipping Transfer Tax	$0	0
2013 Generation Skipping Transfer Tax	$0	0
2014 Generation Skipping Transfer Tax	$0	0
2015 Generation Skipping Transfer Tax	$0	0

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Real or tangible personal located outside of Connecticut that is subject to generation-skipping transfer taxes by any state or states other than Connecticut for which such federal credit is allowable, the amount of tax due shall be reduced by the lesser of (1) the amount of any such taxes paid to such other state or states and allowed as a credit against the federal generation-skipping transfer tax or (2) an amount computed by multiplying such federal credit by a fraction.

Connecticut Statute: Conn. Gen. Stat. § 12-390b

Maine: Tax not directly connected with a trade or business or with property held for production of rents or royalties may be deducted only as an itemized deduction on Form 1040, Schedule A. These include the following (1) state, local or foreign real property tax; (2) state or local personal property tax; (3) state, local or foreign income, war profits, or excess profit tax; and (4) generation-skipping transfer tax imposed on income distributions.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(1-D)

Vermont: State and local property taxes paid by a taxpayer are deductible, but only if the taxes were based on value alone and imposed on a yearly basis. Additionally, there are other miscellaneous taxes that are deductible, such as generation-skipping transfer tax imposed on income distributions.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811

37. <u>Research and Development Expense</u>:

<u>Statutory Reference</u>: Rhode Island General Law Section 44-32-3

<u>Stated Purpose</u>: No stated purpose given in law.

<u>Year Enacted / Year Amended</u>: 1994 / 1999

<u>Description</u>: A taxpayer is allowed a credit against the tax imposed under Rhode Island General Law Chapters 44-11, 44-17 and 44-30* for the excess, if any, of the qualified research expenses for the taxable year over the base period research expenses, where qualified and base period research expenses are as defined in 26 U.S.C. § 41. The amount of credit is equal to 22.5 percent of expenses for the first $25,000 worth of credit taken and 16.9 percent of expenses for any amount of applicable credit above $25,000.

The credit allowed cannot reduce the tax due for any taxable year by more than 50.0 percent of the tax liability that would be payable and for corporations to no less than the minimum tax as set in Rhode Island General Law Section 44-11-2(e). Unused amounts of the credit earned in a taxable year may be carried forward to not more than seven succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

<u>Data Source</u>: *Business Corporations and Insurance Companies Taxes*: Rhode Island Division of Taxation testimony, November 2013 Revenue Estimating Conference.

Personal Income Tax: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the research and development expense credit can no longer be used to offset personal income tax liability.

<u>Reliability Index</u>: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	$5,128,469	106
2010 Insurance Companies Tax	$430,000	1
2010 Personal Income Tax	$979,353	113
2010 Total	**$6,537,822**	**220**
2011 Business Corporations Tax	$2,495,857	46
2011 Insurance Companies Tax	$160,000	1
2011 Total	**$2,655,857**	**47**

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2012 Business Corporations Tax	$5,077,699	47
2012 Insurance Companies Tax	$0	0
2012 Total	**$5,077,699**	**47**

Projection Methodology: *Business Corporations and Insurance Companies Taxes*: Amount of credit is based on the five year moving average value of the credit taken in tax year 2008 through tax year 2012. The amount of taxpayers is assumed to be the same as the last observable value.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$4,353,540	47
2013 Insurance Companies Tax	$386,000	1
2013 Projected Total	**$4,739,540**	**48**
2014 Business Corporations Tax	$4,542,248	47
2014 Insurance Companies Tax	$317,200	1
2014 Projected Total	**$4,859,448**	**48**
2015 Business Corporations Tax	$4,328,697	47
2015 Insurance Companies Tax	$258,640	1
2015 Projected Total	**$4,587,337**	**48**

Law Comparison: All of the New England states have similar provisions.

Connecticut: A corporation may receive a credit against its corporation business tax equal to 20.0 percent of the amount by which research and experimental expenditures, as defined in Section 174 of the Internal Revenue Code, in the current income year exceed expenditures in the preceding year on expenditures. Unused credits may be carried forward for 15 years.

Connecticut also allows a credit against corporation business taxes for research and development expenditures incurred in the state. The credit increases from 1.0 percent of expenditures up to $50 million to 6.0 percent of expenditures over $200 million. Unused credits may be carried forward until fully taken.

Companies with less than $70 million in gross sales that cannot take either research and development credit because they do not have a tax liability, are permitted to sell unused credits back to the state at 65.0 percent of their value. The maximum annual refund is $1.5 million per company.

Connecticut Statute: Conn. Gen. Stat. §§ 12-217j, 12-217n and 12-217ee

Maine: Maine's provisions include a credit of 5.0 percent of the excess, if any, of the qualified research expenses for the tax year over the base amount, the average spent on research expenses over the last 3 years, and 7.5 percent of the basic research payments. The credit is limited to 100.0 percent of the corporation's first $25,000 of tax and 75.0 percent of the tax in excess of $25,000 and has a 15 year carryover. A taxpayer that qualifies for the research expense tax credit is also allowed an additional credit against the tax due under this Part equal to the excess, if any, of qualified research expenses for the taxable year over the super credit base amount. A "super credit base amount" means the average amount spent on qualified research expenses by the taxpayer in the 3 taxable years immediately preceding the effective date of this section, increased by 50%.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5219-K and 5219-L

Massachusetts: A credit is allowed for domestic or foreign corporations against its excise tax equal to the sum of 10.0 percent of the excess, if any, of the qualified research expenses for the taxable year over the basic amount; and 15.0 percent of the basic research payments determined under Section 41(e)(1)(A) of the Federal Revenue Code. Effective January 1, 2009, the distinction between domestic and business corporations is eliminated and both are designated as business corporations.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38M

New Hampshire: The maximum credit allowed for all taxpayers is $1.0 million per fiscal year. The credit is based upon 10.0 percent of the excess of the qualified R&D expenses for the taxable year over the base amount. Each taxpayer's share of the credit shall not exceed $50,000 per fiscal year.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:5(XIII)

Vermont: Vermont's provisions allow for a 10.0 percent qualified research and development expense credit upon obtaining approval of the Progress Council. Any taxpayer beginning January 1, 2011 is also eligible for a credit equal to 30.0 percent of the amount of the Federal tax credit allowed in the taxable year for eligible research and development expenditures under Section 41(a) of the Internal Revenue Code and which are made within the state.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 5930d and 5930ii

38. Research and Development Property:

Statutory Reference: Rhode Island General Law Section 44-32-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1994 / 1999

Description: A taxpayer is allowed a credit against the tax imposed under Rhode Island General Law Chapters 44-11, 44-17 and 44-30* for tangible personal property and other tangible property, including buildings and structural components of buildings that is acquired, constructed or reconstructed, or erected after July 1, 1994. The property must be depreciable or a recovery property as determined under 26 U.S.C. § 167 and § 168, have a useful life of at least three years, have a situs in the state, and are used principally for purposes of research and development in the experimental or laboratory sense. The amount of credit is equal to 10.0 percent of the cost or other basis for Federal income tax purposes of the property.

The credit allowed cannot reduce the tax due for corporations to less than the minimum tax as set in Rhode Island General Law Section 44-11-2(e). Unused amounts of the credit earned in a taxable year may be carried forward to not more than seven succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations and Insurance Companies Taxes*: Rhode Island Division of Taxation testimony, November 2013 Revenue Estimating Conference.

Personal Income Tax: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the research and development property credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$1,101,191	7
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$22,883	10
2010 Total	**$1,124,074**	**17**
2011 Business Corporations Tax	$20,000	1
2011 Insurance Companies Tax	$0	0
2011 Total	**$20,000**	**1**
2012 Business Corporations Tax	$1,725	1
2012 Insurance Companies Tax	$0	0
2012 Total	**$1,725**	**1**

Projection Methodology: *Business Corporations and Insurance Companies Taxes*: Amount of credit is based on the five year moving average value of the credit taken in tax year 2008 through tax year 2012. The amount of taxpayers is assumed to be the same as the last observable value.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$378,889	7
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$378,889**	**7**
2014 Business Corporations Tax	$414,667	7
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$414,667**	**7**
2015 Business Corporations Tax	$383,056	7
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$383,056**	**7**

Law Comparison: No similar provisions found in the other New England states.

39. Resident Trust Beneficiary for Accumulating Distribution:

Statutory Reference: Rhode Island General Law Section 44-30-19

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / N/A

Description: As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30. A resident beneficiary of a trust is allowed a credit against the tax otherwise due under Rhode Island General Law Chapter 44-30 when Rhode Island income includes all or part of an accumulation distribution by the trust on which the trust has paid the Rhode Island tax.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation. Beginning in tax year 2011, the resident trust beneficiary for accumulating distribution credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	0

Law Comparison: Maine, Massachusetts and Vermont have similar provisions.

Maine: A beneficiary of a trust whose adjusted gross income includes all or part of an accumulation distribution by that trust, as defined in the Internal Revenue Code Section 665, or its equivalent, shall be allowed a credit against the tax otherwise due under this Part for all or a proportionate part of any tax paid by the trust.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5214-A

Massachusetts: Massachusetts' provisions include that no person shall be taxed for income received from any trustee or other fiduciary which income has itself been taxed under Massachusetts' law.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 10

Vermont: Credit is available to a partner, member, shareholder, or beneficiary required to pay Vermont income tax in the same proportion as the income of the person is distributed to the shareholder, partner, member or beneficiary.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5930i

40. Residential Renewable Energy System:

Statutory Reference: Rhode Island General Law Section 44-57-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2000 / 2009

Description: An eligible person who pays all or part of the cost of an eligible renewable energy system is allowed a credit of 25.0 percent of the cost of the system against the tax imposed by Rhode Island General Law Chapters 44-11 and 44-30*. Eligible renewable energy systems consist of a photovoltaic system, a solar domestic hot water system, an active solar space heating system, a geothermal system or a wind-generating system that is installed in a dwelling.

The computation of the credit is subject to a maximum renewable energy system cost of $15,000 for a photovoltaic system, $7,000 for a solar domestic hot water system, $15,000 for an active solar heating system, $7,000 for a geothermal system and $15,000 for a wind-energy system. Renewable energy systems with cost in excess of these maximums will receive a credit of 25.0 percent of the maximum allowable system cost.

The tax credit cannot lower the claimant's tax liability to below the minimum tax as required by Rhode Island law and unused amounts of the credit cannot be carried forward to succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations Tax*: Tax Administrator's Office, Rhode Island Division of Taxation.

Personal Income Tax: Personal Income Tax Section, Rhode Island Division of Taxation. Beginning in tax year 2011, the residential renewable energy system credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Personal Income Tax	$104,625	62
2010 Total	**$104,625**	**62**
2011 Business Corporations Tax	$0	0
2012 Business Corporations Tax	$0	0

Projection Methodology: *Business Corporations Tax*: Amount of credit and number of taxpayers is held constant with TY 2012.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: Massachusetts and Vermont have similar provisions.

Massachusetts: Massachusetts provides a credit equal to the lesser of 15.0 percent of the net expenditure or $1,000. Massachusetts allows a carry over of any excess amount.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6

Vermont: A taxpayer is entitled to a 100.0 percent credit for the Vermont-property portion of the business solar energy tax credit component of the Federal investment tax credit applied against the taxpayer's Federal tax liability.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5930z

41. Specialized Mill Building Investment:

Statutory Reference: Rhode Island General Law Section 42-64.9-7

Stated Purpose: "It is the purpose of this chapter to create economic incentives for the purpose of stimulating the redevelopment and reuse of Rhode Island's historic industrial mill structures." (Rhode Island General Law Section 42-64.9-3)

Year Enacted / Year Amended: 2004 / N/A

Description: The owner of a certified mill building may be allowed a specialized investment tax credit as set out in Rhode Island General Law Section 44-31-2. A credit of 10.0 percent of the rehabilitation and reconstruction costs of a certified mill building that has been substantially rehabilitated may be taken against the tax imposed by Rhode Island General Law Chapters 44-11, 44-14, 44-17 and 44-30*.

Application of the tax credit cannot reduce the taxpayer's tax liability below the minimum tax required by Rhode Island law. The tax credit not refundable but unused portions of the tax credit may be carried forward no more than seven succeeding tax years.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations, Bank and Insurance Companies Taxes*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Beginning in tax year 2011, the specialized mill building investment credit can no longer be used to offset personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Bank Tax	$0	0
2010 Insurance Companies Tax	$0	0
2010 Personal Income Tax	$0	0
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0
2011 Bank Tax	$0	0
2011 Insurance Companies Tax	$0	0
2011 Total	**$0**	**0**

Projection Methodology: *Business Corporations, Bank and Insurance Companies Taxes*: Amount of credit and number of taxpayers is held constant in TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2012 Bank Tax	$0	0
2012 Insurance Companies Tax	$0	0
2012 Projected Total	**$0**	**0**
2013 Business Corporations Tax	$0	0
2013 Bank Tax	$0	0
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$0**	**0**
2014 Business Corporations Tax	$0	0
2014 Bank Tax	$0	0
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$0**	**0**
2015 Business Corporations Tax	$0	0
2015 Bank Tax	$0	0
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$0**	**0**

Law Comparison: No similar provisions found in the other New England states.

42. Taxes Paid to Other States:

Statutory Reference: Rhode Island General Law Section 44-30-18

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / 1972

Description: A resident shall be allowed a credit against the tax imposed by Rhode Island General Law Chapter 44-30 for the aggregate of net income taxes imposed for the taxable year by other states, including the District of Columbia of the United States, provided that such taxes are imposed irrespective of the residence of the taxpayer. The credit shall not exceed the proportion of the taxpayer's Rhode Island personal income tax that the taxpayer's Rhode Island income derived from the other taxing states bears to his or her entire Rhode Island income for the same taxable year.

Data Source: TY 2010, TY 2011, and TY 2012 Statistics of Personal Income, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$124,489,741	69,801
2011 Personal Income Tax	$140,340,482	72,586
2012 Personal Income Tax	$149,361,327	74,602

Projection Methodology: Amount of credit and number of taxpayers held constant with TY 2012.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Personal Income Tax	$149,361,327	74,602
2014 Personal Income Tax	$149,361,327	74,602
2015 Personal Income Tax	$149,361,327	74,602

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut allows a credit against personal income taxes in the amount of any income tax imposed on any resident or part-year resident for the taxable year by another state.

Connecticut Statute: Conn. Gen. Stat. § 12-704

Maine: Maine's provisions also include the income taxes of any state, political subdivision thereof, the District of Columbia, or any political subdivision of a foreign country, which is analogous to a state of the United States; however, the other taxing jurisdiction must allow a reciprocal reduction of its tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5217-A

Massachusetts: Massachusetts' provisions also include the income taxes of all territories or possessions of the United States [e.g. Guam, Puerto Rico, the US Virgin Islands], as well as, of the Canadian provinces.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6(a)

Vermont: Vermont's provisions also include credit for the income taxes of all territories or possessions of the United States [e.g. Guam, Puerto Rico, U.S. Virgin Islands], the District of Columbia and a limited credit for the income taxes of the Canadian provinces.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5825

43. Wages Paid by Employers in Mill Buildings:

Statutory Reference: Rhode Island General Law Section 42-64.9-8

Stated Purpose: "It is the purpose of this chapter to create economic incentives for the purpose of stimulating the redevelopment and reuse of Rhode Island's historic industrial mill structures." (Rhode Island General Law Sections 42-64.9-2 and 42-64.9-3)

Year Enacted / Year Amended: 2004 / N/A

Description: A taxpayer who owns and operates an eligible business within a certified mill building that has been substantially rehabilitated is allowed a credit against the tax imposed under Rhode Island General Law Chapters 44-11 or 44-30*. The credit is equal to 100.0 percent of the total amount of Rhode Island salaries and wages as are paid to the same employees in excess of the prior calendar year. The maximum credit allowed per taxable year under the provision of the subsection is three thousand dollars ($3,000) per qualified employee.

The credit cannot reduce the tax liability of the taxpayer below the minimum tax required by Rhode Island law. Unused amounts of the credit cannot be carried forward to succeeding tax years. An eligible business that is also located in an enterprise zone can use the credit provided under this section or that provided in Rhode Island General Law Section 42-64.3-6 but not both.

*As of January 1, 2011, this credit is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: *Business Corporations Tax*: Business Tax Section, Rhode Island Division of Taxation.

Personal Income Tax: No reliable data exists for this tax expenditure item. Beginning in tax year 2011, the credit for wages paid by employers in mill buildings can no longer be used to offset personal income tax liability

Reliability Index: *Business Corporations Tax,* 1; *Personal Income Tax,* 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*
2010 Total	**$0**	**0**
2011 Business Corporations Tax	$0	0

Projection Methodology: *Business Corporations Tax*: Amount of credit and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	0
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

DEDUCTIONS

1. Accelerated Amortization for Certain Manufacturers:

Statutory Reference: Rhode Island General Law Section 44-11-11.3

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1994 / N/A

Description: Any taxpayer engaged in manufacturing activities in Rhode Island that has on the average over the five previous years annually produced goods at facilities located in Rhode Island which generate net sales of at least $10.0 million and where on the average at least 80.0 percent of that production has been for eventual sale to a branch of the United States armed services may if it represents that it anticipates the need to reduce its reliance on such sales, elect to amortize the unrecovered basis of all or a portion of its depreciable assets over a 60 month period in equal monthly installments.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Maine and Massachusetts have similar provisions.

Maine: Maine's provisions allow a taxpayer to amortize new business startup expenses such as the cost of legal services, which are normally incurred during initiation. These outlays can be amortized over 180 months even though they are similar to other payments made for non-depreciable intangible assets that are not recoverable until the business is sold. If a taxpayer does not make this election, the expenses must be capitalized.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(1-D)

Massachusetts: Massachusetts' taxpayers may elect to treat certain capital costs of starting a business as deferred expenses and amortize them over five years. Without the election, only costs for particular assets could be recovered through depreciation deductions. The election to amortize these costs allows for a deferral of tax or an interest-free loan.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

2. Alimony Paid (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-12

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for alimony paid "under divorce or separate maintenance decrees or written separation agreements" between the taxpayer and the taxpayer's spouse or former spouse.

Data Source: TY 2010 and TY 2011 Statistics of Income Bulletin, Internal Revenue Service. The federal deduction data is scaled for Rhode Island by using the ratio of total Rhode Island adjusted gross income to total United States adjusted gross income for each tax year. Revenue forgone is determined by multiplying the calculated Rhode Island value of the deduction by an effective tax rate of 2.996 percent for TY 2010 and 2.961 percent for TY 2011. Federal number of taxpayers' data is scaled for Rhode Island by using the ratio of total Rhode Island tax filers to total United States tax filers for each tax year.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$1,129,783	2,376
2011 Personal Income Tax	$1,203,498	2,394

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$1,203,498	2,394
2013 Personal Income Tax	$1,203,498	2,394
2014 Personal Income Tax	$1,203,498	2,394
2015 Personal Income Tax	$1,203,498	2,394

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for alimony paid.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for amounts paid to former spouses for alimony or separate maintenance under court order.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of alimony or separate maintenance payments is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

3. Amortization of Air or Water Pollution Control Facilities:

Statutory Reference: Rhode Island General Law Section 44-30-7

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1974 / 2010

Description: A taxpayer, at his or her election, is allowed to take as a deduction the amortization of the adjusted basis for determining gain of any "treatment facility" over a period of 60 months. The deduction is allowed against the tax imposed by Rhode Island General Law Chapter 44-30. The amortization deduction requires that the federal depreciation or amortization, if any, must be added back before the Rhode Island calculation is made. A treatment facility means "any land, facility, device, building, machinery, or equipment, the construction, reconstruction, erection, installation, or acquisition of which" meets federal and state standards for the control of air or water pollution, has been made primarily to control the pollution of water or air, and is certified as approved by the Director of the Rhode Island Department of Health.

As of January 1, 2011, this deduction is no longer allowed against the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: No reliable data exists for this tax expenditure item. Beginning in tax year 2011, this deduction is no longer available.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Massachusetts' taxpayers may elect to amortize the cost of a certified pollution control facility over a five-year period, allowing for accelerated recovery of these costs. The excess of accelerated recovery over depreciation deductions otherwise allowable results in a deferral of tax or an interest-free loan.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

4. Amortization of Air or Water Pollution Prevention and Treatment Facilities:

Statutory Reference: Rhode Island General Law Section 44-11-11.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1966 / 2000

Description: A taxpayer, at his or her election, is allowed to take as a deduction the amortization of the adjusted basis for determining gain of any "treatment facility" over a period of 60 months. The deduction is allowed against the tax imposed by Rhode Island General Law Chapter 44-11. The amortization deduction requires that the federal depreciation or amortization, if any, must be added back before the Rhode Island calculation is made.

A treatment facility means "any land, facility, device, building, machinery, or equipment, the construction, reconstruction, erection, installation, or acquisition of which" meets federal and state standards for the control of air or water pollution, has been made primarily to control the pollution of water or air and applies only to water and air pollution control facilities that are installed for the treatment of waste waters and air contaminants resulting from industrial processes.

A prevention facility means “any land, facility, device, building, machinery, or equipment the construction, reconstruction, erection, installation, or acquisition of which” meets federal and state standards for the prevention of air or water pollution or contamination, has been made primarily to prevent the pollution or contamination of water or air, and applies only to water and air pollution prevention facilities that are installed for the prevention of waste waters, air contaminants, and hazardous solid wastes resulting from industrial processes.

The treatment or prevention facility must be certified by the Director of the Department of Environmental Management.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Massachusetts’ provisions include a deduction for 100.0 percent of the costs associated with an approved air or industrial treatment facility during the taxable year of the construction, reconstruction, erection or improvement of the facility.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38D(a)

5. **Certain Business Expenses of Reservists, etc. (Federal):**

Statutory Reference: Rhode Island General Law Section 44-30-2.6

<u>Stated Purpose</u>: No stated purpose given in law.

<u>Year Enacted / Year Amended</u>: 2001 / 2010

<u>Description</u>: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for certain business expenses of Armed Forces reservists, qualified performing artists, and fee-basis government officials. These expenses are ordinary and necessary unreimbursed expenses attributable to an individual's job including vehicle expenses, expenses related to travel that is not overnight (parking fees, tolls, transportation by train, bus, etc.) excluding meals and entertainment, expenses related to overnight travel (lodging, airfare, etc.) excluding meals and entertainment, other business expenses, and meals and entertainment.

<u>Data Source</u>: TY 2010 and TY 2011 Statistics of Income Bulletin, Internal Revenue Service. The federal deduction data is scaled for Rhode Island by using the ratio of total Rhode Island adjusted gross income to total United States adjusted gross income for each tax year. Revenue forgone is determined by multiplying the calculated Rhode Island value of the deduction by an effective tax rate of 2.996 percent for TY 2010 and 2.961 percent for TY 2011. Federal number of taxpayers' data is scaled for Rhode Island by using the ratio of total Rhode Island tax filers to total United States tax filers for each tax year.

<u>Reliability Index</u>: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$51,298	524
2011 Personal Income Tax	$58,499	606

<u>Projection Methodology</u>: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$58,499	606
2013 Personal Income Tax	$58,499	606
2014 Personal Income Tax	$58,499	606
2015 Personal Income Tax	$58,499	606

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for certain business expenses of Armed Forces reservists, qualified performance artists, and fee-based government officials.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for certain business expenses of Armed Forces reservists, qualified performing artists, and fee-based government officials as stated on the taxpayer's federal income tax return.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of certain business expenses of Armed Forces reservists, qualified performance artists, and fee-based government officials is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

6. Connecting Fees, Switching and Carrier Access Charges:

Statutory Reference: Rhode Island General Law Section 44-13-1(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 1985

Description: All amounts paid by a corporation subject to the tax imposed under Rhode Island General Law Section 44-13-4(4) to another corporation for connecting fees, switching charges, and carrier access charges shall be deducted from the gross earnings of the paying corporation.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

7. Domestic Production Activities (Federal):

Statutory Reference: Rhode Island General Law Section 44-55-8

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2013

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for qualified domestic production activities. Qualified domestic production activities include manufacturing based in the U.S., selling, leasing or licensing items that have been manufactured in the U.S., selling, leasing, or licensing movies that have been produced in the U.S., construction services in the U.S., architectural and engineering services related to a U.S. based project, and software development, including video games, in the U.S.

Effective for tax years beginning on or after January 1, 2014 any deduction made by a taxpayer for qualified domestic production activities under Section 199 of the Internal Revenue Code shall be added back to the taxpayer's taxable income effectively eliminating this deduction under Rhode Island General Law Section 44-30-2.6.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the total reported amount of the deduction by the aggregate Rhode Island resident effective personal income tax rate. For TY 2010 this rate is 2.765 percent. For TY 2011 this rate is 2.838 percent. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$781,409	1,681
2011 Personal Income Tax	$780,308	1,663

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011. *No deduction is allowed for tax years beginning on or after January 1, 2014.*

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$780,308	1,663
2013 Personal Income Tax	$780,308	1,663
2014 Personal Income Tax	n/a	n/a
2015 Personal Income Tax	n/a	n/a

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for qualified domestic production activities.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for qualified domestic production activities as stated on the taxpayer's federal income tax return.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of qualified domestic production activities is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

8. Educator Expenses (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income allows a qualified educator to deduct unreimbursed expenses incurred for books, supplies, computer equipment, other equipment, and supplementary materials used in a classroom or related to athletics. The maximum allowable deduction is $250.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the reported amount of the deduction by the Rhode Island resident effective personal income tax rate for each reported federal AGI category and then summing the revenue forgone amounts across all federal AGI categories. For TY 2010, these Rhode Island resident effective tax rates range from -0.030 percent for the federal AGI category of $1.00 but under $25,000 to 5.217 percent for the federal AGI category of $1,000,000 or more. For TY 2011, the comparable numbers are 0.026m percent for the federal AGI category of $1.00 but under $25,000 and 5.010 percent for the federal AGI category of $1,000,000 or more. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$109,576	16,672
2011 Personal Income Tax	$111,159	16,965

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$111,159	16,965
2013 Personal Income Tax	$111,159	16,965
2014 Personal Income Tax	$111,159	16,965
2015 Personal Income Tax	$111,159	16,965

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for educator expenses.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Beginning January 1, 2006, Massachusetts' does not allow the deduction for expenses paid or incurred by an eligible educator for books, supplies, equipment and other qualified materials used in the classroom.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2(a)(2)(D)

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of educator expenses is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

9. **Electricity for Resale:**

Statutory Reference: Rhode Island General Law Section 44-13-4(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 2008

Description: The transmission or sale of electricity to other public utilities, non-regulated power producers or municipal utilities for resale whether within the state or not shall be deducted from gross earnings prior to the calculation of the tax imposed by this section.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: A deduction is allowed from all sales for resale of water, steam, gas and electricity to public service corporations and municipal utilities, whether or not such purchasers are Connecticut public service corporations or Connecticut municipal utilities, and whether or not they are subject to the Public Service Companies Tax.

Connecticut Statute: Conn. Gen. Stat. § 12-265(b)(1)

10. Health Savings Account (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income allows for the deduction of contributions to a qualified health savings account (HSA). For contributions to an HSA to be deductible, the taxpayer must be enrolled in a high-deductible health insurance plan and not be covered by another type of health insurance. The high deductible health insurance plan must satisfy certain criteria. In tax year 2010, the maximum deductible HSA contribution was $3,050 for individual coverage and $6,150 for family coverage. For tax year 2011, there were no changes in the maximum deductible HSA contribution limits for individual or family coverage.

Data Source: TY 2010 and TY 2011 Statistics of Income Bulletin, Internal Revenue Service. The federal deduction data is scaled for Rhode Island by using the ratio of total Rhode Island adjusted gross income to total United States adjusted gross income for each tax year. Revenue forgone is determined by multiplying the calculated Rhode Island value of the deduction by an effective tax rate of 2.996 percent for TY 2010 and 2.961 percent for TY 2011. Federal number of taxpayers' data is scaled for Rhode Island by using the ratio of total Rhode Island tax filers to total United States tax filers for each tax year.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$315,912	4,000
2011 Personal Income Tax	$347,334	4,182

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$347,334	4,182
2013 Personal Income Tax	$347,334	4,182
2014 Personal Income Tax	$347,334	4,182
2015 Personal Income Tax	$347,334	4,182

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for contributions to a Health Savings Account.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total income for contributions to a Health Savings Account as stated on the taxpayer's federal income tax return.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: Vermont allows a deduction for all expenses in excess of 7.5 percent of the taxpayer's adjusted gross income paid during the taxable year for medical care of the taxpayer or his dependents, provided those expenses are not reimbursed. This deduction includes prescribed drugs or insulin, and all amount paid for the diagnosis, cure, mitigation, treatment or prevention of disease. It may also apply to amounts paid for needed lodging for treatment away from one's residence.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

11. Individual Retirement Arrangement (IRA) Contributions (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for contributions to traditional individual retirement arrangements. For tax year 2010, the contributions are subject to a maximum amount of $5,000 if the taxpayer is less than 50 years old or $6,000 if the taxpayer is 50 years old or more. In addition, in tax year 2010, such contributions are not deductible if the taxpayer is covered by a retirement plan at work and his or her modified adjusted gross income (MAGI) is more than $109,000 for a married couple filing a joint return and $66,000 for a single individual. For tax year 2011, the same maximum deductible contribution amounts apply as in tax year 2010. In tax year 2011, IRA contributions are not deductible if the taxpayer is covered by a retirement plan at work and his or her MAGI is more than $110,000 for a married couple filing a joint return and $66,000 for a single individual.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the reported amount of the deduction by the Rhode Island resident effective personal income tax rate for each reported federal AGI category and then summing the revenue forgone amounts across all federal AGI categories. For TY 2010, these Rhode Island resident effective tax rates range from -0.030 percent for the federal AGI category of $1.00 but under $25,000 to 5.217 percent for the federal AGI category of $1,000,000 or more. For TY 2011, the comparable numbers are 0.026m percent for the federal AGI category of $1.00 but under $25,000 and 5.010 percent for the federal AGI category of $1,000,000 or more. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$1,079,251	10,227
2011 Personal Income Tax	$1,049,309	9,816

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$1,049,309	9,816
2013 Personal Income Tax	$1,049,309	9,816
2014 Personal Income Tax	$1,049,309	9,816
2015 Personal Income Tax	$1,049,309	9,816

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with Federal adjusted gross income and, therefore, allow this item as part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for contributions to an Individual Retirement Arrangement.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for contributions to an Individual Retirement Arrangement as stated on the taxpayer's federal income tax return.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 5(b)

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of contributions to Individual Retirement Arrangements is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

12. Itemized Deductions from Federal Return:

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(2)(C)(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island allows as a deduction from modified adjusted gross income the amount of federal itemized deductions claimed on the taxpayer's federal income tax return as modified by the modifications in Rhode Island General Law Section 44-30-12.

As of January 1, 2011, this deduction is no longer allowed against the taxes imposed by Rhode Island General Law Chapter 44-30.

Data Source: Residents: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: TY 2010 Data Warehouse, Rhode Island Division of Taxation. Effective for tax year 2011 and thereafter, itemized deductions are no longer allowed to be taken when determining personal income tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$196,776,766	244,493

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut does not allow any standard or itemized deductions from Connecticut adjusted gross income in determining the taxpayer's Connecticut tax liability. Connecticut allows only exemption amounts to be deducted from Connecticut adjusted gross income when determining the taxpayer's Connecticut tax liability. These exemption amounts depend on the filing status of the taxpayer and phase out as Connecticut adjusted gross income increases.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(20)

Maine: An individual who has claimed itemized deductions from federal adjusted gross income in determining the individual's federal taxable income for the taxable year may claim itemized deductions from Maine adjusted gross income as provided.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5125

Massachusetts: Massachusetts does not allow for the use of federal itemized deductions against Massachusetts' 5.3 percent income. Massachusetts does have its own schedule of deductions that can be taken against 5.3 percent income. These deductions are the amounts paid to Social Security, Medicare, and Railroad, U.S. or Massachusetts retirement up to a maximum of $2,000; the allowance for children under age 13 or disabled dependent/spouse expenses; number of dependent members of household under age 12 or age 65 or over or disabled dependents up to a maximum of two; a rental deduction up to a maximum of $3,000; and other deductions including deductions allowed on the federal return to arrive at federal adjusted gross income.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 3

Vermont: Vermont does not have a state-determined standard deduction or itemized deductions. Since Vermont uses federal income tax liability as the starting point for calculating Vermont personal income tax liability, the federal standard and itemized deductions are used in calculating an individual's Vermont income tax liability. Vermont requires taxpayers to include Vermont income taxes paid that are an itemized deduction on the taxpayer's federal income tax return in the determination of Vermont personal income tax liability.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)

13. Keogh Plan and Simplified Employee Pension Plan Contributions (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income with the modifications. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for contributions to a Keogh plan and a simplified employee pension (SEP) plan. For tax years 2010 and 2011, the deduction for contributions to a defined-contribution Keogh or SEP plan is limited to 25.0 percent of the compensation paid to the employee(s) that are participating in the plan or $49,000 whichever is less. For a defined-benefit Keogh or SEP plan, the tax year 2010 and tax year 2011 deduction limits are based on the actuarial assumptions and computations underlying the plan and an actuary must determine the deduction limit.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the reported amount of the deduction by the Rhode Island resident effective personal income tax rate for each reported federal AGI category and then summing the revenue forgone amounts across all federal AGI categories. For TY 2010, these Rhode Island resident effective tax rates range from -0.030 percent for the federal AGI category of $1.00 but under $25,000 to 5.217 percent for the federal AGI category of $1,000,000 or more. For TY 2011, the comparable numbers are 0.026m percent for the federal AGI category of $1.00 but under $25,000 and 5.010 percent for the federal AGI category of $1,000,000 or more. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$2,630,454	3,864
2011 Personal Income Tax	$2,578,333	3,812

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$2,578,333	3,812
2013 Personal Income Tax	$2,578,333	3,812
2014 Personal Income Tax	$2,578,333	3,812
2015 Personal Income Tax	$2,578,333	3,812

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income based provisions begin with Federal adjusted gross income and, therefore, allow this item as part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for contributions to Keogh and Simplified Employee Pension plans equal to 25.0 percent of their income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction for contributions to Keogh and Simplified Employee Pension plans as stated on the taxpayer's federal income tax return.

Massachusetts Statute: Mass. Gen. Laws ch. 62, §§ 2(a)(2)(F) and 5(b)

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of deductions for contributions to Keogh and Simplified Employee Pension plans is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

14. Merchandise Sold:

Statutory Reference: Rhode Island General Law Section 44-13-5(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 2003

Description: Corporations with a principal line of business in manufacturing, selling, and distributing to the public illuminating or heating gas may deduct from the gross earnings reported on the corporations' gross earnings tax return "the net invoice price plus the transportation cost" of any merchandise sales.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Connecticut's provisions allow the deduction from the Utilities Companies' Tax for sales of appliances, which use water, steam, gas or electricity for the net invoice price plus transportation costs of such appliances.

Connecticut Statute: Conn. Gen. Stat. § 12-265(b)(1)

15. **Moving Expenses (Federal):**

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for moving expenses provided that the expenses are incurred within one year from the date that the taxpayer has reported to work in the new location, the new main job location is at least 50 miles farther from your former home than your old job location was from your former home, and the taxpayer works full-time for 39 weeks in the first 12 months after arrival in the area of the new job location (self-employed taxpayers must also work 78 weeks in the first 24 months after arrival in the area of the new job location).

Data Source: TY 2010 and TY 2011 Statistics of Income Bulletin, Internal Revenue Service. The federal deduction data is scaled for Rhode Island by using the ratio of total Rhode Island adjusted gross income to total United States adjusted gross income for each tax year. Revenue forgone is determined by multiplying the calculated Rhode Island value of the deduction by an effective tax rate of 2.996 percent for TY 2010 and 2.961 percent for TY

2011. Federal number of taxpayers' data is scaled for Rhode Island by using the ratio of total Rhode Island tax filers to total United States tax filers for each tax year.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$290,060	3,991
2011 Personal Income Tax	$330,739	4,220

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$330,739	4,220
2013 Personal Income Tax	$330,739	4,220
2014 Personal Income Tax	$330,739	4,220
2015 Personal Income Tax	$330,739	4,220

Projection Methodology: Amount of deduction and number of taxpayers is held constant.

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income based provisions begin with Federal adjusted gross income and, therefore, allow this item as part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for moving expenses.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5125

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for moving expenses.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2(a)

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of deductions for moving expenses is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

16. Net Operating Losses:

Statutory Reference: Rhode Island General Law Section 44-11-11(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 2007

Description: A taxpayer subject to the tax imposed by Rhode Island General Law Chapter 44-11 shall be allowed a net operating loss deduction that is the same as that allowed under 26 U.S.C. § 172 subject to the specific determinative criteria outlined in Rhode Island General Law Section 44-11-11.

This section also allows the taxpayer to carry the net operating loss forward for five succeeding tax years.

Data Source: TY 2010 and TY 2011 Statistics of Corporate Income, Rhode Island Division of Taxation. An estimated apportionment factor of 0.5 percent was applied to the total net operating losses reported. The amount of revenue forgone is derived by multiplying the apportioned net operating losses by the business corporations tax rate of 9.0 percent.

Reliability Index: 2

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	$43,594,194	2,703
2011 Business Corporations Tax	$46,423,779	2,757

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$46,423,779	2,757
2013 Business Corporations Tax	$46,423,779	2,757
2014 Business Corporations Tax	$46,423,779	2,757
2015 Business Corporations Tax	$46,423,779	2,757

Law Comparison: All New England states have net operating loss deduction provisions.

Connecticut: Connecticut has a specific statutory provision allowing a net operating loss carry-over deduction and does not simply follow the Internal Revenue Code Section 172 (26 U.S.C. § 172). The Connecticut statute provides any excess of allowable deductions over the gross income in the same year, or the amount of such excess apportioned to Connecticut under Conn. Gen. Stat. § 12-218, is an operating loss and is deductible as an operating loss carry-over for operating losses incurred in income years commencing on or after January 1, 2000, in each of the 20 income years following the loss year. Net operating losses may not be carried back.

Connecticut Statute: Conn. Gen. Stat. § 12-217(a)(4)(A)

Maine: Maine generally conforms to the Internal Revenue Code as of a specific date but Maine requires several modifications to federal taxable income related to net operating losses in order to arrive at Maine net income. For each taxable year subsequent to the year of the loss, a subtraction modification is allowed for an amount equal to the absolute value of the amount of any net operating loss arising from tax years beginning on or after January 1, 2002, for which federal adjusted gross income was increased under Me. Rev. Stat. Ann. tit. 36, § 5200-A(1)(H), and that, pursuant to 26 U.S.C. § 172, was carried back for federal income tax purposes, less the absolute value of loss used in the taxable year of loss to offset any addition modification required by Me. Rev. Stat. Ann. tit. 36, § 5200-A(1).

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5200-A(1)

Massachusetts: Corporations are allowed a deduction for net operating losses computed under Massachusetts' law. The Massachusetts net operating loss is the amount by which the sum of the deductions allowed to arrive at net income, excluding the deductions for net operating loss and the dividends-received deduction exceeds gross income for the taxable year.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 30(5)(b)

New Hampshire: New Hampshire allows a deduction for the amount of the net operating loss carryover determined under 26 U.S.C. § 172 in effect on December 31, 1996. A net operating loss is apportioned in the year incurred according to N.H. Rev. Stat. Ann. § 77-A:3. The law does not allow for the carry-back of losses in any instance. New Hampshire uses 26 U.S.C. § 172 that was in effect on December 31, 1996 except for the requirement to carry back the loss and the limitation to carry forward for 10 years following the loss year. The net operating loss must be apportioned in the year the loss is incurred and is also a deduction before apportionment in the year deducted.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:5, XIII

Vermont: Effective for tax years beginning on and after January 1, 2007, Vermont enacted a "stand-alone" net operating loss deduction, in place of the federal net operating loss deduction, by defining "Vermont net operating loss" (VNOL) as any negative income after allocation and apportionment of Vermont net income. The VNOL is allowed as a carry-forward in the 10 years following the loss year.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5888(4)(B)

17. One Half of Self-Employment Tax (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for one-half of the amount of self employment tax paid by self-employed taxpayers. Self employed individuals, those taxpayers who are sole proprietors, independent contractors, partners in a partnership, and members in a single member LLC, must pay a tax on net earnings from self employment for Social Security and Medicare. Since taxpayers that are employees are responsible for only one-half of the Social Security and Medicare taxes assessed, the other half being paid by the employer, self-employed taxpayers are allowed to deduct one-half of the self employment tax paid to Social Security and Medicare.

Data Source: TY 2010 and TY 2011 Statistics of Income Bulletin, Internal Revenue Service. The federal deduction data is scaled for Rhode Island by using the ratio of total Rhode Island adjusted gross income to total United States adjusted gross income for each tax year. Revenue forgone is determined by multiplying the calculated Rhode Island value of the deduction by an effective tax rate of 2.996 percent for TY 2010 and 2.961 percent for TY 2011. Federal number of taxpayers' data is scaled for Rhode Island by using the ratio of total Rhode Island tax filers to total United States tax filers for each tax year.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$2,621,980	70,359
2011 Personal Income Tax	$2,936,492	74,917

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$2,936,492	74,917
2013 Personal Income Tax	$2,936,492	74,917
2014 Personal Income Tax	$2,936,492	74,917
2015 Personal Income Tax	$2,936,492	74,917

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income based provisions begin with federal adjusted gross income and, therefore, allow this item as part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for one-half of the self-employment tax paid.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for one-half of the self-employment tax paid as stated on the taxpayer's federal income tax return.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of deductions for one-half of the self- employment tax is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

18. **Penalty for Early Withdrawal of Savings (Federal):**

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income allows a deduction for the penalty paid for the withdrawal of monies from a certificate of deposit or other time deposit savings account prior to the maturation of the time deposit savings account.

Data Source: TY 2010 and TY 2011 Statistics of Income Bulletin, Internal Revenue Service. The federal deduction data is scaled for Rhode Island by using the ratio of total Rhode Island adjusted gross income to total United States adjusted gross income for each tax year. Revenue forgone is determined by multiplying the calculated Rhode Island value of the deduction by an effective tax rate of 2.996 percent for TY 2010 and 2.961 percent for TY 2011. Federal number of taxpayers' data is scaled for Rhode Island by using the ratio of total Rhode Island tax filers to total United States tax filers for each tax year.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$38,635	4,390
2011 Personal Income Tax	$52,039	3,875

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$52,039	3,875
2013 Personal Income Tax	$52,039	3,875
2014 Personal Income Tax	$52,039	3,875
2015 Personal Income Tax	$52,039	3,875

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for the penalty on the early withdrawal of monies from time deposit savings accounts.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for the penalty on the early withdrawal of monies from time deposit savings accounts.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of the penalty on the early withdrawal of monies from time deposit savings accounts is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

19. Qualifying Investment in a Certified Venture Capital Partnership:

Statutory Reference: Rhode Island General Law Section 44-43-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / N/A

Description: A deduction reducing net income or net worth, gross earnings, or gross premiums for making a qualifying investment in a certified venture capital partnership shall be allowed for the amount of the qualifying investment in the year in which the taxpayer first makes such an investment prior to computing the tax owed under Rhode Island General Law Chapters 44-11, 44-13, 44-14 or 44-17. (A modification reducing federal adjusted gross income shall be allowed prior to computing the tax owed under Rhode Island General Law Chapters 44-30.)

Data Source: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2010 Total	***No estimate possible***	***No estimate possible***

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Total	***No estimate possible***	***No estimate possible***

Projection Methodology: *Business Corporations, Public Service Corporation, Bank and Insurance Companies Taxes*: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2012 Projected Total	***No estimate possible***	***No estimate possible***
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Projected Total	***No estimate possible***	***No estimate possible***
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Projected Total	***No estimate possible***	***No estimate possible***
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Projected Total	***No estimate possible***	***No estimate possible***

Law Comparison: No similar provisions found in the other New England states.

20. Return or Unabsorbed Premiums or Premiums for Reinsurance Assumed:

Statutory Reference: Rhode Island General Law Section 44-17-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1896 / 2007

Description: Taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-17 are allowed to deduct from gross premiums "the amount of return premiums on contracts covering property and risks," "the amount of premiums for reinsurance assumed of the property and risks," and, for mutual insurance companies, "the amount of dividends or unabsorbed premiums" applied as a partial payment of the premiums or returned to policyholders in cash or credited to policyholders.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Maine and New Hampshire have similar provisions.

Maine: The Maine insurance premiums tax is measured by the full amount of gross insurance premiums, reduced by all direct return premiums on the gross direct premiums, and all dividends paid to policy holders on direct premiums. Except when direct return premiums are returned in the same tax year that the premium was paid, the deduction allowed may be taken only if the tax has been paid.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 2515

New Hampshire: The premium tax on authorized and formerly authorized insurers is calculated based on the total of gross direct premiums received during the previous calendar year for policies insuring property, subjects or risks resident or located in the state, or to be performed in the state, minus premiums or dividends returned or credited to policyholders. Title insurers may also deduct the portion of the premiums chargeable to title search and examination services.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 400-A

21. Self-Employed Health Insurance (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income includes a deduction for the premiums paid for medical, dental, and qualified long-term care insurance for the taxpayer, the taxpayer's spouse, and the taxpayer's dependents if the taxpayer is a self-employed individual with a net profit, a partner with net earnings from self-employment, or a shareholder owning more than 2.0 percent of the outstanding stock of an S corporation with wages from the corporation. The insurance plan must be established under the business. The premium deduction for qualified long-term care insurance is subject to a maximum allowable amount.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the reported amount of the deduction by the Rhode Island resident effective personal income tax rate for each reported federal AGI category and then summing the revenue forgone amounts across all federal AGI categories. For TY 2010, these Rhode Island resident effective tax rates range from -0.030 percent for the federal AGI category of $1.00 but under $25,000 to 5.217 percent for the federal AGI category of $1,000,000 or more. For TY 2011, the comparable numbers are 0.026m percent for the federal AGI category of $1.00 but under $25,000 and 5.010 percent for the federal AGI category of $1,000,000 or more. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$3,026,527	14,295
2011 Personal Income Tax	$3,146,397	13,939

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$3,146,397	13,939
2013 Personal Income Tax	$3,146,397	13,939
2014 Personal Income Tax	$3,146,397	13,939
2015 Personal Income Tax	$3,146,397	13,939

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for payments for health insurance by the self-employed.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions include a deduction from total 5.3 percent income for payments for health insurance by the self-employed.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of deductions for payments for health insurance by the self-employed is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

22. Standard Deduction:

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(3)(B)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island allows a basic standard deduction from modified adjusted gross income. The standard deduction values are adjusted for inflation as specified by Rhode Island General Law Section 44-30-2.6(c)(2)(J). For tax year 2010, the standard deduction amounts were $5,700 for single filers, $9,550 for married joint and qualifying widow(er) filers, $4,750 for married separate filers and $8,400 for head of household filers. In tax year 2010, a taxpayer could choose to use the above standard deduction amounts or the amount of their federal itemized deductions, whichever was greater.

Beginning in tax year 2011, a single filer's standard deduction was $7,500, married joint and qualifying widow(er) filers' standard deduction was $15,000, married separate filers standard deduction was $7,500 and head of household filers was $11,250. For taxpayers earning greater than $175,000 regardless of filing status, there is a phase-out in the deduction amount allowed to be taken. For each $5,000 increase, or part thereof, in modified adjusted gross income a reduction of 20.0 percent in allowable standard deduction amount is imposed. Once a taxpayer's modified adjusted gross income exceeds $195,000 the allowable standard deduction amount is zero.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: TY 2010 and TY 2011 Data Warehouse, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$69,038,199	319,705
2011 Personal Income Tax	$156,575,391	575,791

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$177,011,979	575,791
2013 Personal Income Tax	$177,011,979	575,791
2014 Personal Income Tax	$177,011,979	575,791
2015 Personal Income Tax	$177,011,979	575,791

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Connecticut does not allow any standard or itemized deductions from Connecticut adjusted gross income in determining the taxpayer's Connecticut tax liability. Connecticut allows only exemption amounts to be deducted from Connecticut adjusted gross income when determining the taxpayer's Connecticut tax liability. These exemption amounts depend on the filing status of the taxpayer and phase out as Connecticut adjusted gross income increases.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(20)

Maine: Maine's provisions include a standard deduction for resident individual is equal to the standard deduction as determined in accordance with the Internal Revenue Code Section 63.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5124-A (for tax years beginning on or after January 1, 2008)

Vermont: Since Vermont uses federal income tax liability as the starting point for calculating Vermont personal income tax liability, the federal standard which is adjusted annually for inflation and itemized deductions are used in calculating an individual's Vermont income tax liability. The amount is also increased for those who are 65 years and older and/or blind.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)

23. Student Loan Interest (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income allows a deduction for the interest paid on a qualified student loan. A qualified student loan is a loan that was taken out solely to pay qualified education expenses. For tax years 2010 and 2011, a deduction for student loan interest paid up to a maximum of $2,500 is only available to taxpayers with modified federal adjusted gross income of less than $75,000 if filing single or less than $150,000 if filing a joint return.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the reported amount of the deduction by the Rhode Island resident effective personal income tax rate for each reported federal AGI category and then summing the revenue forgone amounts across all federal AGI categories. For TY 2010, these Rhode Island resident effective tax rates range from -0.030 percent for the federal AGI category of $1.00 but under $25,000 to 5.217 percent for the federal AGI category of $1,000,000 or more. For TY 2011, the comparable numbers are 0.026m percent for the federal AGI category of $1.00 but under $25,000 and 5.010 percent for the federal AGI category of $1,000,000 or more. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$653,249	40,873
2011 Personal Income Tax	$703,943	40,976

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$703,943	40,976
2013 Personal Income Tax	$703,943	40,976
2014 Personal Income Tax	$703,943	40,976
2015 Personal Income Tax	$703,943	40,976

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for interest paid on a student loan up to $2,500.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Massachusetts' provisions follow the federal deduction for interest paid by the taxpayer for a qualified education loan for graduate or undergraduate education, subject to taxpayer income limitations.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 3B(a)(12)

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of interest paid on a student loan is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

24. Tax Incentives for Employers:

Statutory Reference: Rhode Island General Law Chapter 44-55-4.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1997 / N/A

Description: Businesses that employ and retain in the State employees who have been previously unemployed for at least 26 consecutive calendar weeks and have been domiciled residents of Rhode Island for at least 52 consecutive calendar weeks or have been a recipient of Rhode Island's Aid to Families with Dependent Children program for at least one year preceding the date of hire shall receive a deduction from the income, gross earnings, deposits, or gross premiums subject to the taxes imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-15 and 44-17. The deduction is equal to 40.0 percent of the eligible employee's first year wages, up to a maximum $2,400 per eligible employee. (A modification reducing income subject to the tax imposed by Rhode Island General Law Chapter 44-30 shall apply to eligible businesses.)

Data Source: *Business Corporations, Public Service Corporation, Bank, Bank Deposits and Insurance Companies Taxes*: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Bank Deposits Tax	*No estimate possible*	*No estimate possible*
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2010 Total	***No estimate possible***	***No estimate possible***
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Bank Deposits Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Total	***No estimate possible***	***No estimate possible***

Projection Methodology: *Business Corporations, Public Service Corporation, Bank, Bank Deposits and Insurance Companies Taxes*: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Bank Deposits Tax	*No estimate possible*	*No estimate possible*
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2012 Projected Total	***No estimate possible***	***No estimate possible***
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Bank Deposits Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Projected Total	***No estimate possible***	***No estimate possible***

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Bank Deposits Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Projected Total	***No estimate possible***	***No estimate possible***
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Bank Deposits Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Projected Total	***No estimate possible***	***No estimate possible***

Law Comparison: No similar provisions found in the other New England states.

25. Tuition and Fees (Federal):

Statutory Reference: Rhode Island General Law Section 44-30-2.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Rhode Island's income tax system for a resident individual starts with the individual's federal adjusted gross income. The Rhode Island income of a non-resident individual includes "[t]he net amount of items of income and deductions entering into his or her federal adjusted gross income derived from or connected with Rhode Island sources."

Federal adjusted gross income allows a deduction for tuition and fees. Tuition and fees are defined as qualified expenses for higher education. The maximum amount of tuition and fees that can be deducted is $4,000. The qualified higher education expenses can be for the taxpayer, the taxpayer's spouse, or a dependent of the taxpayer. For tax years 2010 and 2011, the tuition and fees deduction could only be taken by single filers with modified adjusted gross income (MAGI) of not more than $80,000 and married joint filers with MAGI of not more than $160,000.

Data Source: TY 2010 and TY 2011 Statistics of Income, Table 2: Individual Income and Tax Data, by State and Size of Adjusted Gross Income, Internal Revenue Service. TY 2010 and TY 2011 data is for Rhode Island resident returns only. Revenue forgone is determined by multiplying the reported amount of the deduction by the Rhode Island resident effective personal income tax rate for each reported federal AGI category and then summing the revenue forgone amounts across all federal AGI categories. For TY 2010, these Rhode Island resident effective tax rates range from -0.030 percent for the federal AGI category of $1.00 but under $25,000 to 5.217 percent for the federal AGI category of $1,000,000 or more. For TY 2011, the comparable numbers are 0.026m percent for the federal AGI category of $1.00 but under $25,000 and 5.010 percent for the federal AGI category of $1,000,000 or more. The number of taxpayers is the total number reported in the IRS' SOI report for the given tax year.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$248,240	6,963
2011 Personal Income Tax	$243,618	6,957

Projection Methodology: Amount of deduction and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$243,618	6,957
2013 Personal Income Tax	$243,618	6,957
2014 Personal Income Tax	$243,618	6,957
2015 Personal Income Tax	$243,618	6,957

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's income base provisions begin with federal adjusted gross income and, therefore, allow this item since it is part of the determination of the taxpayer's federal gross income.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(19)

Maine: Maine's personal income tax base is the federal adjusted gross income as defined by federal law, which by application allows a deduction for tuition and fees paid for qualified higher education.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5121

Massachusetts: Effective January 1, 2006, Massachusetts' provisions does not follow the federal deduction for tuition payments paid by the taxpayer for a qualified education expenses. However, there is a separate Massachusetts deduction for undergraduate tuition if the total paid exceeds 25.0 percent of the taxpayer's Massachusetts adjusted gross income.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 3B(a)(11)

Vermont: The starting point for determining every individual's taxable income subject to Vermont income tax is federal taxable income. Since Vermont uses an individual's federal taxable income as the starting point for calculating Vermont income tax liability, the federal treatment of tuition and fees paid for qualified higher education is adopted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)

EXCLUSIONS

1. Biodiesel Portion of Blended Gallon of Diesel Fuel:

Statutory Reference: Rhode Island General Law Section 31-36-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1925 / 2009

Description: The manufactured biodiesel portion of any gallon of blended biodiesel and petroleum diesel fuel is excluded from the state's motor fuel tax provided that the manufactured biodiesel consists of "[m]ono-alkyl esters of long chain fatty acids derived from vegetable oils or animal fats which conform to ASTM D6751 specifications for use in diesel engines" and the production of which "results in employment in Rhode Island at a fixed location at a manufacturing facility for biodiesel fuel."

Data Source: Excise Tax Section, Rhode Island Division of Taxation

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Motor Fuel Tax	$0	0
2011 Motor Fuel Tax	$0	0
2012 Motor Fuel Tax	$263,762	1
2013 Motor Fuel Tax	$362,697	1

Projection Methodology: Amount of exclusion and number of taxpayers held constant with TY 2013.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Motor Fuel Tax	$362,697	1
2015 Motor Fuel Tax	$362,697	1

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: For fuel consisting of eligible cellulosic biofuel or of a blend of gasoline and eligible cellulosic biofuel, the tax per gallon shall be reduced in proportion to the percentage of the fuel content consisting of eligible cellulosic biofuel, measured by available energy content, as determined by the department of energy resources.

Massachusetts Statute: Mass. Gen. Laws ch. 64D, § 1A

2. Conveyance of Mobile/Manufactured Homes for Consideration of $100 or Less:

Statutory Reference: Rhode Island General Law Section 31-44-20(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / N/A

Description: The tax imposed by Rhode Island General Law Section 31-44-20 applies only to mobile and manufactured homes that are conveyed for a consideration of more than $100. In the event that no consideration is paid for the conveyance of a mobile/manufactured home, no documentary stamps are required on the instrument of conveyance.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2011 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2013 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2014 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2015 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

3. Conveyance of Real Estate for Consideration of $100 or Less:

Statutory Reference: Rhode Island General Law Section 44-25-1(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1968 / 2004

Description: The tax imposed by Rhode Island General Law Section 44-25-1 applies only to “lands, tenements or other realty” that are conveyed for a consideration of more than $100.

In the event that no consideration is paid for the conveyance of the lands, tenements or other realty, no documentary stamps are required on the instrument of conveyance.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2011 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2013 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2014 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2015 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Massachusetts, New Hampshire and Vermont have similar provisions.

Connecticut: Connecticut's provisions include exclusion for conveyance of property when the consideration is less than $2,000.

Connecticut Statute: Conn. Gen. Stat. § 12-498(a)(10)

Massachusetts: Massachusetts' provisions include exclusion for conveyance where the consideration is not more than $100.

Massachusetts Statute: Mass. Gen. Laws ch. 64D, § 1

New Hampshire: New Hampshire's provisions include exclusion for conveyance where the consideration is $4,000 or less at which time a minimum fee of $20 is imposed.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 78-B:1, I(b)

Vermont: Vermont's provisions include exclusion of the first $100,000 for a conveyance of a principal residence if except that no tax shall be imposed on the first $110,000 in value of the property transferred if the purchaser obtains a purchase money mortgage funded in part with a homeland grant through the Vermont housing and conservation trust fund or which the

Vermont housing and finance agency or U.S. Department of Agriculture and Rural Development has committed to make or purchase and tax at the rate of one and one-quarter percent shall be imposed on the value of that property in excess of $110,000 a guarantee fee is paid to the Vermont Home Mortgage Guaranty Program.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9602(1)

4. Conveyance of Real Estate Relating to the Capitol Center Project:

Statutory Reference: Rhode Island General Law Section 44-25-2(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1968 / 2000

Description: The tax imposed by Rhode Island General Law Section 44-25-1 "does not apply to any deed, instrument, or writing which has or shall be executed, delivered, accepted, or presented for recording" that relates to the Capitol Center Project in the City of Providence.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2011 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2013 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2014 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2015 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

5. Corporations Exempt from Taxation by Charter:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(vi)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: By definition, "[a]ny corporation expressly exempt from taxation by charter" is excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

6. Corporations Not Doing Business for Profit:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(iv)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: By definition, "[c]orporations specified in § 7-6-4, incorporated hospitals, schools, colleges, and other institutions of learning not organized for business purposes and not doing business for profit and no part of the net earnings of which inures to the benefit of any private stockholder or individual," are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut's provisions include exclusion for companies exempt by the federal corporation net income tax law or under any other section of the Internal Revenue Code; however, such organizations are likewise taxed on their unrelated business income.

Connecticut Statute: Conn. Gen. Stat. § 12-214(a)(2)(B)

Maine: Maine's provisions include a general exclusion for a corporation, which is exempt from federal income tax from the Maine corporate income tax by definition. Maine also exempts associations, trusts, or other unincorporated organizations which by reason of its purposes or activities is exempt from federal income tax with respect to its unrelated business taxable income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5102(6) and 5162(2)

Massachusetts: Massachusetts' provisions include exclusion for corporations, which are tax exempt for federal income tax purposes under Section 501 of the Internal Revenue Code.

Massachusetts Statute: Mass. Gen. Laws ch. 63, §§ 30(1) and 30(2)

New Hampshire: New Hampshire's provisions include exclusion from the business enterprise tax for organizations exempt from federal tax under Section 501(c)(3) of the Internal Revenue Code and regulated investment companies.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, I

Vermont: For corporations that are organized for religious, charitable, scientific or educational purposes for which no part of the net earnings inures to the benefit of any private stockholder or individual member are exempt from corporate income tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811

7. Corporations Taxed Under Business Corporations Tax:

Statutory Reference: Rhode Island General Law Section 44-12-1(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1912 / 2004

Description: A corporation that is subject to the tax imposed by Rhode Island General Law Chapter 44-11 is excluded from the tax imposed by Rhode Island General Law Chapter 44-12, except for the amount which the tax imposed by Rhode Island General Law Chapter 44-12 exceeds the tax imposed by Rhode Island General Law Chapter 44-11.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Franchise Tax	*No estimate possible*	*No estimate possible*
2011 Franchise Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Franchise Tax	*No estimate possible*	*No estimate possible*
2013 Franchise Tax	*No estimate possible*	*No estimate possible*
2014 Franchise Tax	*No estimate possible*	*No estimate possible*
2015 Franchise Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

8. Corporations that Maintain and Manage Intangible Investments:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(vii)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: Corporation is defined in Rhode Island General Law Section 44-11-1(2). By definition "[c]orporations which together with all corporations under direct or indirect common ownership that employ not less than five full-time equivalent employees in the state, which maintain an office in the state which are confined to the maintenance and management of their intangible investments and the collection and distribution of the income from those investments or from tangible property physically located outside the state." are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Massachusetts have similar provisions.

Connecticut: Passive investment companies are exempt from the corporation business tax. In addition, dividends received, directly or indirectly, from such companies do not constitute gross income for corporation business tax purposes.

Connecticut Statute: Conn. Gen. Stat. § 12-213(a)(9)(C)

Massachusetts: Corporate Regulated Investment Companies are exempt from the corporate excise.

Massachusetts Statute: Mass. Gen. Laws ch. 63, §§ 30 and 38B

9. Dividends Received From Shares of Stock:

Statutory Reference: Rhode Island General Law Sections 44-11-12(1) and 44-14-15

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1989

Description: Dividends received from the shares of stock of any business entity subject to the tax imposed by Rhode Island General Law Chapters 44-11, 44-13 or 44-14 shall be excluded from a taxpayer's net income that is subject to the tax imposed under Rhode Island General Law Chapter 44-11.

Data Source: TY 2010 and TY 2011 Statistics of Corporate Income, Rhode Island Division of Taxation. An estimated apportionment factor of 0.5 percent was applied to the total dividends received that were reported. The amount of revenue forgone is derived by multiplying the apportioned dividends received by the business corporations tax rate of 9.0 percent.

Reliability Index: 2

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	$9,089,422	1,322
2011 Business Corporations Tax	$10,536,278	1,303

Projection Methodology: Amount of exclusion and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$10,536,278	1,303
2013 Business Corporations Tax	$10,536,278	1,303
2014 Business Corporations Tax	$10,536,278	1,303
2015 Business Corporations Tax	$10,536,278	1,303

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: "In arriving at net income… whether or not the taxpayer is taxable under the federal corporation net income tax, there shall be deducted from gross income… in the case of all taxpayers, all dividends as defined in the Internal Revenue Code effective and in force on the last day of the income year not otherwise deducted from gross income, …other than thirty per cent of dividends received from a domestic corporation in which the taxpayer owns less than twenty per cent of the total voting power and value of the stock of such corporation."

Connecticut Statute: Conn. Gen. Stat. § 12-217(a)(1)(D)

Maine: The taxable income of the taxpayer under the laws of the United States shall be decreased by…[f]ifty percent of the apportionable dividend income the taxpayer received during the taxable year from an affiliated corporation that is not included with the taxpayer in a Maine combined report.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5200-A.2.G

Massachusetts: "Net income…adjusted as follows shall constitute taxable net income: (1) 95.0 percent of dividends exclusive of distributions in liquidation, included therein shall be deducted other than dividends from or on account of the ownership of… (iii) any class of stock, if the corporation owns less than fifteen per cent of the voting stock of the corporation paying such dividend."

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38(a)(1)

10. Financial Institutions:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(i)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: By definition, "[s]tate banks, mutual savings banks, federal savings banks, trust companies, national banking associations, building and loan associations, credit unions, and loan and investment companies" are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11. These financial institutions are taxable under Rhode Island General Law Chapters 44-14 or 44-15.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: There is an exemption from the corporation business tax for qualified banks, insurers and investment companies located in a designated insurance and financial services export zone within the City of Hartford.

Connecticut Statute: Conn. Gen. Stat. § 32-538

Maine: Financial corporations subject to the Maine financial institutions franchise tax under Me. Rev. Stat. Ann. tit. 36, § 5206 are not subject to the Maine corporate income tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(6)

Massachusetts: In lieu of the corporate excise tax, every financial institution engaged in business in Massachusetts is subject to an excise tax for financial institutions measured by taxable net income.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 2(a)

Vermont: Banking corporations and loan associations are exempt from the corporation income tax. Instead, they are subject to a franchise tax on the privilege of doing business in Vermont. The tax is imposed on every corporation that is a bank, savings bank, savings institution, trust company, savings and loan association, and building and loan association located in Vermont.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5836

11. Fraternal Beneficiary Societies:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(v)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: Fraternal beneficiary societies, as defined in Rhode Island General Law Section 27-25-1, are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Fraternal benefit societies that are operated under the lodge system and designed to provide benefits to members and their dependents and other domestic fraternal societies operated under the lodge system, which devote their net earnings to charitable purposes are exempt from federal income tax under Internal Revenue Code Sections 501(c)(8) and 501(c)(10) and, therefore, are exempt from the Connecticut corporation business, dues, and insurance tax. However, entities exempt from federal income tax under Internal Revenue Code Section 501 may be subject to the Connecticut tax on unrelated business income, under appropriate circumstances.

Connecticut Statute: Conn. Gen. Stat. § 12-543(b)(3)

Maine: Maine's provisions include a general exclusion for a corporation, which is exempt from federal income tax from the Maine corporate income tax by definition. Maine also exempts associations, trusts, or other unincorporated organizations which by reason of its purposes or activities is exempt from federal income tax with respect to its unrelated business taxable income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5102(6) and 5162(2)

Massachusetts: Massachusetts' provisions include exemption for those corporations, which are tax exempt for federal income tax purposes under Section 501 of the Internal Revenue Code.

Massachusetts Statute: Mass. Gen. Laws ch. 63, §§ 30(1) and 30(2)

Vermont: For corporations that are organized for religious, charitable, scientific or educational purposes for which no part of the net earnings inures to the benefit of any private stockholder or individual member are exempt from corporate income tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811

12. Fraternal Benefit Societies:

Statutory Reference: Rhode Island General Law Section 44-17-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1896 / 2010

Description: Insurers that are organized as fraternal benefit societies, as defined in Rhode Island General Law Section 27-25-1, are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-17.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

13. Gain or Loss on Sale of Any Property Other Than Securities:

Statutory Reference: Rhode Island General Law Section 44-14-11

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 1956

Description: By definition, taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-14 exclude gains and losses from the sale or other disposition of any property other than securities from gross income.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

14. Income from Sale of International Investment Management Services:

Statutory Reference: Rhode Island General Law Section 44-11-14.5

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1997 / N/A

Description: A taxpayer located in Rhode Island that employs, separately or as part of a consolidated tax return, an average of not less than 500 full-time equivalent employees in the state shall exclude from its net income subject to tax under Rhode Island General Law Chapter 44-11 any income derived from the sale of international investment management services to non-U.S. persons or non-U.S. investment funds.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Earnings from international banking facilities are allowed to be deducted under the net income base.

Connecticut Statute: Conn. Gen. Stat. § 12-217(a)(1)(C)

15. Insurance and Surety Companies:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(iii)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: By definition, insurance and surety companies are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11. These companies are subject to the tax imposed under Rhode Island General Law Chapter 44-17.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include exclusion from the corporation business tax for domestic insurance companies or those organized or incorporated under the laws of any other state or foreign government.

Connecticut Statute: Conn. Gen. Stat. § 12-214(a)(2)

Maine: Maine's provisions include exclusion from the Maine corporate income tax for insurance companies by definition.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(6)

Massachusetts: Massachusetts' provisions include exclusion for insurance companies from the corporate excise tax but provide that such companies are subject to a tax on premiums.

Massachusetts Statute: Mass. Gen. Laws ch. 63, §§ 30(1) and 30(2)

Vermont: Life, fire, and marine insurance companies and mutual life, fire, and marine insurance companies are expressly excluded from the corporate income tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(3)(A)

16. Interest Received from Debt Instruments Issued by Public Service Corporations:

Statutory Reference: Rhode Island General Law Section 44-11-12(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1989

Description: Interest received from the debt instruments or the distributive share of the taxable income of any company subject to the tax imposed by Rhode Island General Law Chapter 44-13 are excluded from a taxpayer's net income that is subject to the tax imposed under Rhode Island General Law Chapter 44-11.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

17. Long-Term Gain from Capital Investment in Small Business:

Statutory Reference: Rhode Island General Law Section 44-43-5

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / N/A

Description: A long-term capital gain realized from the sale or exchange of an interest in any entity which at the time the interest was acquired was a “qualifying business entity” is excluded from the determination of income that is subject to the tax imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14 or 44-30.

A “qualifying business entity” is a business entity that has average annual gross revenue less than $2.5 million; has been in business for less than 4 years; expends to establish, expand or increase its operations at a regular place of business in Rhode Island; and has received certification from the Rhode Island Economic Development Corporation.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*
2010 Total	***No estimate possible***	***No estimate possible***
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	*No estimate possible*	*No estimate possible*
2011 Total	***No estimate possible***	***No estimate possible***

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	*No estimate possible*	*No estimate possible*
2012 Projected Total	***No estimate possible***	***No estimate possible***

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	*No estimate possible*	*No estimate possible*
2013 Projected Total	***No estimate possible***	***No estimate possible***
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	*No estimate possible*	*No estimate possible*
2014 Projected Total	***No estimate possible***	***No estimate possible***
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	*No estimate possible*	*No estimate possible*
2015 Projected Total	***No estimate possible***	***No estimate possible***

Law Comparison: Only Vermont has a similar provision.

Vermont: An exclusion from taxable income for the first $2,500 of adjusted net long-term capital gains. Gains from the sale of standing timber and farms retained the previous 40.0 percent exclusion. Taxpayers over age 77 were allowed to choose the most beneficial exclusion method.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)(ii)

18. Lubricating Oils, Marine Diesel Fuel, Aviation Fuel and Heating Oil:

Statutory Reference: Rhode Island General Law Section 31-36-1(4)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1925 / 2009

Description: Lubricating oils, marine diesel fuel, aviation fuel, and heating oil are excluded from the list of fuels that are suitable to use in the operation and propulsion of motor vehicles with internal combustion engines that are subject to the tax imposed by Rhode Island General Law Chapter 31-36.

Data Source: TY 2010 and TY 2011 Rhode Island Total Distillate Fuel Oil Sales for Residential Use, U.S. Department of Energy. TY 2010 and TY 2011 Other Non-taxable Distribution (gallons), Excise Tax Section, Rhode Island Division of Taxation. Total gallons of residential fuel oil and other non-taxable fuel are summed and multiplied by the motor fuel tax rate of $0.32 per gallon to arrive at the revenue forgone. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Motor Fuel Tax	$52,941,712	*No estimate possible*
2011 Motor Fuel Tax	$47,297,903	*No estimate possible*

Projection Methodology: Combined gallons of residential fuel oil, according to the U.S. Department of Energy for TY 2012, and the gallons of other non-taxable fuel, held constant with TY 2011, and multiplied the total by the motor fuel tax rate of $0.32 per gallon to arrive at the estimated revenue forgone for TY 2012. Amount of exclusion for TY 2013 through TY 2015 is held constant with TY 2012. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Motor Fuel Tax	$48,078,063	*No estimate possible*
2013 Motor Fuel Tax	$48,078,063	*No estimate possible*
2014 Motor Fuel Tax	$48,078,063	*No estimate possible*
2015 Motor Fuel Tax	$48,078,063	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's motor vehicle fuels tax excludes lubricating oils from the definition of "fuels."

Connecticut Statute: Conn. Gen. Stat. § 12-455a

Maine: Maine's provisions exclude lubricating oils from the definition of internal combustion engine fuel. Aircraft users are entitled to a reimbursement in the amount of the tax paid, less 4 cents per gallon upon presenting to the State Tax Assessor a refund application accompanied by the original invoices showing those purchases.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 2902 and 2910

Massachusetts: Massachusetts' provisions exclude lubricating oils from the definition of fuel in the taxation of gasoline law cite.

Massachusetts Statute: Mass. Gen. Laws ch. 64A, § 1

Vermont: Vermont's law excludes lubricating oils from the gasoline tax definition. Gasoline or other motor fuel is defined to mean any type of fuel, by whatever name it may be called, used in an internal combustion engine to generate power to propel a motor vehicle upon a highway.

Vermont Statute: Vt. Stat. Ann. tit. 23, § 3173

19. Maximum Tax of $0.50 per Cigar:

Statutory Reference: Rhode Island General Law Section 44-20-13.2(a)(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1992 / 2009

Description: The tax imposed by Rhode Island General Law Section 44-20-13.2(a)(1) is placed on all smokeless tobacco, cigars, and pipe tobacco products sold or held for sale in the state by any person. As of April 1, 2009, the tax is imposed at a rate of 80.0 percent of the wholesale cost of cigars, pipe tobacco products and smokeless tobacco other than snuff. Notwithstanding the 80.0 percent rate, the tax on cigars shall not exceed $0.50 for each cigar.

Data Source: Excise Tax Section, Rhode Island Division of Taxation. The total number of individual cigars with a wholesale cost greater than $0.63 was 1,266,374 in TY 2010; 1,008,364 in TY 2011; 1,571,589 in TY 2012; and 1,331,903 in TY 2013. The Office of Revenue Analysis (ORA) used data for the January through March 2009 period and the January through March 2010 period to determine that 34.23 percent of the total number of cigars in each tax year with a wholesale cost greater than $0.63 per cigar had an average wholesale cost greater than $1.25 per cigar. Based on information provided by New York State in a 2011 fiscal note, ORA assumed that these "premium cigars" had an average wholesale cost of $2.53 per cigar. The remaining 65.77 percent of cigars with an average wholesale price of more than $0.63 and less than or equal to $1.25 per cigar were assumed to have an average wholesale cost of $0.94 per cigar (the midpoint between $0.63 and $1.25). Revenue forgone is based on the difference between taxes estimated using 80.0 percent of the projected wholesale value, computed using these assumptions, and actual taxes collected each year. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Cigarette Tax	$870,555	*No estimate possible*
2011 Cigarette Tax	$613,924	*No estimate possible*
2012 Cigarette Tax	$1,080,373	*No estimate possible*
2013 Cigarette Tax	$915,603	*No estimate possible*

Projection Methodology: Amount of exclusion is held constant with TY 2013. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2014 Cigarette Tax	$915,603	*No estimate possible*
2015 Cigarette Tax	$915,603	*No estimate possible*

Law Comparison: Connecticut and Vermont have similar provisions.

Connecticut: Effective July 1, 2011, the tax on all tobacco products is 50.0 percent of the wholesale price, not to exceed 50 cents per cigar.

Connecticut Statute: Conn. Gen. Stat. §§ 12-330c(a)(1) and 12-330c(a)(2)

Vermont: The tax on cigars is 92.0 percent of the wholesale price for cigars with a wholesale price of $2.17 or less per cigar, $2.00 per cigar for cigars with a wholesale price of $2.18 to $9.99 per cigar, or $4.00 per cigar for cigars with a wholesale price of $10.00 or more per cigar.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 7811

20. Net Taxable Estate Amount:

Statutory Reference: Rhode Island General Law Section 44-22-1.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / 2009

Description: The Rhode Island estate tax is imposed upon the transfer of the net estate of every resident or non-resident decedent. For decedents whose death occurs on or after January 1, 2010, the net taxable estate amount excluded from the Rhode Island estate tax is $850,000. Beginning on January 1, 2011 and each January 1 thereafter, the exclusion amount will be adjusted by the percentage of increase in the Consumer Price Index for all Urban Consumers (CPI-U) as of September 30 of the prior calendar year compounded annually and rounded up to the nearest $5.00 increment. For decedents whose death occurs on or after January 1, 2011, the net taxable estate exclusion amount was $859,350; on or after January 1, 2012, the net taxable estate exclusion amount is $892,865; on or after January 1, 2013, the net taxable estate exclusion amount is $910,725; and on or after January 1, 2014, the net taxable estate exclusion amount is $921,655. Prior to January 1, 2010, the net taxable estate exclusion amount was $675,000.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Estate Tax	*No estimate possible*	*No estimate possible*
2011 Estate Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: Number of taxpayers is held constant.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Estate Tax	*No estimate possible*	*No estimate possible*
2013 Estate Tax	*No estimate possible*	*No estimate possible*
2014 Estate Tax	*No estimate possible*	*No estimate possible*
2015 Estate Tax	*No estimate possible*	*No estimate possible*

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut has a unified exclusion for Connecticut estate and gift tax of $2.0 million. Similar to the applicable federal exclusion amount, the Connecticut unified exclusion amount applies to either gift or estate tax. Unlike the federal exclusion, the Connecticut amount is only conditionally available. If the sum exceeds $2.0 million, Connecticut estate tax is due on the sum including the first $2.0 million.

Connecticut Statute: Conn. Gen. Stat. § 12-391(g)(1)

Maine: For 2011 and beyond, Maine changed the estate tax to conform to the federal standard. Maine also excludes capital gains on assets held at the owner's death. The cost basis of the appreciated assets is adjusted upward to the market value at the owner's date of death. The exclusion amount is $2.0 million.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 4062(1-A)(A) and 5102(1-D)

Massachusetts: The filing thresholds and exclusion amounts for Massachusetts estate tax purposes for the estate of a decedent dying on or after January 1, 2003, with no adjusted taxable gifts, are as follows: 2003, $700,000; 2004, $850,000; 2005, $950,000; and 2006 and thereafter, $1.0 million. The filing threshold and exclusion amount for the estate of decedents with adjustable gifts are individually determined for both Massachusetts and federal tax purposes.

Massachusetts Statute: Mass. Gen. Laws ch. 65C, § 2A

New Hampshire: The amount of the New Hampshire estate tax is equal to the maximum federal estate tax credit allowable for state death taxes with respect to property subject to this state's jurisdiction to impose a tax.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 87:1

Vermont: The tax imposed under state law cannot exceed the maximum allowable credit for state death taxes under the Internal Revenue Code Section 2011. This "piggyback" system was changed for decedents with a date of death on or after January 1, 2002. Effective for estates of individuals dying on or after January 1, 2009, the Vermont estate tax will not exceed the amount of tax imposed by the Internal Revenue Code Section 2001 calculated using the applicable credit amount under the Internal Revenue Code Section 2010 as in effect on January 1, 2008, with no deduction under Internal Revenue Code Section 2058. This exclusion amount is $2.75 million.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 7442a(c)

21. Possession of Ten Packs of Cigarettes with Out-of-State Tax Stamps:

Statutory Reference: Rhode Island General Law Section 44-20-16

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1948 / 1991

Description: The provisions of Rhode Island General Law Sections 44-20-13 through 44-20-17 do not apply to the use or storage of cigarettes up to a maximum of 10 packs as "ordinarily defined by the practice of the trade" which have been brought into the state on the person.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Cigarette Tax	*No estimate possible*	*No estimate possible*
2011 Cigarette Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Cigarette Tax	*No estimate possible*	*No estimate possible*
2013 Cigarette Tax	*No estimate possible*	*No estimate possible*
2014 Cigarette Tax	*No estimate possible*	*No estimate possible*
2015 Cigarette Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Connecticut's provisions allow an individual the use or storage of cigarettes in an amount not exceeding 200 cigarettes which have been brought into this state on the person or in accompanying baggage.

Connecticut Statute: Conn. Gen. Stat. §12-320

Maine: Maine's provisions allow an unlicensed individual to transport cigarettes for personal use not to exceed two cartons as commonly defined.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 4366-B

22. Public Service Corporations:

Statutory Reference: Rhode Island General Law Section 44-11-1(2)(ii)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1994

Description: By definition public service corporations, with the exception of those public service corporations that are provided for in Rhode Island General Law Section 44-13-2.2, are excluded from the base of taxpayers subject to the tax imposed by Rhode Island General Law Chapter 44-11. These companies are subject to the tax imposed under Rhode Island General Law Chapter 44-13.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Connecticut's provisions specifically state that the taxation provided for public service companies tax upon gross earnings in any year shall be in lieu of all other taxes.

Connecticut Statute: Conn. Gen. Stat. § 12-268j

23. Subchapter S Corporations:

Statutory Reference: Rhode Island General Law Section 44-11-2(d)(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 2004

Description: Small business corporations organized under subchapter S, 26 U.S.C. § 1361 et seq. shall not be subject to the tax imposed by Rhode Island General Law Chapter 44-11 except "to the extent of the income that is subject to federal tax under subchapter S." Subchapter S corporations are subject to taxation under Rhode Island General Law Chapter 44-12.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: All of the New England states have similar provisions.

Connecticut: Subchapter S corporations are exempt from the corporation business tax for income years beginning on or after January 1, 2001. Applicable to income years beginning on or after January 1, 2002, however, subchapter S corporations are subject to an annual business entity tax of $250.

Connecticut Statute: Conn. Gen. Stat. § 12-214(a)(2)(J)

Maine: Subchapter S corporations are generally exempt from the Maine corporate income tax. A subchapter S corporation, however, is a “taxable corporation,” for purposes of the Maine corporate income tax, if it is required to file a return by Me. Rev. Stat. Ann. tit. 36, § 5241, relating to subchapter S corporations with resident shareholders or income derived from sources in Maine; and is subject to federal tax under the Internal Revenue Code Sections 1374 and 1375.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5102(10)

Massachusetts: After January 1, 2009, generally, the income of a qualified subchapter S corporation is not subject to the net income measure of the corporate excise tax. Shareholders are subject to the personal income tax on their distributive share of qualified subchapter S corporation income. Subchapter S corporations with total receipts for the taxable year of $6 million or more, however, are subject to the net income measure of the corporate excise tax.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 32D

New Hampshire: Subchapter S corporations are exempt from the New Hampshire corporate income tax but are subject to the state's business enterprise tax on the total undistributed revenues of the enterprise whatever source derived.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-E:1

Vermont: A subchapter S corporation is defined as a corporation for which a valid election under Internal Revenue Code Section 1362 (a) is in effect. A corporation that elects and is granted subchapter S corporation treatment for federal income tax purposes is considered a subchapter S corporation for Vermont income tax purposes. Subchapter S corporations are not subject to Vermont's corporate income tax, except to the extent of income taxable to the corporation under the Internal Revenue Code. Subchapter S corporations are subject to a minimum tax of $250.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5911

24. Taxed Gross Earnings and Associated Costs of Non-Public Service Corporations:

Statutory Reference: Rhode Island General Law Section 44-13-2.2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1997 / N/A

Description: Rhode Island General Law Section 44-13-2.2 requires that a corporation or public service company whose principal business in Rhode Island is not an activity enumerated in Rhode Island General Law Section 44-13-4 shall be subject to the tax imposed by Rhode Island General Law Chapters 44-11 or 44-30 "provided that the gross earnings subject to tax under Rhode Island General Law Section 44-13-4 and the direct and indirect costs associated with these gross earnings" are excluded from the calculation of net income upon which said taxes are assessed.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*
2010 Total	***No estimate possible***	***No estimate possible***
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	*No estimate possible*	*No estimate possible*
2011 Total	***No estimate possible***	***No estimate possible***

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	*No estimate possible*	*No estimate possible*
2012 Projected Total	***No estimate possible***	***No estimate possible***
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	*No estimate possible*	*No estimate possible*
2013 Projected Total	***No estimate possible***	***No estimate possible***
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	*No estimate possible*	*No estimate possible*
2014 Projected Total	***No estimate possible***	***No estimate possible***
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	*No estimate possible*	*No estimate possible*
2015 Projected Total	***No estimate possible***	***No estimate possible***

Law Comparison: No similar provisions found in the other New England states.

25. Taxes Legally Imposed on Consumer but Separately Stated on Invoice:

Statutory Reference: Rhode Island General Law Section 44-18-12(b)(iv)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 2006

Description: Taxes legally imposed directly on the consumer that are separately stated on the invoice, bill of sale, or similar document provided to the purchaser are not included in the sale price upon which the tax imposed by Rhode Island General Law Chapter 44-18 is assessed.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's law excludes from the sales price, the amount of any tax not including manufacturers or importer's excise tax imposed by the United States upon or with respect to retail sales.

Connecticut Statute: Conn. Gen. Stat. § 12-407

Maine: The sale price does not include the amount of any tax imposed by the United States on or with respect to retail sales.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1752

Massachusetts: In computing the tax due, and before applying the rate, the vendor should exclude the tax reimbursement paid by purchaser to vendor and the federal manufacturers' excise (currently applicable to the federal retail excise tax provisions) levied on motor vehicles (trucks) under the Internal Revenue Code.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 1

Vermont: Effective January 1, 2007, the term "sales price," which is the tax base for the sales and use tax, does not include any taxes legally imposed directly on the consumer that are separately stated on the invoice, bill of sale, or similar document given to the purchaser.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9701(4)(B)(iii)

26. Value-Added Non-Voice Services That Use Computer Processing Applications:

Statutory Reference: Rhode Island General Law Section 44-13-4(4)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 2008

Description: "Value added non-voice services in which computer processing applications are used to act on the form, content, code, and protocol of the information to be transmitted" are excluded from the definition of telecommunication service and thus are not subject to the tax imposed by Rhode Island General Law Chapter 44-13.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

27. Veterinary and Testing Laboratories Services:

Statutory Reference: Rhode Island General Law Section 44-18-7.3(b)(3)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2012 / N/A

Description: Effective October 1, 2012, sales and use tax is imposed on pet care services, except veterinary and testing laboratories services.

Data Source: Rhode Island Interactive Sales and Use Tax Simulation Model.

Reliability Index: 3

Projection Methodology: Rhode Island Interactive Sales and Use Tax Simulation Model used to project revenue forgone for TY 2012. The TY 2012 projected revenue forgone figure reflects 3 months of revenue forgone. For TY 2013, the Office of Revenue Analysis used the full year value of forgone sales and use tax revenue for TY 2012 and applied the TY 2013 over TY 2012 actual growth rate in Rhode Island sales and use tax revenues. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$995,741	*No estimate possible*
2013 Sales and Use Tax	$4,175,840	*No estimate possible*
2014 Sales and Use Tax	$4,175,840	*No estimate possible*
2015 Sales and Use Tax	$4,175,840	*No estimate possible*

Law Comparison: Connecticut and Vermont have similar provisions.

Connecticut: Effective July 1, 2011, pet grooming, pet obedience services, and pet boarding, unless provided as an integral part of professional veterinary services, are taxable. Veterinary services are not identified as taxable services and are exempt from tax.

Connecticut Statute: Conn. Gen. Stat. § 12-407(a)(37)(KK)

Vermont: Sales of services are exempted from sales and use tax, unless specifically designated as taxable. Veterinary services are not specifically designated as a taxable service.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741

EXEMPTIONS

1. Agricultural Products for Human Consumption:

Statutory Reference: Rhode Island General Law Section 44-18-30(61)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2007 / N/A

Description: The sale or storage, use or consumption of livestock and poultry of the kinds of products which ordinarily constitute food for human consumption and of livestock of the kind the products of which ordinarily constitute fibers for human use are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 actual growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$2,462,635	*No estimate possible*
2011 Sales and Use Tax	$2,502,027	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 actual growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 actual growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$2,612,679	*No estimate possible*
2013 Sales and Use Tax	$2,739,197	*No estimate possible*
2014 Sales and Use Tax	$2,739,197	*No estimate possible*
2015 Sales and Use Tax	$2,739,197	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

2. Air and Water Pollution Control Facilities:

Statutory Reference: Rhode Island General Law Section 44-18-30(15)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1966 / 1980

Description: The sale or storage, use or consumption of tangible personal property or supplies acquired for use in the operation of air and/or water pollution control facilities and which have been certified as approved for that purpose by the Director of the Rhode Island Department of Environmental Management are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 actual growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$1,063,106	*No estimate possible*
2011 Sales and Use Tax	$1,080,112	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 actual growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 actual growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$1,127,879	*No estimate possible*
2013 Sales and Use Tax	$1,182,496	*No estimate possible*
2014 Sales and Use Tax	$1,182,496	*No estimate possible*
2015 Sales and Use Tax	$1,182,496	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Connecticut's provisions include personal property incorporated into waste treatment facilities or consumed in air pollution control facilities.

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(21) and 12-412(22)

Maine: Maine's provisions include sales of water pollution control and air pollution control facilities certified as such by the Commissioner of Environmental Protection and any part or accessories thereof or any materials for the construction or maintenance of a facility.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(29) and 1760(30)

3. Aircraft and Aircraft Parts:

Statutory Reference: Rhode Island General Law Section 44-18-30(56)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2004 / N/A

Description: The sale or storage, use or consumption of any new or used aircraft or aircraft parts is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 actual growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$968,830	*No estimate possible*
2011 Sales and Use Tax	$984,328	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 actual growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 actual growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$1,027,859	*No estimate possible*
2013 Sales and Use Tax	$1,077,633	*No estimate possible*
2014 Sales and Use Tax	$1,077,633	*No estimate possible*
2015 Sales and Use Tax	$1,077,633	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: The sale, storage, use or other consumption of, aircraft having a maximum certificated takeoff weight of 6,000 pounds or more is exempt from tax. Effective July 1, 2006, all aircraft repair or replacement parts and repair services are exempt.

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(20), 12-412(76), and 12-412(77)

Maine: An exemption applies to sales or leases of aircraft that weigh over 6,000 pounds, that are propelled by one or more turbine engines, or that are in use by a federal Aviation Administration classified 135 operator. A "classified 135 operator" is a small commercial air carrier such as a commuter airline or air taxi. An exemption also applies to the sale or use in Maine of replacement or repair parts of an aircraft used by a scheduled airline in the performance of service under 49 U.S. Code, Subtitle VII and federal Aviation Administration regulations.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(76) and 1760(88)

Massachusetts: The sale, storage, use or other consumption of aircraft and repair or replacement parts exclusively for use in aircraft or in the significant overhauling or rebuilding of aircraft or aircraft parts or components on a factory basis is exempt from sales and use taxes.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(uu) and 6(vv)

Vermont: There is an exemption for aircraft sold to a person, which holds itself out to the public as engaging in air commerce, for use primarily in the carrying of persons or property for compensation or hire. Effective June 11, 2007 through June 30, 2018, an exemption also applies to parts, machinery, and equipment to be installed in any aircraft.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(29)

4. Banks and Regulated Investment Companies Interstate Toll Free Calls:

Statutory Reference: Rhode Island General Law Section 44-18-30(49)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / 1999

Description: The tax imposed by Rhode Island General Law Chapter 44-18 does not apply to "the furnishing of interstate and international, toll-free, terminating telecommunication service that is used directly and exclusively by or for the benefit of an eligible company."

An eligible company is a company that employs "on average during the calendar year" at least 500 full-time equivalent employees and is a regulated investment company, as defined in 26 U.S.C. § 1 et seq., or a corporation to the extent the service is provided to or on behalf of a regulated investment company, an employee benefit plan, a retirement plan or a pension plan or a state chartered bank.

Data Source: Investment Company Fact Book 2013, Investment Company Institute and Federal Communications Commission (FCC). TY 2010 revenue forgone is calculated by applying the sales and use tax rate to the number of toll-free calls made by an investment company in Rhode Island. The revenue forgone estimate is based on the assumption of 4 hours of toll free calls per day, 5 days a week, 52 weeks a year, at a cost of 6.9 cents per minute. The product is multiplied by the total number of toll-free calls made in the United States, which is then scaled to U.S. investment firms using the ratio of U.S. investment firms to total U.S. firms. The result is then scaled to Rhode Island using the ratio of Rhode Island investment firms to U.S. investment firms. The estimate of revenue forgone is determined by multiplying this figure by 7.0 percent. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$204,773	*No estimate possible*
2011 Sales and Use Tax	$208,048	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$217,249	*No estimate possible*
2013 Sales and Use Tax	$227,769	*No estimate possible*
2014 Sales and Use Tax	$227,769	*No estimate possible*
2015 Sales and Use Tax	$227,769	*No estimate possible*

Law Comparison: Only Maine has a similar provision.

Maine: Sales of international and interstate telecommunications service are exempt from tax for all purchasers.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 2557(33) and 2557(34)

5. Beverage Containers, Hard-to-Dispose Material, and Litter Control Participation Permittee:

Statutory Reference: Rhode Island General Law Sections 44-44-3.6 and 44-44-2(1)

Stated Purpose: This chapter is enacted to provide funding for the litter reduction and recycling program and the hard-to-dispose material – control and recycling program, created pursuant to Rhode Island General Law Chapter 37-15.1.

Year Enacted / Year Amended: 1984 / 2012

Description: Rhode Island General Law Section 44-44-3.6 expressly exempts from the taxes and fees imposed by Rhode Island General Law Chapter 44-44 "any measure upon which this state is prohibited from taxing under the Constitution of the United States." Fruit juices, sports drinks, ready-to-drink teas, energy drinks and ready-to-drink coffees are excluded from the definition of beverage which is subject to the tax imposed by Rhode Island General Law Section 44-44-3. Effective July 1, 2012, the definition of "beverage" was amended to include all non-alcoholic drinks for human consumption, except milk, but including beer and other malt beverages and subject these beverages to the tax imposed under Rhode Island General Law Section 44-44-3.

Data Source: 2011 and 2013 State of the Industry Report, Beverage World Magazine. Annual Estimates of Population for the United States (2010 through 2013), United States Census Bureau. Excise Tax Section, Rhode Island Division of Taxation. Revenue forgone is based on beverage sales in Rhode Island that are not subject to the tax on beverage containers, which includes milk sales. Number of taxpayers was provided by the Division of Taxation.

Beverage World data determined that Rhode Island subjected 82.91 percent of beverage sales, without regard to milk sales, to the tax on beverage containers in TY 2010 and 82.44

percent of beverages sales, without regard to milk sales, to the tax on beverage containers in TY 2011. Based on the TY 2010, TY 2011 and TY 2012 litter control fees collected by the Division of Taxation, the Office of Revenue Analysis determined the full market value of the litter control fees for each fiscal year and used that information to compute estimated revenue forgone on beverage sales, without regard to milk sales, for TY 2010, TY 2011 and TY 2012.

Forgone revenue from milk sales is based on the number of cases of milk sold in Rhode Island annually multiplied by 4.0 cents per case. Rhode Island milk sales are based on the per capita consumption of milk (in gallons) divided by four to determine the per capita consumption of milk (cases) and the result is multiplied by the population of Rhode Island to determine the number of cases of milk consumed in Rhode Island.

Effective July 1, 2012, this exemption applies only to milk sales. Projected revenue forgone for TY 2012 is based on beverage sales for only the first six months of the year, but a full year of milk sales.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Tax on Beverage Containers	$400,948	30
2011 Tax on Beverage Containers	$412,284	30
2012 Tax on Beverage Containers	$307,124	34

Projection Methodology: TY 2013 through TY 2015 is based solely on a projection of milk sales. Number of taxpayers is held constant.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Tax on Beverage Containers	$216,319	34
2014 Tax on Beverage Containers	$216,319	34
2015 Tax on Beverage Containers	$216,319	34

Comparison: No similar provisions found in the other New England states.

6. **Bibles:**

Statutory Reference: Rhode Island General Law Section 44-18-30(29)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1982 / N/A

Description: From the sale and from the storage, use, or other consumption of "any canonized scriptures of any tax-exempt nonprofit religious organization including, but not limited to, the Old Testament and the New Testament versions."

This sales and use tax exemption has been deemed unconstitutional by the Rhode Island Supreme Court (Ahlburn v. Clark, 728 A.2d 449 (RI. 1999); see notes to Decisions).

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Maine and Massachusetts have similar provisions.

Maine: Subject to the provisions of Section 1760-C, no tax on sales, storage or use may be collected upon or in connection with bibles.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(13)

Massachusetts: Bibles, prayer books and other books used for religious worship are exempt from sales tax.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(m)

7. Boats or Vessels Brought in Exclusively for Winter Storage Maintenance, Repair or Sale:

Statutory Reference: Rhode Island General Law Section 44-18-30(46)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1991 / N/A

Description: The tax imposed by Rhode Island General Law Section 44-18-20 "is not applicable for the period commencing on the first day of October in any year to and including the 30th day of April next succeeding with respect to the use of any boat or vessel within Rhode Island exclusively for purposes of: (i) delivery of a vessel to a facility in this state for storage, including dry storage and storage in water by means of apparatus preventing ice damage to the hull, maintenance, or repair; (ii) the actual process of storage, maintenance, or repair of the boat or vessel; or (iii) storage for the purpose of selling the boat or vessel."

Data Source: No reliable data exists for this tax expenditure item. (The forgone revenue from this exemption is included in the "Boats or Vessels Generally" exemption.)

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Connecticut's provisions include an exemption from use tax for vessels brought into the state exclusively for storage, maintenance or repair.

Connecticut Statute: Conn. Gen. Stat. § 12-413a

Maine: The purchase of a watercraft outside this State is exempt if the watercraft is registered outside the State by the purchaser and used outside the State by the purchaser and the watercraft is present in the State not more than 30 days, not including any time spent in this State for temporary storage, during the 12 months following its purchase.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(25)(B)

8. Boats or Vessels Generally:

Statutory Reference: Rhode Island General Law Section 44-18-30(48)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1993 / N/A

Description: From the sale and from the storage, use or other consumption of any new or used boat is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$3,849,815	*No estimate possible*
2011 Sales and Use Tax	$3,911,396	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$4,084,377	*No estimate possible*
2013 Sales and Use Tax	$4,282,161	*No estimate possible*
2014 Sales and Use Tax	$4,282,161	*No estimate possible*
2015 Sales and Use Tax	$4,282,161	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

9. Boats Sold to Non-Residents:

Statutory Reference: Rhode Island General Law Section 44-18-30(30)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1982 / N/A

Description: The sale of a boat or vessel to a bona fide non-resident who does not register the boat or vessel in this state, or document the boat or vessel with the United States government at a home port within the state, whether the sale or delivery of the boat or vessel is made within this state or elsewhere; provided, that the non-resident transports the boat within thirty (30) days after delivery by the seller outside the state for use thereafter solely outside the state is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item. (The forgone revenue from this exemption is included in the "Boats or Vessels Generally" exemption.)

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: A vessel sold to a non-resident is exempt from tax, if the non-resident does not maintain a permanent place of abode in Connecticut, the vessel is not registered or required to be registered with the Connecticut Department of Motor Vehicles and the non-resident provides the retailer with CERT-139 (Sales and Use Tax Exemption for a Vessel Purchased by a Non-Resident of Connecticut).

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(60) and 12-408(1)

Maine: Sales of watercraft to a person that is not a resident of Maine, when the watercraft is intended to be sailed or transported outside the State immediately upon delivery by the seller; sales to a person that is not a resident of the State, under contracts for the construction of a watercraft intended to be sailed or transported outside the State immediately upon delivery by the seller, of materials to be incorporated in the watercraft; and sales to a person that is not a resident of the State for the repair, alteration, refitting, reconstruction, overhaul or restoration of a watercraft intended to be sailed or transported outside the State immediately upon delivery by the seller, of materials to be incorporated in the watercraft are exempt from the sales and use tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(25)

10. Building Materials Used to Rebuild After Disaster:

Statutory Reference: Rhode Island General Law Section 44-18-30(51)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1998 / N/A

Description: The sale, storage, use or other consumption of lumber, hardware, and other building materials used in the reconstruction of a manufacturing business facility, which suffers the destruction of 60.0 percent or more of the facility is exempt from the tax imposed under Rhode Island General Law Chapter 44-18. The exemption does not apply to the cost of the reconstruction materials, which are reimbursed by insurance.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

11. Buses, Trucks or Trailers Used in Interstate Commerce:

Statutory Reference: Rhode Island General Law Section 44-18-40

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1992 / 2012

Description: The purchase, rental, or lease of a bus, truck or trailer, by a bus or trucking company, is not subject to the tax imposed by Rhode Island General Law Chapter 44-18 provided that the bus, truck and/or trailer is utilized exclusively in interstate commerce. Effective June 20, 2012, buses operated by a bus company are allowed the sales and use tax exemption for the purchase or rental/lease of a bus that transports passengers for hire, provided that the bus is used no less than 80.0 percent of the time in interstate commerce.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$2,527,046	*No estimate possible*
2011 Sales and Use Tax	$2,567,469	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone. The projected TY 2012 revenue forgone was then reduced by 20.0 percent to reflect the change in law enacted in the 2012 General Assembly session. Applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$2,397,487	*No estimate possible*
2013 Sales and Use Tax	$2,513,585	*No estimate possible*
2014 Sales and Use Tax	$2,513,585	*No estimate possible*
2015 Sales and Use Tax	$2,513,585	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Each purchaser of a commercial truck, truck, tractor, truck tractor, or semi-trailer or vehicle used in combination therewith is exempt from tax upon presentation of a certificate/permit issued by the Interstate Commerce Commission.

Connecticut Statute: Conn. Gen. Stat. § 12-412(70)

Maine: The sale of a vehicle, railroad rolling stock, aircraft or watercraft that is placed in use by the purchaser as an instrumentality of interstate or foreign commerce within 30 days after that sale and that is used by the purchaser not less than 80 percent of the time for the next 2 years as an instrumentality of interstate or foreign commerce is exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(41)

12. Camps:

Statutory Reference: Rhode Island General Law Section 44-18-30(16)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1967 / N/A

Description: The rental charged for living quarters, or sleeping or housekeeping accommodations at camps or retreat houses operated by religious, charitable, educational, or other nonprofit organizations as listed in Rhode Island General Law Section 44-18-30(5); or privately owned and operated summer camps for children are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$918,194	*No estimate possible*
2011 Sales and Use Tax	$932,881	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$974,138	*No estimate possible*
2013 Sales and Use Tax	$1,021,310	*No estimate possible*
2014 Sales and Use Tax	$1,021,310	*No estimate possible*
2015 Sales and Use Tax	$1,021,310	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Privately owned and operated summer camps for children, as well as those operated by religious or charitable organizations, are exempt from tax on the lodging accommodations.

Connecticut Statute: Conn. Gen. Stat. § 12407(a)(17)

Maine: Maine's provisions include an exemption for living quarters, sleeping or housekeeping accommodations at camps, which are also entitled to a corresponding property tax exemption.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(17)

Massachusetts: An exemption from both the sales tax on meals and the room occupancy excise is provided for summer camps for children age 18 and under, or for summer camps for developmentally disabled individuals. Camps that satisfy the above criteria but offer their facilities during the off-season to individuals 60 years of age or over for 30 days or less in any calendar year will not lose their exemption.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 2 and 6(cc)

Vermont: Overnight accommodations as well as meals at camps serving children are not subject to the rooms or meals tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9202(6) and 9202(10)(D)(ii)(VI)

13. Casual Sales:

Statutory Reference: Rhode Island General Law Section 44-18-20(g)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1995

Description: The sale of tangible personal property not held or used by the seller in the course of the activities for which the seller is required to hold a seller's permit are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. Casual sales are limited to no more than five in any twelve-month period and include sales made at bazaars, fairs, picnics, or similar events by non-profit organizations for a total of two events that do not exceed six days in duration.

Data Source: Excise Tax Section, Rhode Island Division of Taxation. Data is for the casual sale of motor vehicles only.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$148,726	452
2011 Sales and Use Tax	$113,513	326
2012 Sales and Use Tax	$159,143	384

Projection Methodology: Projected revenue forgone for TY 2013 through TY 2015 is held constant with TY 2012. The number of taxpayers for TY 2013 through TY 2015 is also held constant with TY 2012.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	$159,143	384
2014 Sales and Use Tax	$159,143	384
2015 Sales and Use Tax	$159,143	384

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Casual or isolated sales are exempt from tax. These are sales whose number, scope, and character are insufficient to make it necessary for the seller to have a seller's permit. This exemption is based on the fact that sales tax applies only to sales by retailers and a person making casual or isolated sales would not meet the definition of “retailer” contained in Connecticut law.

Connecticut Statute: Conn. Gen. Stat. § 12-431

Maine: Casual sales, in general, are not subject to Maine’s sales and use taxes. These taxes are imposed on sales at retail, and casual sales are specifically excluded from the definition of retail sales. In most cases of casual sales involving the sale of trailers, truck campers, motor vehicles, special mobile equipment except farm tractors and lumber harvesting vehicles or loaders, watercraft or aircraft, the sales and use tax must be imposed.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1752(11)(B)(1) and 1764

Massachusetts: Casual and isolated sales by a vendor not regularly engaged in the business of making sales at retail are exempt except for the casual or isolated sale of a motor vehicle, a trailer, a boat or an airplane.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(c)

Vermont: Sale of tangible personalty as a casual sale is exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(4)

14. Charitable, Education or Religious Organizations:

Statutory Reference: Rhode Island General Law Section 44-18-30(5)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1961 / 1988

Description: The sale to and from the storage, use, and other consumption of tangible personal property by nonprofit hospitals, educational institutions, churches, orphanages and other institutions or organizations operated exclusively for religious or charitable purposes, interest free loan associations not operated for profit, nonprofit organized sporting leagues and associations and bands for boys and girls under the age of 19, state chapters of national vocational students organizations, organized nonprofit golden age and senior citizens clubs for men and women and parent teacher associations are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$72,580,096	*No estimate possible*
2011 Sales and Use Tax	$73,741,087	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$77,002,266	*No estimate possible*
2013 Sales and Use Tax	$80,731,080	*No estimate possible*
2014 Sales and Use Tax	$80,731,080	*No estimate possible*
2015 Sales and Use Tax	$80,731,080	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: The exemption extends to any organization, which is exempt from federal Income Tax under various Internal Revenue Code § 501 provisions.

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(8) and 12-412(5)

Maine: The exemption includes: (1) proprietors of unincorporated hospitals, (2) hospitals, (3) medical research centers, (4) churches, (4) schools, (5) incorporated nonprofit nursing homes, (6) incorporated nonprofit residential care facilities, (7) incorporated nonprofit assisted housing programs for the elderly, (8) incorporated nonprofit home health agencies, (9) incorporated nonprofit rural community health centers, (10) incorporated nonprofit dental health centers, (11) medical clinics whose sole mission is to provide free medical care to the indigent or uninsured, (12) organizations organized for the purpose of establishing and maintaining laboratories for scientific study and investigation in the field of biology or ecology, (13) institutions operating educational television or radio stations, and (14) organizations or their affiliates whose purpose is to provide literacy assistance or free clinical assistance to children with dyslexia.

Maine also exempts sales to (a) incorporated private nonprofit residential child caring institutions, (b) community mental health facilities, mental retardation facilities and substance abuse facilities, (c) incorporated nonprofit memorial foundations that primarily provide cultural programs free to the public, historical societies and museums, (d) incorporated nonprofit nursery schools and day-care centers, (e) any church affiliated nonprofit organization which operates… a residential home for adults, (f) incorporated nonprofit organizations that provide free temporary emergency shelter or food for underprivileged individuals in Maine, (g) incorporated nonprofit child abuse and neglect prevention councils, statewide organizations that advocate for children and that are members of the Medicaid Advisory Committee, and certain community action agencies, (h) any nonprofit free public lending library which is funded in part or wholly by the State or any political subdivision or the federal government, (i) incorporated nonprofit Veterans' Memorial Cemetery Associations, (j) incorporated nonprofit hospice organizations, (k) nonprofit youth organizations whose primary purpose is to provide athletic instruction in a non-residential setting and councils and local units of incorporated nonprofit national scouting organizations, (l) incorporated nonprofit animal shelters, (m) local branches of incorporated international nonprofit charitable organizations that lend medical supplies and equipment to persons free of charge, (n) incorporated nonprofit organizations whose sole purpose is to fulfill the wishes of children with life-threatening diseases when their family or guardian is unable to otherwise financially fulfill those wishes, (o) incorporated nonprofit monasteries and convents, (p) incorporated nonprofit organizations engaged primarily in providing support systems for single-parent families for the development of psychological and economic self-sufficiency, (q) local branches of incorporated nonprofit organizations whose purpose is to construct low-cost housing for low-income people, (r) incorporated nonprofit organizations whose sole purpose is to create, maintain and update a registry of Vietnam veterans, (s) incorporated nonprofit organizations whose primary purposes are to promote public understanding of hearing impairment and to assist hearing-impaired persons, (t) nonprofit organizations whose primary purpose is to develop housing for low-income people, and (u) nonprofit organizations whose primary purpose is to obtain, medically evaluate and distribute eyes for use in corneal transplantation, research and education.

Maine Statute: Me. Rev. Stat. Ann. Tit. 36, §§ 1760(15), 1760(16), 1760(18-A), 1760(28), 1760(42), 1760(43), 1760(44), 1760(47-A), 1760(49), 1760(50), 1760(51), 1760(55), 1760(56) 1760(60), 1760(62), 1760(63), 1760(65), 1760(66), 1760(67), 1760(69), 1760(70), 1760(72), 1760(77) and 2557(3)

Massachusetts: The exemption includes sales to any corporation, foundation, organization or institution exempt from tax under Internal Revenue Code Section 501(c)(3).

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(e)

Vermont: Organizations that qualify for exempt status under the provisions of 26 U.S.C. § 501(c)(3) as well as agricultural organizations similarly qualified when presenting agricultural fairs, field days or festivals are not subject to the sales and use tax and organizations which qualify for exempt status under the provisions of 26 U.S.C. § 501(c)(4)-(13) and (19), and political organizations as defined in 26 U.S.C. § 527(e) are exempt from the sales and use tax upon entertainment charges…in the case of not more than four special events (not including usual or continuing activities of the organization) held in any calendar year, and which, in the aggregate, are not held on more than four days in such year, and which are open to the general public.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9743(3) and 9743(5)

15. Clothing and Footwear:

Statutory Reference: Rhode Island General Law Section 44-18-30(27)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1977 / 2012

Description: The sales of articles of clothing and footwear suitable for general use to be worn as human wearing apparel are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. This exemption does not apply to clothing for athletic activity or protective use. Effective October 1, 2012, the sales and use tax exemption is amended to exclude the sale of clothing, including footwear, with a retail sales price which exceeds $250 per item. Sales and use tax is imposed to the portion of the retail price of an individual item of clothing or footwear that exceeds $250.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$53,716,763	*No estimate possible*
2011 Sales and Use Tax	$54,576,016	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone. Beginning on October 1, 2012, however, this exemption does not apply to the portion of the sales price of an item of clothing or footwear that exceeds $250. As a result, the revenue forgone estimate for TY 2012 was adjusted to take into account the change in application of the exemption. Applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone (adjusted to take into account the change in the exemption for a full year) to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$52,731,898	*No estimate possible*
2013 Sales and Use Tax	$48,078,153	*No estimate possible*
2014 Sales and Use Tax	$48,078,153	*No estimate possible*
2015 Sales and Use Tax	$48,078,153	*No estimate possible*

Law Comparison: Connecticut, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's exemption provisions are limited to clothing costing less than $50. If an article of clothing or footwear is sold for more than the exemption limit, tax is computed on the entire purchase price, not merely the excess. Effective July 1, 2011, this exemption has been repealed; however, the exemption has been restored for items sold on and after June 1, 2015.

Connecticut Statute: Conn. Gen. Stat. § 12-412(47)

Massachusetts: Massachusetts' exemption provisions are limited to clothing, including footwear that is intended to be worn or carried on the human body. The exemption, which is limited to $175 for any article of clothing, does not apply to special clothing or footwear designed for athletic activity or protective use and is not normally worn except for the athletic or protective use.

Massachusetts Statute: Mass. Gen. Laws ch. 64I, § 6(k)

Vermont: Effective January 1, 2007, a sales and use tax exemption applies to all clothing, but clothing shall not include clothing accessories or equipment, protective equipment, or sport or recreational equipment. Clothing and footwear will not be subject to sales tax regardless of price.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(45)

16. Coffins, Caskets, and Burial Garments:

Statutory Reference: Rhode Island General Law Section 44-18-30(12)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1952 / N/A

Description: The sale, storage, use or other consumption of coffins, caskets, shrouds and other burial garments ordinarily sold by a funeral director as part of the business of funeral directing are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$1,088,019	*No estimate possible*
2011 Sales and Use Tax	$1,105,423	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$1,154,310	*No estimate possible*
2013 Sales and Use Tax	$1,210,207	*No estimate possible*
2014 Sales and Use Tax	$1,210,207	*No estimate possible*
2015 Sales and Use Tax	$1,210,207	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut exempts tangible personal property by any funeral establishment performing the primary services in preparation for and the conduct of burial or cremation, provided any such property must be used directly in the performance of such services and the total amount of such exempt sales with respect to any single funeral may not exceed $2,500, and caskets used for burial or cremation.

Connecticut Statute: Conn. Gen. Stat. § 12-412(55)

Maine: “Sales of funeral services” are considered to mean sales of tangible personal property by a funeral director insofar as such sales are a necessary part of the preparation of a human body for burial, or a necessary part of the ceremony conducted by the funeral director prior to or in connection with the burial of a human body. Sales by funeral directors of caskets, vaults, boxes, clothing, crematory urns, or other similar items generally referred to as “funeral furnishings,” are exempt from tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(24)

Massachusetts: Sales of coffins, caskets, burial garments or other materials, which are ordinarily sold by a funeral director as part of the business of funeral directing are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(n)

Vermont: Funeral charges, including sales of tangible personal property such as caskets, vaults, boxes, clothing, crematory urns, and other such funeral furnishings as are necessary incidents of the funeral, but excluding the sale of flowers and other items sold as an accommodation rather than as an integral part of the funeral service or preparation therefore are exempt

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(22)

17. Coins:

Statutory Reference: Rhode Island General Law Section 44-18-30(43)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1988 / N/A

Description: The sale and other consumption of coins having numismatic or investment value are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: 2010, 2011 and 2012 Annual Reports, United States Mint. Annual Estimates of Population for the United States (2010 through 2012), United States Census Bureau. Revenue forgone is based on the annual numismatic and bullion coin sales in Rhode Island. Annual U.S. numismatic and bullion coin sales are scaled for Rhode Island using the ratio of Rhode Island's population to the total U.S. population. Revenue forgone is determined by multiplying this amount by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$778,613	*No estimate possible*
2011 Sales and Use Tax	$989,451	*No estimate possible*
2012 Sales and Use Tax	$689,228	*No estimate possible*

Projection Methodology: Applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone.

TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2013 Sales and Use Tax	$722,604	*No estimate possible*
2014 Sales and Use Tax	$722,604	*No estimate possible*
2015 Sales and Use Tax	$722,604	*No estimate possible*

Law Comparison: Connecticut, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include exemptions for gold or silver bullion, legal tender of any nation, rare and antique coins and coins traded according to value as a precious metal. The exemption is limited to transactions in which the total value of the sale is less than $1,000.

Connecticut Statute: Conn. Gen. Stat. § 12-412(45)

Massachusetts: Massachusetts' exemption includes sales of $1,000 or more of items traded or sold according to their value as precious metals such as rare coins of numismatic value, gold or silver bullion or coins and gold or silver tender of any nation traded and sold according to its value as precious metal.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(ll)

Vermont: Coins and other numismatic items when purchased as a medium of exchange are exempt.

Vermont Statute: Code of Vt. Rules § 1.9701(7)(B)(3)

18. Commercial Fishing Vessels in Excess of Five Net Tons:

Statutory Reference: Rhode Island General Law Section 44-18-30(26)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1976 / 2002

Description: The sales of vessels and other watercraft of more than five net tons if used exclusively for commercial fishing are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. The exemption also applies to fishing equipment used in connection with the commercial fishing done by the vessel as well as material for the maintenance and/or repair of the vessels.

Data Source: No reliable data exists for this tax expenditure item. (The forgone revenue from this exemption is included in the "Boats or Vessels Generally" exemption.)

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: Commercial fishing vessels and machinery or equipment for use thereon are exempt. A "commercial fishing vessel" includes any vessel with a certificate of documentation issued by the United States Coast Guard for coastwise fishery.

Connecticut Statute: Conn. Gen. Stat. § 12-412(40)

Maine: Maine does not include an exemption, but does provide a refund as follows. A refund and an alternative exemption card procedure exist for certain depreciable machinery and equipment used in commercial fishing. This includes new or used watercraft, nets, traps, cables, tackle and related equipment necessary to and used directly and primarily in the operation of a commercial fishing venture.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 2013 and Code Me. R. § 323

Massachusetts: Massachusetts' provisions include exemption for vessels used directly and exclusively in commercial fishing, machinery and equipment and replacement parts thereof.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(o)

19. Commercial Vessels of More Than 50 Tons Burden:

Statutory Reference: Rhode Island General Law Section 44-18-30(25)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1976 / N/A

Description: Sales made to commercial ships, barges or other vessels of 50 tons burden or more primarily engaged in interstate or foreign commerce are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. Provisions, supplies and material purchased for maintenance and repair of such commercial vessels are also exempt.

Data Source: No reliable data exists for this tax expenditure item. (The forgone revenue from this exemption is included in the "Boats or Vessels Generally" exemption.)

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Massachusetts has a similar provision.

Massachusetts: Sales of barges or vessels of 50 ton burden are exempt from tax when constructed in the Commonwealth and sold by their builders. Also exempt are sales of fuel or fuel substitutes for those vessels engaged in interstate or foreign commerce or used directly and exclusively in commercial fishing along with the machinery and equipment used for those vessels, and replacement parts for the vessels, machinery, and equipment.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(o)

20. Compressed Air:

Statutory Reference: Rhode Island General Law Section 44-18-30(33)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1984 / N/A

Description: The sale, storage, consumption or other use of compressed air is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found in the other New England states.

21. Containers:

Statutory Reference: Rhode Island General Law Section 44-18-30(4)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1988

Description: The sale, storage, use or other consumption of non-returnable containers, including boxes, paper bags, and wrapping materials which are biodegradable and all bags and wrapping materials utilized in the medical and healing arts, when sold without the contents to people who place the contents in the container and sell the contents with the container are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. Returnable containers are also exempt when sold with the contents in connection with the retail sale of the contents. Returnable containers are also exempt when sold for refilling.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$10,221,833	*No estimate possible*
2011 Sales and Use Tax	$10,385,341	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$10,844,630	*No estimate possible*
2013 Sales and Use Tax	$11,369,778	*No estimate possible*
2014 Sales and Use Tax	$11,369,778	*No estimate possible*
2015 Sales and Use Tax	$11,369,778	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions are similar to Rhode Island's and include an exemption for returnable dairy product containers when sold without the contents.

Connecticut Statute: Conn. Gen. Stat. § 12-412(14)

Maine: Maine's provisions include returnable containers sold with the contents or resold for refilling. A further part of the provisions cover packaging materials when sold for packing or shipping tangible personalty or for packing or shipping tangible personalty sold by the purchaser of the packaging materials.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(12)

Massachusetts: Massachusetts' exempts most containers. They include sales of empty returnable and non-returnable containers to be filled and resold, containers the contents of which are exempt from the sales tax, and returnable containers when sold with the contents or resold for refilling.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(q)

Vermont: Materials, containers, labels, sacks, cans, boxes, drums or bags and other packing, packaging or shipping materials for use in packing, packaging or shipping tangible personalty by a manufacturer or distributor are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(16)

22. Deed, Instrument or Writing where Grantor is U.S. Government or State of Rhode Island:

Statutory Reference: Rhode Island General Law Section 44-25-2(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1968 / 2000

Description: Any deed, instrument, or writing where the United States, the State of Rhode Island or one the State's political subdivisions are the grantor is exempt from the tax imposed by Rhode Island General Law Chapter 44-25.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2011 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2013 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2014 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2015 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Connecticut's provisions include exemption for those deeds for which Connecticut is prohibited from taxation under the US Constitution or related laws.

Connecticut Statute: Conn. Gen. Stat. § 12-498

23. Diesel Emission Control Technology:

Statutory Reference: Rhode Island General Law Section 44-18-30(63)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2010 / N/A

Description: The sale and use of diesel retrofit technology that is required by Rhode Island General Law Section 31-47.3-4 is exempt from the tax imposed by Rhode Island General Law 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

24. Dietary Supplements:

Statutory Reference: Rhode Island General Law Section 44-18-30(59)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2006 / N/A

Description: The sale, storage, use or other consumption of dietary supplements, as defined in Rhode Island General Law Section 44-18-7.1(1)(v), sold on prescription are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. A dietary supplement is any product, other than tobacco, that contains one or more of the following: a vitamin; a mineral; an herb or other botanical; an amino acid; a dietary substance for use by humans that increases the total dietary intake; or a concentrate, metabolite, constituent, extract, or combination of any ingredient described in above.

Data Source: 2010 and 2011 Supplemental Business Report, Nutrition Business Journal. Annual Estimates of Population for the United States (2010 and 2011), United States Census Bureau. Revenue forgone is based on the annual sales of dietary supplements by prescription in Rhode Island. The U.S. sales of dietary supplements are scaled to Rhode Island using the ratio of Rhode Island's population to the total U.S. population. It is assumed that 25.0 percent of Rhode Island sales of dietary supplements are by prescription. Revenue forgone is determined by multiplying this amount by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$1,673,476	*No estimate possible*
2011 Sales and Use Tax	$1,769,784	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$1,848,052	*No estimate possible*
2013 Sales and Use Tax	$1,937,543	*No estimate possible*
2014 Sales and Use Tax	$1,937,543	*No estimate possible*
2015 Sales and Use Tax	$1,937,543	*No estimate possible*

Law Comparison: Only Maine has a similar provision.

Maine: Medicines, tonics, vitamins and preparations in liquid, powdered, granular, tablet, lozenge or pill form, sold as dietary supplements or adjuncts, when sold on the prescription of a physician are exempt

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1752(3-B)

25. **Distressed Essential Community Hospital:**

Statutory Reference: Rhode Island General Law Section 23-17.25-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2010 / N/A

Description: For a period of 12 years, Landmark Medical Center (LMC) or any entity owned and controlled by LMC, or any successor-in-interest to LMC, shall not be required to pay or otherwise be financially responsible for any Rhode Island sales and use taxes that might otherwise be due in connection with any purchases, capital improvements, or any other activities conducted by LMC pursuant to the health facility licenses maintained by LMC.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Sales of tangible personal property to and by profit and nonprofit charitable hospitals in the state are exempt. Connecticut's exemption includes nursing homes, rest homes and homes for the aged as well.

Connecticut Statute: Conn. Gen. Stat. § 12-412(5)

26. Educational Institutions Rental Charges:

Statutory Reference: Rhode Island General Law Section 44-18-30(18)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1967 / N/A

Description: The rent charged by any educational institution for living quarters, or sleeping or housekeeping accommodations or other rooms or accommodations to any student or teacher necessitated by attendance at an educational institution is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$5,618,618	*No estimate possible*
2011 Sales and Use Tax	$5,708,493	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$5,960,950	*No estimate possible*
2013 Sales and Use Tax	$6,249,607	*No estimate possible*
2014 Sales and Use Tax	$6,249,607	*No estimate possible*
2015 Sales and Use Tax	$6,249,607	*No estimate possible*

Law Comparison: Connecticut and Maine have similar Sales and Use Tax provisions. Massachusetts, New Hampshire and Vermont provide similar exemptions under the Room Occupancy Excise, Rooms, and Rooms and Meals taxes, respectively.

Connecticut: Connecticut's provisions include the exemption of lodging accommodations at educational institutions.

Connecticut Statute: Conn. Gen. Stat. § 12407(a)(17)

Maine: Maine's provisions include the exemption of rental charges for living quarters, sleeping or housekeeping accommodations to any student necessitated by attendance at a school as defined further by Maine statutes.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(19)

Massachusetts: Massachusetts provisions include the exemption of lodging accommodations, including dormitories, at religious, charitable, educational and philanthropic institutions; provided, however, that this exemption shall not apply to accommodations provided by any such institution at a hotel or motel operated by the institution

Massachusetts Statute: Mass. Gen. Laws ch. 64G, § 2(b)

New Hampshire: New Hampshire excludes from the definition of occupancy, "[o]ccupancy at a facility or establishment owned or leased pursuant to a long-term agreement by an organization operated for educational purposes, which organization is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code, but only if occupancy at such facility or establishment is provided: (A) To students regularly attending the organization; (B) To employees, faculty members or administrative officials of the organization, but only if occupancy at such facility or establishment is provided in connection with responsibilities performed for the organization; (C) To volunteers providing services in connection with the organization; or (D) To any person, but only if occupancy at such facility or establishment is provided pursuant to an activity which is related to educational purposes and the sponsor of such activity is an organization exempt from federal income taxation under Section 501(c) of the Internal Revenue Code or the federal or state government or an instrumentality thereof. The exemption provided by this subparagraph (b)(2)(D) shall not apply if occupancy at the facility or establishment is offered to the general public on a regular and continuous basis without regard to an activity which is related to educational purposes."

New Hampshire Statute: N.H. Rev. Stat. Ann. § 78-A:3, VI(b)(2)

Vermont: The rental charges to students attending a school are not subject to the rooms tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9202(8)

27. Electricity and Gas for Domestic Use by Occupants of Residential Premises:

Statutory Reference: Rhode Island General Law Section 44-18-30(21)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1972 / N/A

Description: The sale, use, storage or other consumption of electricity or gas furnished for domestic use by occupants of residential premises is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$42,366,364	*No estimate possible*
2011 Sales and Use Tax	$43,044,056	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$44,947,668	*No estimate possible*
2013 Sales and Use Tax	$47,124,246	*No estimate possible*
2014 Sales and Use Tax	$47,124,246	*No estimate possible*
2015 Sales and Use Tax	$47,124,246	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut’s provisions exempt the sale, furnishing or service of gas, including bottled gas, and electricity, when delivered to consumers through mains, lines, pipes or bottles for use in any residential dwelling.

Connecticut Statute: Conn. Gen. Stat. § 12-412(3)

Maine: Maine exempts coal, oil, wood and all other fuels, including gas and the first 750 kilowatt hours of residential electricity per month, when bought for cooking and heating in buildings designed and used for both human habitation and sleeping.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(9)(B) and 1760(9)(C)

Massachusetts: Massachusetts' provisions are similar to Rhode Island, which exempts the sales, furnishing or service of water, gas, steam or electricity used for residential purposes.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(j)

Vermont: Vermont exempts sales of electricity, oil, gas and other fuels used in a residence for all domestic use, including heating.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(26)

28. Electricity, Steam and Thermal Energy from Rhode Island Economic Development Corporation (now the Rhode Island Commerce Corporation):

Statutory Reference: Rhode Island General Law Section 44-18-40.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1995 / N/A

Description: The gross receipts from the sale, storage, use or other consumption of electricity, steam and thermal energy that is produced, transmitted, and/or sold by the Rhode Island Commerce Corporation are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Quonset Development Corporation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$0	0
2011 Sales and Use Tax	$0	0

Projection Methodology: Amount of exemption and number of taxpayers held constant.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$0	0
2013 Sales and Use Tax	$0	0
2014 Sales and Use Tax	$0	0
2015 Sales and Use Tax	$0	0

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Sales of gas, steam, electricity or heating fuel for use by any business that has five or fewer employees, that had gross income of less than $1,000,000 for the preceding calendar year, and that reasonably expects gross income of less than $1,000,000 for the current calendar year are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(qq)

29. Equipment for Research and Development:

Statutory Reference: Rhode Island General Law Section 44-18-30(42)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / 1996

Description: The sale, use, storage or other consumption of equipment that is used for research and development purposes by a qualifying company is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. A qualifying company is a business "for which the use of research and development equipment is an integral part of its operation." Equipment means "scientific equipment, computers, software and related items."

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$839,766	*No estimate possible*
2011 Sales and Use Tax	$853,199	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$890,931	*No estimate possible*
2013 Sales and Use Tax	$934,074	*No estimate possible*
2014 Sales and Use Tax	$934,074	*No estimate possible*
2015 Sales and Use Tax	$934,074	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Property used in research and development can qualify for the exemptions given to manufacturing materials. Research and development services are not among the list of taxable services and, therefore, are not subject to tax.

Connecticut also provides a sales and use tax exemption for the sale of and the storage, use or other consumption of machinery, equipment, tools, materials, supplies and fuel used directly in the biotechnology industry. “Biotechnology” means the application of technologies, such as recombinant DNA techniques, and new bioprocesses, using living organisms, or parts of organisms, to produce or modify products, to improve plants or animals, to identify targets for small molecule pharmaceutical development, to transform biological systems into useful processes and products or to develop microorganisms for specific uses.

Connecticut Statute: Conn. Gen. Stat. §§ 12-407(a)(a)(37) and 12-412(89)

Maine: Maine’s exemption provisions include sales of machinery and equipment for the use by the purchaser directly and exclusively in research and development in the experimental and laboratory sense and primarily biotechnology applications and also by the purchaser to be used.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(32)

Massachusetts: Sales of machinery or replacement parts thereof used in research and development by a manufacturing corporation or a research and development corporation is exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(r) and 6(s)

Vermont: Vermont's provisions exempt sales of tangible personal property purchased for use or consumption directly and exclusively, except for isolated or occasional uses, in commercial industrial or agricultural research and development.

Vermont's Statute: T Vt. Stat. Ann. tit. 32, § 9741(24)

30. Estates of Persons Declared Missing in Action by U.S. Armed Forces:

Statutory Reference: Rhode Island General Law Section 44-22-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1977 / 1990

Description: The estate of a serviceman or servicewoman who has been classified by the armed forces of the United States as missing in action is exempt from the tax imposed by Rhode Island General Law Chapter 44-22.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Estate Tax	*No estimate possible*	*No estimate possible*
2011 Estate Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Estate Tax	*No estimate possible*	*No estimate possible*
2013 Estate Tax	*No estimate possible*	*No estimate possible*
2014 Estate Tax	*No estimate possible*	*No estimate possible*
2015 Estate Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

31. Farm Equipment:

Statutory Reference: Rhode Island General Law Section 44-18-30(32)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1984 / 2004

Description: The sale, storage, use or other consumption of machinery and equipment, including replacement parts, and tools and supplies used in the repair and maintenance of farming equipment, used directly for commercial farming and agricultural production is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. "Commercial farming" is defined as the keeping or boarding of five or more horses or the production within this state of agricultural products, including, but not limited to, field or orchard crops, livestock, dairy, and poultry, or their products, where the keeping, boarding, or production provides at least $2,500 in annual gross sales to the operator.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$474,124	*No estimate possible*
2011 Sales and Use Tax	$481,708	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$503,011	*No estimate possible*
2013 Sales and Use Tax	$527,370	*No estimate possible*
2014 Sales and Use Tax	$527,370	*No estimate possible*
2015 Sales and Use Tax	$527,370	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include any items sold exclusively for use in agricultural production by a farmer engaged in such production as a business as evidenced by the Farmer's Tax Exemption Permit issued by the Connecticut Department of Revenue Services.

Connecticut Statute: Conn. Gen. Stat. § 12-412(63)

Maine: Maine does not include an exemption but does provide a refund as follows. A refund and an alternative exemption card procedure exist for certain depreciable machinery and equipment used in commercial agricultural production, commercial fishing, or commercial aquacultural production. The refund procedure is also applicable to purchases of electricity used for such purposes.

Maine Statute: Me. Rev. Stat. Ann. Tit. 36, § 2013 and Code Me. R. §323

Massachusetts: Massachusetts' provisions include sales of machinery of replacement parts used directly and exclusively in agricultural production. Farmers (including persons who raise poultry and livestock) and fishermen pay no tax on materials, tools and fuel they buy that is used or consumed directly and exclusively in agricultural production and commercial fishing or in the production of laboratory animals for qualifying research.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(r), 6(s) and 6(p)

Vermont: Sales of agricultural machinery and equipment for direct and exclusive use (except for isolated or occasional uses) to produce or grow tangible personalty for sale at farms (including stock, dairy, poultry, fruit, and truck farms) orchards, nurseries, or in greenhouses or other similar structures used primarily for the raising of agricultural or horticultural items for sale are exempt from sales and use tax. Uses will be presumed to not be isolated or occasional if they total not more than 4.0 percent of the time the machinery or equipment is operated. Vermont also includes items used in the production on farms of tangible personal property. This applies to a specific list of items including feed, seed, plants, baler twine, silage bags, sheets of plastic for bunker covers or agricultural wrap, and breeding of other livestock. They also include pesticides, chemicals and fertilizers but only when used for agriculture.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9741(25) and 9741(3)

32. **Farm Structure Construction Materials:**

Statutory Reference: Rhode Island General Law Section 44-18-30(44)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1988 / N/A

Description: Lumber, hardware and other materials used in the new construction of farm structures including production facilities and any other structures used in connection with commercial farming are exempt from the tax imposed by Rhode Island General Law 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$1,303,558	*No estimate possible*
2011 Sales and Use Tax	$1,324,410	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$1,382,981	*No estimate possible*
2013 Sales and Use Tax	$1,449,952	*No estimate possible*
2014 Sales and Use Tax	$1,449,952	*No estimate possible*
2015 Sales and Use Tax	$1,449,952	*No estimate possible*

Law Comparison: Only Maine has a similar provision.

Maine: Any materials for the construction, repair or maintenance of an animal waste storage facility are exempt. An "animal waste storage facility" means a structure or pit constructed and used solely for storing manure, animal bedding waste or other wastes generated by animal production. For a facility to be eligible for this exemption, the Commissioner of Agriculture, Food and Rural Resources must certify that a nutrient management plan has been prepared in accordance with Title 7, Section 4204 for the farm utilizing that animal waste storage facility.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(81)

33. Feed for Certain Animals Used in Commercial Farming:

Statutory Reference: Rhode Island General Law Section 44-18-30(63)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2012 / N/A

Description: The feed for "livestock and poultry of the kinds of products of which ordinarily constitute food for human consumption and of livestock of the kind the products of which ordinarily constitute fibers for human use" is exempted from the sales and use tax.

Data Source: Rhode Island Interactive Sales and Use Tax Simulation Model.

Reliability Index: 3

Projection Methodology: Revenue forgone is projected using Fiscal Note 2012-S-2283. TY 2012 reflects 6 months of revenue forgone since this exemption was effective July 1, 2012. No reliable data exists from which to determine the number of taxpayers.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$161,251	*No estimate possible*
2013 Sales and Use Tax	$326,871	*No estimate possible*
2014 Sales and Use Tax	$332,650	*No estimate possible*
2015 Sales and Use Tax	$334,059	*No estimate possible*

Law Comparison: Maine, Massachusetts and Vermont have similar provisions.

Maine: Maine's provisions include sales of organic bedding materials for farm animals and hay. It also includes seed, fertilizers, defoliants, and pesticides for use in the commercial production of an agricultural or silvicultural crop as well as sales of breeding stock, semen, embryos, feed, hormones, antibiotics, medicine, pesticides, and litter for use in animal agricultural production. Maine's provisions include sales of tree seedlings for use in commercial forestry. It finally includes sales of feed, hormones pesticides, antibiotics and medicine for use in aquacultural production and sales of bait to commercial fisherman.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(7), 1760(73) and 1760(78)

Massachusetts: Massachusetts exempts from sales tax the "sales of feed, including the bags in which the feed is customarily contained, for livestock and poultry of a kind which ordinarily constitute food for human consumption or are to be sold in the regular course of business or for animals produced for research, testing, or other purposes relating to the promotion or maintenance of the health, safety or well-being of human beings or animals or for fur-bearing animals, the pelts of which are sold in the regular course of business."

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(p)(2)

Vermont: "Agriculture feeds, seed, plants, baler twine, silage bags, agricultural wrap, sheets of plastic for bunker covers, liming materials, breeding and other livestock, semen breeding fees, baby chicks, turkey poults, agriculture chemicals other than pesticides, veterinary supplies, and bedding; and fertilizers and pesticides for use and consumption directly in the production for sale of tangible personal property on farms, including stock, dairy, poultry, fruit and truck farms, orchards, nurseries, or in greenhouses or other similar structures used primarily for the raising of agricultural or horticultural commodities for sale" are exempt for the sales and use tax in Vermont.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741

34. First 100,000 Barrels of Beer of a Brewer in Continuous Operation for 12 Months:

Statutory Reference: Rhode Island General Law Section 3-10-1(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1933 / 2013

Description: The first 100,000 barrels of beer produced and distributed in the State in any calendar year is exempt from the tax imposed by Rhode Island General Law Chapter 3-10-1(a), provided that the brewer has actively and directly owned, managed and operated a brewery in the State for at least 12 consecutive months. A barrel of beer is defined as 31 gallons.

Data Source: Excise Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Alcoholic Beverage Tax	$544	3
2011 Alcoholic Beverage Tax	$355	3

Projection Methodology: TY 2012 through TY 2015 assumes no additional growth; however, the projected revenue forgone takes into account the alcoholic beverage tax rate increase on beer from $3.00 per barrel to $3.30 per barrel effective December 1, 2013 through March 31, 2015. Number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Alcoholic Beverage Tax	$355	3
2013 Alcoholic Beverage Tax	$373	3
2014 Alcoholic Beverage Tax	$391	3
2015 Alcoholic Beverage Tax	$382	3

Law Comparison: No similar provisions were found for the other New England states.

35. Flags:

Statutory Reference: Rhode Island General Law Section 44-18-30(34)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1984 / 1992

Description: The sale, use, storage or other consumption of United States, Rhode Island or POW-MIA flags is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Flag Manufacturers Association of America. Annual Estimates of Population for the United States (2010 through 2013), United States Census Bureau. Revenue forgone is based on the annual sales of U.S. flags in Rhode Island. Nationally, the sale of U.S. flags is consistent year to year; therefore, no growth in U.S. sales is estimated. U.S. sales are scaled for Rhode Island using the ratio of Rhode Island's population to the total U.S. population. Revenue forgone is determined by multiplying this amount by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$35,733	*No estimate possible*
2011 Sales and Use Tax	$35,396	*No estimate possible*
2012 Sales and Use Tax	$35,136	*No estimate possible*
2013 Sales and Use Tax	$34,925	*No estimate possible*

Projection Methodology: TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2014 Sales and Use Tax	$34,925	*No estimate possible*
2015 Sales and Use Tax	$34,925	*No estimate possible*

Law Comparison: Connecticut, Massachusetts, and Vermont have similar provisions.

Connecticut: Flags of the United States and the State of Connecticut are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(23)

Massachusetts: Flags of the United States are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(w)

Vermont: Flags of the United States sold to and by veterans' organizations which are exempted under Internal Revenue Code 501(c)(19), are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(33)

36. Food and Food Ingredients:

Statutory Reference: Rhode Island General Law Section 44-18-30(9)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1948 / 2006

Description: The sale, storage, use or other consumption of all food and food ingredients sold for ingestion or chewing by humans for their taste or nutritional value are exempt from the tax imposed by Rhode Island General Law Chapter 44-18. For the purposes of this chapter, "food and food ingredients" does not include candy, soft drinks, dietary supplements, alcoholic beverages, tobacco, food sold through vending machines or prepared foods generally.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. The exemption amount for food items paid for by food stamps, Rhode Island General Law Section 44-18-30(39), as determined from information provided by the Rhode Island Department of Human Services (DHS), was subtracted from this estimate. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue (before the deduction related to food stamps) to estimate forgone revenue, then subtracted the exemption amount for food stamps.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$139,757,561	*No estimate possible*
2011 Sales and Use Tax	$140,150,961	*No estimate possible*

Projection Methodology: For TY 2012 and TY 2013, applied the year-over-year growth rate in Rhode Island sales and use tax revenues to the prior year's revenue forgone estimate (before any deduction related to food stamps) to project revenue forgone, then subtracted the exemption amount for food stamps. TY 2014 and TY 2015 assume no additional growth in the estimate of revenue forgone, but the TY 2014 and TY 2015 projected exemption amount for food stamps is deducted to projected TY 2014 and TY 2015 revenue forgone. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$146,386,459	*No estimate possible*
2013 Sales and Use Tax	$153,933,409	*No estimate possible*
2014 Sales and Use Tax	$154,836,456	*No estimate possible*
2015 Sales and Use Tax	$153,768,507	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Specific food groupings that are similar to those of Rhode Island are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(13)

Maine: Sale of grocery staples and certain meals are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(3)

Massachusetts: Sales of food products for human consumption which includes cereals and cereal products, flour and flour products, milk and milk products, including ice cream, oleomargarine, meat and meat products, fish and fish products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, soft drinks, herbs, spices and salt, sugar and sugar products, candy and confectionery; coffee and coffee substitutes, tea, cocoa and cocoa products; and ice when used for household consumption are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(h)

Vermont: Sales of food, food stamps, purchases made with food stamps, food products and beverages sold for human consumption off the premises where sold are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(13)

37. **Food Items Paid for by Food Stamps:**

Statutory Reference: Rhode Island General Law Section 44-18-30(39)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1986 / N/A

Description: The sale, storage, use or other consumption of eligible food items which are properly paid for with U.S. government food stamps issued in accordance with the Food Stamp Act of 1977, 7 U.S.C. § 2011 et seq., are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Rhode Island Department of Human Services (DHS). Revenue forgone is based on the state's Supplemental Nutrition Assistance Program (SNAP) benefits issued by DHS. An assumed leakage factor of 10.0 percent was applied for out-of-state use. The balance is then multiplied by 7.0 percent. Number of taxpayers represents the average number of SNAP recipients during each calendar year.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$15,671,683	145,892
2011 Sales and Use Tax	$17,764,527	164,120
2012 Sales and Use Tax	$18,512,798	175,024
2013 Sales and Use Tax	$18,951,051	180,421

Projection Methodology: TY 2014 and TY 2015 projected revenue forgone and number of taxpayers is based on estimated data provided by DHS.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2014 Sales and Use Tax	$18,048,003	182,460
2015 Sales and Use Tax	$19,115,952	186,888

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Items purchased with federal Food Stamp coupons, subject to the provisions of Section 12-412e, are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(57)

Maine: Sales of items purchased with federal Food Stamps distributed by the Department of Human Services are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(54)

Massachusetts: Tangible personal property purchased with federal Food Stamps and not otherwise exempt under this Chapter is exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(kk)

Vermont: Sales of food, food stamps, and purchases made with Food Stamps are exempt including a limited list of restaurant meals.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9202(10)(D)(ii)(X) and 9741(13)

38. Gasoline:

Statutory Reference: Rhode Island General Law Section 44-18-30(6)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1996

Description: The sale, storage, use or other consumption of gasoline and other products taxed under Rhode Island General Law Chapter 31-36 and aviation fuel are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Excise Tax Section, Rhode Island Division of Taxation. Self-Serve Unleaded Gasoline Prices, Rhode Island Office of Energy Resources. Revenue forgone is based on taxable sales of motor fuel, gasoline and diesel in Rhode Island. Office of Revenue Analysis calculated Rhode Island taxable sales by multiplying the annual taxable gallons of gasoline and diesel by the average monthly price per gallon, including state and federal taxes, of self-serve unleaded gasoline and low sulfur diesel fuels. Revenue forgone is determined by multiplying this figure by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 2

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$87,992,573	*No estimate possible*
2011 Sales and Use Tax	$113,361,644	*No estimate possible*
2012 Sales and Use Tax	$111,016,992	*No estimate possible*

Projection Methodology: For TY 2013, applied the TY 2013 over TY 2012 growth rate in Rhode Island's per penny motor fuel tax yield to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	$110,779,965	*No estimate possible*
2014 Sales and Use Tax	$110,779,965	*No estimate possible*
2015 Sales and Use Tax	$110,779,965	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: The sale, storage, use or other consumption of motor fuel is exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(15)

Maine: Certain motor fuels upon which a tax at the maximum rate for highway use has been paid is exempt from sales and use tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(8)(A)

Massachusetts: Gasoline and special motor carrier fuels that are subject to the provisions of Chapter 64A (Taxation of Sales of Gasoline), 64E (Taxation of Special Fuels in the Propulsion of Motor Vehicles), or 64F (Taxation of Fuel and Special Fuels Acquired Outside and Used within the Commonwealth) of the Massachusetts General Laws are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(g)

Vermont: Vermont's provisions are similar to those of Rhode Island except that jet fuel is taxable for sales and use tax purposes.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741

39. Heating Fuels:

Statutory Reference: Rhode Island General Law Section 44-18-30(20)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1972 / N/A

Description: The sale, storage, use or other consumption of every type of fuel used in the heating of homes and residential premises.

Data Source: Oil Prices (Fuel), Rhode Island Office of Energy Resources. Distillate Fuel Oil Sales for Residential Use, Independent Statistics and Analysis, U.S. Energy Information Administration; U.S. Department of Energy. Revenue forgone is based on annual sales of residential distillate fuel oil in Rhode Island. Office of Revenue Analysis calculated Rhode Island sales of residential distillate fuel oil by multiplying total Rhode Island residential gallons of distillate fuel oil consumed by the average monthly price per gallon of home heating oil. Revenue forgone is determined by multiplying this figure by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$23,164,209	*No estimate possible*
2011 Sales and Use Tax	$27,406,946	*No estimate possible*
2012 Sales and Use Tax	$29,102,024	*No estimate possible*

Projection Methodology: Applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	$30,511,281	*No estimate possible*
2014 Sales and Use Tax	$30,511,281	*No estimate possible*
2015 Sales and Use Tax	$30,511,281	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: All fuels used for heating purposes for residential use are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(16)

Maine: Coal, oil, wood and all other fuels, except gas and electricity, when bought for cooking and heating in buildings designed and used for both human habitation and sleeping are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(9)

Massachusetts: The sales of fuel used for residential heating purposes are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(j) and 6(qq)

Vermont: The sales of electricity, oil, gas and other fuels used in a residence for all domestic use including heating are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(26)

40. Horse Food Products:

Statutory Reference: Rhode Island General Law Section 44-18-30(53)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2000 / N/A

Description: The sale, use, storage or other consumption of horse food products purchased by a person engaged in the business of boarding horses is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model for all livestock feed. No reliable data exists from which to determine the number of taxpayers. This estimate was scaled to horses by multiplying the estimate by the ratio of "total horses and ponies on Rhode Island farms" to the "total number of livestock on Rhode Island farms" derived from the United States Department of Agriculture, 2011 State Agriculture Overview. The calculated percentage was 6.26 percent. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$47,673	*No estimate possible*
2011 Sales and Use Tax	$48,435	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$50,577	*No estimate possible*
2013 Sales and Use Tax	$53,018	*No estimate possible*
2014 Sales and Use Tax	$53,018	*No estimate possible*
2015 Sales and Use Tax	$53,018	*No estimate possible*

Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Connecticut's exemption for "agricultural production," includes the raising, feeding, caring for, shearing, training or management of livestock, including horses.

Connecticut Statute: Conn. Gen. Stat. § 12-412(63)(C)

Maine: Sales of breeding stock, semen, embryos, feed, hormones, antibiotics, medicine, pesticides and litter for use in animal agricultural production and sales of antiseptics and cleaning agents used in commercial animal agricultural production. Animal agricultural production includes the raising and keeping of equines.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(7-C)

Vermont: Vermont exempts agricultural feeds broadly.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(3)

41. Hospitals and Other Specific Corporations:

Statutory Reference: Rhode Island General Law Section 44-12-11

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1923 / 1984

Description: The following corporations are specifically exempt from the tax imposed by Rhode Island General Law Chapter 44-12: Roger Williams General Hospital, Women and Infants Hospital, Rhode Island Hospital, St. Joseph's Hospital, Butler Hospital, Cranston General Hospital Osteopathic, the Woonsocket Hospital, Newport Hospital, South County Hospital, Lincoln School, St. George's School, the Wheeler School. In addition, insurance and surety companies, public service and nonprofit corporations, fraternal benefit societies, and all corporations exempt by charter are also exempt.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Franchise Tax	*No estimate possible*	*No estimate possible*
2011 Franchise Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Franchise Tax	*No estimate possible*	*No estimate possible*
2013 Franchise Tax	*No estimate possible*	*No estimate possible*
2014 Franchise Tax	*No estimate possible*	*No estimate possible*
2015 Franchise Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Vermont have similar provisions.

Connecticut: Connecticut specifically exempts hospitals that are classified as children's general hospitals by the department. Also any short-term acute hospital operated exclusively by the state.

Connecticut Statute: Conn. Gen. Stat. § 12407(a)(28)

Vermont: Vermont exempts nonprofit hospital service corporations from all forms of taxation.

Vermont Statute: Vt. Stat. Ann. tit. 8, § 4518

42. Human Blood:

Statutory Reference: Rhode Island General Law Section 44-18-30(60)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2007 / N/A

Description: The sale, use, storage or other consumption of human blood is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: The 2011 National Blood Collection and Utilization Survey Report (conducted by the American Association of Blood Banks), United States Department of Health and Human Services. Annual Estimates of Population for the United States (2010 and 2011), United States Census Bureau. Revenue forgone is based on the sale of whole blood and red blood cell units to hospitals located in Rhode Island. The total value of units of blood collected in the U.S. is scaled for Rhode Island using the ratio of Rhode Island's population to the total U.S. population. Revenue forgone is determined by multiplying this amount by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 4

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$844,201	*No estimate possible*
2011 Sales and Use Tax	$836,241	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$873,224	*No estimate possible*
2013 Sales and Use Tax	$915,509	*No estimate possible*
2014 Sales and Use Tax	$915,509	*No estimate possible*
2015 Sales and Use Tax	$915,509	*No estimate possible*

Law Comparison: Connecticut, Massachusetts and Vermont have similar provisions.

Connecticut: Blood or blood plasma when sold for medical use in humans or animals is exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(19)

Massachusetts: Medical items, including oxygen, blood, and blood plasma are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(l)

Vermont: Blood or blood plasma used in treatment intended to alleviate human suffering or to correct, in whole or in part, human physical disabilities is exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(2)

43. Installation Labor Charges When Separately Stated:

Statutory Reference: Rhode Island General Law Section 44-18-12(b)(ii)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 2006

Description: The amount charged for labor or services rendered in installing or applying the property sold is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 provided that the charges for such labor or services rendered are separately stated by the retailer to the purchaser.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$30,665,659	*No estimate possible*
2011 Sales and Use Tax	$31,156,187	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$32,524,060	*No estimate possible*
2013 Sales and Use Tax	$34,109,514	*No estimate possible*
2014 Sales and Use Tax	$34,109,514	*No estimate possible*
2015 Sales and Use Tax	$34,109,514	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Charges for labor rendered in installing or applying the property sold, provided such charge is separately stated are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12407(a)(8)(B)

Maine: The price received for labor or services used in installing or applying or repairing the property sold or fabricated if separately charged or stated is exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1752(14)(B)

Massachusetts: Installation charges that are separately stated are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 1

Vermont: Effective January 1, 2007, installation charges, if the charges are separately stated on the invoice, bill of sale, or similar document given to the purchaser, are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9701(B)(iv)

44. Jewelry Display Product:

Statutory Reference: Rhode Island General Law Section 44-18-30(47)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1993 / N/A

Description: The sale, use, storage or other consumption of tangible personal property used to display any jewelry product is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 as long as the title to the jewelry display product is transferred by the jewelry manufacturer or seller and the jewelry display product is shipped out of state for use solely outside the state and is not returned to the manufacturer or seller.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

45. Manufacturers' Machinery and Equipment:

Statutory Reference: Rhode Island General Law Section 44-18-30(22)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1974 / 1998

Description: The sale, storage, use or other consumption of tools, dies, and molds, and machinery and equipment, including replacement parts, and related items to the extent used in connection with the actual manufacture, conversion, or processing of tangible personal property or computer software whether or not it is to be sold or that machinery and equipment used in the furnishing of power to an individual manufacturing plant is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. Machinery and equipment used in administration or distribution operations is not exempt.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$25,356,182	*No estimate possible*
2011 Sales and Use Tax	$25,761,779	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$26,901,087	*No estimate possible*
2013 Sales and Use Tax	$28,203,765	*No estimate possible*
2014 Sales and Use Tax	$28,203,765	*No estimate possible*
2015 Sales and Use Tax	$28,203,765	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Machinery used directly in a manufacturing production process is exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(34)

Maine: Machinery and equipment for use by the purchaser directly and primarily in either the production of tangible personal property intended to be sold or leased ultimately for final use or consumption or in the production of tangible personal property is exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(31)

Massachusetts: Machinery or its replacement parts, that is used directly and exclusively in an industrial plant in the actual manufacture of tangible personal property that is to be sold is exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(r) and 6(s)

Vermont: Machinery and equipment for use or consumption directly and exclusively except for isolated or occasional uses in the manufacture of tangible personal property for sale or in the manufacture of other machinery or equipment, parts or supplies for use in the manufacturing process is exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(14)

46. Medicines, Drugs and Durable Medical Equipment:

Statutory Reference: Rhode Island General Law Section 44-18-30(10)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1948 / 2011

Description: Beginning on October 1, 2011, this exemption no longer applies to over-the-counter drugs. The sale, use, storage or other consumption of drugs sold on prescription, medical oxygen, insulin whether or not it is sold on prescription, over-the-counter drugs (until October 1, 2011), excluding grooming and hygiene products, durable medical equipment for home use only, and supplies and related ancillary dressings used to dispense or administer prescription drugs are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	\$128,169,140	*No estimate possible*
2011 Sales and Use Tax	\$126,360,349	*No estimate possible*

Projection Methodology: The amount of TY 2011 revenue forgone for over-the-counter (OTC) drugs was decreased by 25.0 percent to account for the removal of the exemption for OTC drugs effective October 1, 2011. Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone (revenue forgone for OTC drugs was deducted) to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	\$115,748,193	*No estimate possible*
2013 Sales and Use Tax	\$121,353,269	*No estimate possible*
2014 Sales and Use Tax	\$121,353,269	*No estimate possible*
2015 Sales and Use Tax	\$121,353,269	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Oxygen, blood plasma, prostheses, walkers and wheel chairs, prescription medicines, and syringes are exempt. Effective July 1, 2011, over-the-counter drugs and medicines are no longer exempt.

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(4), 12-412(48) and 12-412(19)

Maine: Sales of medicines for human beings sold by prescription are exempt from Maine sales tax. Sales of over-the-counter drugs and medical marijuana are not exempt from Maine sales tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(5)

Massachusetts: Sales of medicine, insulin needles and insulin syringes on prescriptions of registered physicians and…sales of artificial devices individually designed, constructed or altered solely for the use of a particular crippled person so as to become a brace, support, supplement, correction or substitute for the bodily structure including the extremities of the individual; sales of artificial limbs, artificial eyes, hearing aids and other equipment worn as a correction or substitute for any functioning portion of the body; sales of artificial teeth by a dentist and the materials used by a dentist in dental treatment; sales of eyeglasses, when especially designed or prescribed by an ophthalmologist, oculist or optometrist for the personal use of the owner or purchaser; sales of crutches and wheel chairs for the use of invalids and crippled persons; and sales of baby oil; and the rental, sales and repairs of kidney dialysis machines, enteral and parenteral feedings, and feeding devices, suction machines, physician-prescribed, medically necessary breast pumps, oxygen concentrators, oxygen regulators, oxygen humidifiers, oxygen masks, oxygen cannulas, ultrasonic nebulizers, life sustaining resuscitators, incubators, heart pacemakers, canes, all types of hospital beds for home use, tripod quad canes, breast prosthesis, alternating pressure pad units and patient lifts, when prescribed by a physician. Sales of over-the-counter drugs are not exempt from Massachusetts sales tax.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(l) and 6(z)

Vermont: Drugs intended for human use, durable medical equipment, mobility enhancing equipment, and prosthetic devices and supplies, including blood, blood plasma, insulin, and medical oxygen, used in treatment intended to alleviate human suffering or to correct, in whole or in part, human physical disabilities are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(2)

47. Mobile and Manufactured Homes Generally:

Statutory Reference: Rhode Island General Law Section 44-18-30(50)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / N/A

Description: The sale, use, storage or other consumption of mobile and / or manufactured homes that are subject to tax under Rhode Island General Law Chapter 31-44 are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Industry Statistics and Finance, Manufactured Housing Institute. Revenue forgone is based on the sales of manufactured homes in Rhode Island. The number of manufactured homes shipped to Rhode Island is multiplied by the average price of manufactured homes in New England (data for Rhode Island not was available) to derive total Rhode Island mobile and manufactured home sales. Revenue forgone is determined by multiplying this figure by 7.0 percent. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$46,494	*No estimate possible*
2011 Sales and Use Tax	$62,153	*No estimate possible*
2012 Sales and Use Tax	$18,396	*No estimate possible*

Projection Methodology: Applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	$19,287	*No estimate possible*
2014 Sales and Use Tax	$19,287	*No estimate possible*
2015 Sales and Use Tax	$19,287	*No estimate possible*

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Connecticut's provisions include that the sale of a new modular or prefabricated home, from a manufacturer shall be subject to sales and use taxes except that the sales price of a new mobile manufactured home or new modular or prefabricated home shall be deemed to be 70.0 percent of the manufacturer's sales price applicable with respect to such sale.

Connecticut Statute: Conn. Gen. Stat. § 12-412c

Maine: Sales of new manufactured housing to the extent of all costs other than materials that is included in the sale price are exempt up to a maximum of 50.0 percent of the sale price. Sales of used manufactured houses are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(40)

Vermont: Vermont's provisions include exclusion for 40.0 percent of the receipts from the sale of mobile homes and modular housing when they are sold as tangible personal property.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(32)

48. Motor Vehicle and Adaptive Equipment for Amputee Veterans:

Statutory Reference: Rhode Island General Law Section 44-18-30(35)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / 1989

Description: The sale of a motor vehicle and adaptive equipment to and for the use of a veteran with a service-connected loss of or loss of use of a leg, foot, hand or arm or any veteran who is a double amputee, whether service-connected or not is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Tax Expenditures Report 2008, Rhode Island Division of Taxation. TY 2007 estimate is grown by the TY 2008 over TY 2007 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2008 revenue forgone. TY 2008 estimate is grown by the TY 2009 over TY 2008 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2009 revenue forgone. TY 2009 estimate is grown by the TY 2010 over TY 2009 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2010 revenue forgone. For TY 2011, TY 2011 over TY 2010 growth rate in Rhode Island registry sales and use tax revenues was applied to TY 2010 forgone revenue.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$13,197	*No estimate possible*
2011 Sales and Use Tax	$14,345	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island registry sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone. Applied the TY 2013 over TY 2012 growth rate in Rhode Island registry sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$14,669	*No estimate possible*
2013 Sales and Use Tax	$15,507	*No estimate possible*
2014 Sales and Use Tax	$15,507	*No estimate possible*
2015 Sales and Use Tax	$15,507	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include a general exemption for special equipment installed in a motor vehicle for all persons with physical disabilities.

Connecticut Statute: Conn. Gen. Stat. § 12-412(80)

Maine: Sales of motor vehicles to amputee veterans who have been granted free registration of such vehicles by the Secretary of State are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(22)

Massachusetts: Sales of motor vehicles purchased by or for the use of a veteran who has been determined to be permanently disabled, by the medical advisory board and has been issued a disabled veteran number plate are exempt. The exemption applies only to a single motor vehicle that must be purchased by and registered for the personal, noncommercial use of the disabled veteran.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(u)

Vermont: An exemption for one motor vehicle owned or leased and operated by a permanently physically handicapped person for whom the vehicle controls have been altered to enable the person to drive is granted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 8911(12)

49. Motor Vehicles and Adaptive Equipment for Persons with Disabilities:

Statutory Reference: Rhode Island General Law Section 44-18-30(19)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1969 / 2000

Description: The sale of special adaptations, the component parts of special adaptations, or a specially adapted motor vehicle is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 provided that the owner supplies the tax administrator with an affidavit of a licensed physician indicating that the specially adapted motor vehicle is necessary to transport a disabled family member including the owner.

Data Source: Tax Expenditures Report 2008, Rhode Island Division of Taxation. TY 2007 estimate is grown by the TY 2008 over TY 2007 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2008 revenue forgone. TY 2008 estimate is grown by the TY 2009 over TY 2008 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2009 revenue forgone. TY 2009 estimate is grown by the TY 2010 over TY 2009 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2010 revenue forgone. For TY 2011, the TY 2011 over TY 2010 growth rate in Rhode Island registry sales and use tax revenues was applied to TY 2010 forgone revenue.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$88,257	*No estimate possible*
2011 Sales and Use Tax	$95,935	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island registry sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone. Applied the TY 2013 over TY 2012 growth rate in Rhode Island registry sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$98,097	*No estimate possible*
2013 Sales and Use Tax	$103,705	*No estimate possible*
2014 Sales and Use Tax	$103,705	*No estimate possible*
2015 Sales and Use Tax	$103,705	*No estimate possible*

Law Comparison: Connecticut, Massachusetts and Vermont have similar provisions.

Connecticut: Sales and the storage, use or other consumption of special equipment installed in a motor vehicle for the exclusive use of a person with physical disabilities and repair or replacement parts for such equipment, whether such repair or replacement parts are purchased separately or in conjunction with such equipment, and whether such parts continue the original function or enhance the functionality of such equipment are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(80)

Massachusetts: Sales of a motor vehicles purchased by and for the use of a person who has suffered loss, or permanent loss of use of, both legs or both arms or one leg and one arm or by and for the use of a veteran who has been determined to be permanently disabled by the medical advisory board and has been issued a disabled veteran number plate are exempt. This exemption applies to one motor vehicle only owned and registered for the personal, noncommercial use of such person.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(u)

Vermont: An exemption for one motor vehicle owned or leased and operated by a permanently physically handicapped person for whom the vehicle controls have been altered to enable the person to drive is granted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 8911(12)

50. Narragansett Pier Railroad Company:

Statutory Reference: Rhode Island General Law Section 44-13-1(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 1985

Description: The Narragansett Pier Railroad Company is exempted from the tax imposed by Rhode Island General Law Chapter 44-13 "in any year until and unless the net receipts of the railroad applicable to dividends or other form of distribution of corporate earnings shall in the year amount to a sum not less than 4.0 percent of the aggregate valuation of the property of the railroad as determined by the public utility administrator."

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

51. Newspapers:

Statutory Reference: Rhode Island General Law Section 44-18-30(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / N/A

Description: The sale, storage, use or other consumption of newspapers is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. In this context, newspapers are defined as “unbound publications printed on newsprint, which contains news, editorial comment, opinions, features, advertising, and other matters of public interest.” Newspapers do not include “a magazine, handbill, circular, flyer, sales catalog, or similar item unless the item is printed for and distributed as a part of a newspaper.”

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues was applied to TY 2010 revenue forgone to estimate revenue forgone.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$2,147,276	*No estimate possible*
2011 Sales and Use Tax	$2,181,624	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$2,278,105	*No estimate possible*
2013 Sales and Use Tax	$2,388,422	*No estimate possible*
2014 Sales and Use Tax	$2,388,422	*No estimate possible*
2015 Sales and Use Tax	$2,388,422	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include newspapers by subscription, magazines, regardless of frequency, and publications by subscription that only contain puzzles.

Connecticut Statute: Conn. Gen. Stat. § 12-412(114)

Maine: Maine's provisions include sales of any publication regularly issued at average intervals not exceeding 3 months.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(14)

Massachusetts: Massachusetts' provisions include newspapers and magazines, regardless of frequency.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(m)

Vermont: Vermont's provision includes newspapers and tangible personalty, which becomes part of a newspaper even if the newspaper is distributed without charge. Newspapers must, on an average for the tax year, contain as at least 10.0 percent of its printed material, news of general or community interest, community notices, editorial comment, or articles by different authors.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(15)

52. Ocean Marine Insurance:

Statutory Reference: Rhode Island General Law Section 44-17-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1896 / N/A

Description: The premiums received from contracts of ocean marine insurance as defined in Rhode Island General Law Section 44-17-6 are exempt from the tax imposed by Rhode Island General Law Chapter 44-17.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Ocean marine insurance companies are excluded from the tax on net direct insurance premiums.

Connecticut Statute: Conn. Gen. Stat. § 12-210(b)

53. Out-of-State Shipments of Rhode Island Alcoholic Beverage Manufacturers:

Statutory Reference: Rhode Island General Law Section 3-10-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1933 / 1956

Description: Rhode Island based manufacturers of alcoholic beverages that have reason to ship any beverage out-of-state with the intention that the consumption of that beverage shall occur outside of the state’s borders may receive an exemption from the tax imposed by Rhode Island General Law Section 3-10-2. The exemption from the tax shall be granted by the Department of Business Regulation.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2011 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2013 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2014 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2015 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Massachusetts have similar provisions.

Connecticut: No tax is imposed on sales to licensed distributors or sales for export.

Connecticut Statute: Conn. Gen. Stat. § 12-435

Massachusetts: Alcoholic beverages made in Massachusetts or imported into Massachusetts and then exported are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 138, § 21

54. Personal and Dependent:

Statutory Reference: Rhode Island General Law Section 44-30-2.6(c)(3)(C)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2010

Description: Resident and non-resident taxpayers are allowed a personal and/or dependent exemption against the tax imposed by Rhode Island General Law Chapter 44-30. The exemption amount is adjusted for inflation as determined by Rhode Island General Law Section 44-30-2.6(c)(3)(E) using tax year 2000 as the base year. A personal exemption is granted to the taxpayer and spouse, if jointly filing a tax return, and the dependent exemption is granted to the dependents that are claimed by the taxpayer on their federal income tax return.

In TY 2010, the personal and dependent exemption amount was $3,650 per exemption claimed by the taxpayer on their federal income tax return. In TY 2011, the personal and dependent exemption amount was $3,500 per exemption claimed by the taxpayer on their federal return and for any taxpayer whose adjusted gross income, as modified for Rhode Island purposes, exceeded $175,000, the exemption amount was reduced by 20.0 percent for each $5,000 (or fraction thereof) by which the taxpayer's adjusted gross income for the taxable year exceeded $175,000, with a complete phase-out of the exemption at $195,000 of adjusted gross income. In TY 2012, the personal and dependent exemption amount was $3,650 and the phase-out started at $181,900 of modified federal adjusted gross income, with complete phase-out at $202,700. In TY 2013, the personal and dependent exemption amount was $3,750 and the phase-out started at $186,550 of modified federal adjusted gross income with complete phase-out at $207,950.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Data Warehouse, Rhode Island Division of Taxation. Revenue forgone is determined by multiplying exemptions taken to reduce personal tax liability by an effective tax rate in TY 2010 of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers and an effective tax rate in TY 2011 of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers. Number of taxpayers includes all taxpayers that claimed an exemption to reduce their personal tax liability.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$100,704,877	564,838
2011 Personal Income Tax	$93,390,727	598,782

Projection Methodology: Amount of exemption is grown by the growth rate in the exemption amount. For TY 2012, the growth rate is 4.2857 percent (i.e., $3,650 / $3,500). For TY 2013, the growth rate is 2.7397 percent (i.e., $3,750 / $3,650). No further growth is assumed for TY 2014 and TY 2015. The number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$97,393,187	598,782
2013 Personal Income Tax	$100,061,493	598,782
2014 Personal Income Tax	$100,061,493	598,782
2015 Personal Income Tax	$100,061,493	598,782

Law Comparison: Connecticut, Massachusetts, Maine and Vermont have similar provisions.

Connecticut: Any person, other than a trust or estate, subject to the income tax for any taxable year who files under the federal income tax for such taxable year as a married individual filing separately or, for taxable years commencing on or after January 1, 2012, but prior to January 1, 2013, a personal exemption of $13,500 is allowed. In the case of any such taxpayer whose Connecticut adjusted gross income for the taxable year exceeds $27,000, the exemption amount shall be reduced by $1,000 for each $1,000, or fraction thereof, by which the taxpayer's Connecticut adjusted gross income for the taxable year exceeds said amount.

A taxpayer filing as a head of household for federal income tax purposes is entitled to a personal exemption of $19,000 in determining Connecticut taxable income. A taxpayer filing as head of household whose Connecticut adjusted gross income for the taxable year exceeds $38,000, the exemption amount shall be reduced by $1,000 for each $1,000, or fraction thereof, by which the taxpayer's Connecticut adjusted gross income for the taxable year exceeds the said amount.

Any husband and wife subject to the Connecticut personal income tax for any taxable year who file a return under the federal income tax for such taxable year as married individuals filing a joint return or any person who files a return for such taxable year as a surviving spouse, as defined in Section 2(a) of the Internal Revenue Code, is entitled to a single personal exemption of $24,000 in determining Connecticut taxable income for purposes of this chapter. In the case of a taxpayer filing jointly or as a qualified widow(er) and the Connecticut adjusted gross income for the taxable year exceeds $48,000, the exemption amount shall be reduced by $1,000 for each $1,000, or fraction thereof, by which the taxpayer's Connecticut adjusted gross income for the taxable year exceeds the said amount. In no event shall the reduction exceed 100.0 per cent of the exemption for each filing status.

Connecticut Statute: Conn. Gen. Stat. § 12-702

<u>Massachusetts</u>: Massachusetts' provisions include personal exemptions as a deduction to income as follows: A personal exemption amount is allowed for the single or married filing separately filer, which is $4,400. Married filing jointly is allowed an exemption amount of $8,800. Head of household is allowed a $6,800 exemption. There are additional exemptions provided for dependents, which is $1,000 per dependent and filers age 65 or over before 2009 for the primary filer and spouse are provided with an additional $700 each. Blindness for the primary filer and spouse is allowed $2,200 each.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 3

<u>Maine</u>: A resident individual is allowed $2,850 for each exemption that the individual properly claims for the taxable year for federal income tax purposes, unless the taxpayer is claimed as a dependent on another return. Beginning January 1, 2013, a resident individual is allowed a deduction equal to the total amount of deductions allowed for personal exemptions in accordance with the Internal Revenue Code, Section 151.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5126

Vermont: Since Vermont uses an individual's federal tax liability as the starting point for calculating Vermont income tax liability, the federal personal exemptions allowed under IRC §151 are allowed for Vermont personal income tax purposes.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5824

55. Personal Holding Company, Regulated Investment Company, or Real Estate Investment Trust:

Statutory Reference: Rhode Island General Law Section 44-11-2(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1956 / 2004

Description: A personal holding company registered under the federal Investment Company Act of 1940, a regulated investment company, or a real estate investment trust shall not pay the tax imposed under Rhode Island General Law Section 44-11-2(a) but rather must pay annually to the state a tax equal to $0.10 for each $100.00 of gross income. Gross income is as defined in federal income tax law plus any interest not included in federal gross income less interest precluded from taxation by Rhode Island and less 50.0 percent of the excess capital gains over capital losses realized in the taxable year.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and New Hampshire have similar provisions.

Connecticut: These entities are exempt from the net income base of the tax and from the capital base and the minimum tax. Regulated investment company (RIC) means a regulated investment company as defined in I.R.C. § 851. Distributions paid by RICs to the Company that are "exempt-interest dividends," as defined in 26 U.S.C. § 852(b)(5), and "capital gain dividends," as defined in 26 U.S.C. § 852(b)(3)(C), are not "dividends as defined in the federal income tax law" because federal law transforms their character from dividend income to exempt-interest income and capital gain income, respectively. Therefore, "exempt-interest dividends" and "capital gain dividends" may not be deducted under Connecticut business taxes. Distributions paid by the Regulated Investment Company to the Company that are not "exempt-interest dividends" or "capital gain dividends" may be deducted, provided that such distributions are "dividends" as defined in 26 U.S.C. § 316 and no provision of federal income tax law expressly transforms their dividend character, and provided that the Regulated Investment Company is a domestic corporation.

Connecticut Statute: Conn. Gen. Stat. §§ 12-217(a)(1)(B), 12-217(a)(3) and 12-219(c)

New Hampshire: An enterprise shall not be characterized as a business organization and shall be excluded from taxation at the entity level if it elects to be treated as a qualified investment company. A qualified investment company is defined as (1) A regulated investment company as defined in Section 851 of the United States Internal Revenue Code of 1986 in effect on December 31, 2000; (2) An organization that is an investment company under the Investment Company Act of 1940 as amended; (3) An organization that would be an investment company under the Investment Company Act of 1940, as amended, but for the exception from investment company status provided by Section 3(c)(1) or 3(c)(7) of said Investment Company Act; or (4) A qualified community development entity as defined in Section 45D of the United States Internal Revenue Code, which entity is owned, controlled, or managed, directly or indirectly, by the business finance authority of the state of New Hampshire.

New Hampshire Statute: N.H. Rev. Stat. Ann. §§ 77-A:1, I and XXI

56. **Precious Metal Bullion:**

Statutory Reference: Rhode Island General Law Section 44-18-30(24)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1975 / N/A

Description: The sale, storage, use or other consumption of precious metal bullion is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. Precious metal bullion is defined as an "any elementary precious metal which has been put through a process of smelting or refining…and which is in a state or condition that its value depends upon its content not upon its form." Precious metal bullion does not include fabricated precious metal that has been manufactured for one or more "customary industrial, professional or artistic uses."

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Massachusetts have similar provisions.

Connecticut: Connecticut's provisions include gold or silver bullion, legal tender of any nation, rare and antique coins if such sales are less than $1,000.

Connecticut Statute: Conn. Gen. Stat. § 12-412(45)

Massachusetts: Massachusetts' provisions exempt sales of $1,000 or more of rare coins of numismatic value; gold or silver bullion or coins; or, gold or silver tender traded and sold according to value as precious metal are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(ll)

57. Premiums Received from Insurance for Medical Malpractice:

Statutory Reference: Rhode Island General Law Section 42-14.1-1(g)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1976 / 2010

Description: Prior to January 1, 2011, any joint underwriting association created pursuant to the authority granted was exempt from taxation on gross premiums and stabilization reserve funds received for medical malpractice insurance provided for in Rhode Island General Law

Section 44-17-1. Effective January 1, 2011, any such joint underwriting association shall pay an annual tax to the tax administrator of 2.0 percent of the gross premiums on contracts of insurance.

Data Source: No reliable data exists for this tax expenditure item. Beginning in calendar year 2011, the premiums received from insurance for medical malpractice exemption can no longer be used to offset insurance companies gross premiums tax.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

58. Prewritten Computer Software Delivered Electronically:

Statutory Reference: Rhode Island General Law Section 44-18-30

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2007 / 2011

Description: Beginning on October 1, 2011, prewritten computer software delivered electronically or by load and leave is no longer exempt from the tax imposed by Rhode Island General Law Chapter 44-18. The sale, storage, use or other consumption of prewritten computer software delivered electronically or by load and leave was exempt from the tax imposed by Rhode Island General Law Chapter 44-18 in 2010 and 2011 (until October 1st).

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$7,901,822	*No estimate possible*

Projection Methodology: Because this exemption was repealed effective October 1, 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to nine months of TY 2010 revenue forgone to estimate TY 2011 revenue forgone.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2011 Sales and Use Tax	$6,021,165	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

59. Promotional and Product Literature of Boat Manufacturers:

Statutory Reference: Rhode Island General Law Section 44-18-30(38)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1984 / N/A

Description: The sale, storage, use, or other consumption of boat manufacturers' promotional and product literature is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 provided that said literature is shipped to points outside of Rhode Island and either (1) accompanies the product which is sold; (2) is shipped in bulk to out-of-state dealers for use in the sale of the product; or (3) is mailed to directly to customers at no charge.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues was applied to TY 2010 revenue forgone to estimate revenue forgone.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$252,398	*No estimate possible*
2011 Sales and Use Tax	$256,435	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$267,776	*No estimate possible*
2013 Sales and Use Tax	$280,743	*No estimate possible*
2014 Sales and Use Tax	$280,743	*No estimate possible*
2015 Sales and Use Tax	$280,743	*No estimate possible*

Law Comparison: Only Maine has a similar provision.

Maine: Maine's exemption includes all advertising or promotional materials printed on paper and purchased for the purpose of subsequently transporting such materials out the State.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(83)

60. Property Otherwise Exempted:

Statutory Reference: Rhode Island General Law Section 44-18-36(3)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1989

Description: Property purchased at retail, the sale of which "would be exempt by express specification" from the sales tax imposed by Rhode Island General Law Chapter 44-18 is also exempted from the use tax imposed under Rhode Island General Law Section 44-18-20 had the sale been otherwise subject to the sales tax.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Items exempt from use tax are those, which are exempt if the storage, acceptance, consumption or other use is not otherwise taxable.

Connecticut Statute: Conn. Gen. Stat. § 12-411

Maine: A tax is imposed…on the storage, use or other consumption in this State of tangible personal property or a service, the sale of which would be subject to tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1861

Massachusetts: An excise is hereby imposed upon the storage, use or other consumption in the Commonwealth of tangible personal property or services purchased from any vendor or manufactured, fabricated or assembled from materials acquired either within or outside the Commonwealth for storage, use or other consumption within the Commonwealth.

Massachusetts Statute: Mass. Gen. Laws ch. 64I, § 2

Vermont: Unless property has already been or will be subject to the sales tax,…there is imposed on every person a use tax…for the use within this state, except as otherwise exempted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9773

61. Property Purchased from Federal Government:

Statutory Reference: Rhode Island General Law Section 44-18-35

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1956

Description: The storage, use, or other consumption of property purchased from the United States, its agencies and instrumentalities is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 "only to the extent that the taxation in this state would violate the provisions of the Constitution of the United States."

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 revenue forgone to estimate revenue forgone.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$9,678,535	*No estimate possible*
2011 Sales and Use Tax	$9,833,353	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$10,268,230	*No estimate possible*
2013 Sales and Use Tax	$10,765,467	*No estimate possible*
2014 Sales and Use Tax	$10,765,467	*No estimate possible*
2015 Sales and Use Tax	$10,765,467	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Sales of tangible personal property or services, which the state is prohibited from taxing under the Constitution or laws of the United States, are exempt.

Connecticut Statute: Conn. Gen. Stat. § Section 12-413(2)

Maine: No tax is imposed on the sales, storage or use on or in connection with sales made directly to the State of Maine or any political subdivision, or to the federal government, or to any unincorporated agency or instrumentality of Maine or the federal government, including agencies and instrumentalities that are wholly owned.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(1)

Massachusetts: Sales, which the Commonwealth is prohibited from taxing under the Constitution or laws of the United States are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(a)

Vermont: Sales not within the taxing power of the state under the Constitution of the United States are exempt. To qualify for the exemption, payment must be received directly from the governmental agency, instrumentality, public authority, public corporation or political subdivision. Sales to states other than Vermont or to their agencies, instrumentalities, public authorities, public corporations or political subdivisions are not exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9743

62. Property Purchased Outside of State by Non-Resident and Brought Into State:

Statutory Reference: Rhode Island General Law Section 44-18-36(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1989

Description: The storage, use or other consumption of property purchased by the user while a non-resident, used outside of Rhode Island while a non-resident, and then brought into Rhode Island for the user's personal use is exempt from the use tax imposed by Rhode Island General Law Chapter 44-18. The term used outside of Rhode Island does not include "the mere removal of the property from the state of purchase" to Rhode Island.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Maine and Vermont have similar provisions.

Maine: Sales of property purchased and used by the present owner outside the State for more than 12 months prior to the property's use in Maine.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(45)(B)

Vermont: Property purchased by the user while a non-resident of this state, except in the case of tangible personal property, which the user, in the performance of a contract, incorporates into real property located in the state is exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9744(2)

63. Property Returned Within 120 Days from the Date of Delivery:

Statutory Reference: Rhode Island General Law Section 44-18-30(58)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2006 / N/A

Description: The amount charged for property returned by customers within 120 days from the date of delivery when the entire amount, exclusive of handling charges, paid for the property is refunded in either cash or credit is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include a general provision for refunds of sales tax paid if the item is returned within 90 days from the date of purchase.

Connecticut Statute: Conn. Gen. Stat. § 12407(a)(8)B

Maine: Sale price excludes the price of property returned by customers, when the full price is refunded either in cash or by credit.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1752(14)(B)(3)

Massachusetts: Massachusetts' law includes a general provision for refund of the sales tax paid if the items are returned within 90 days from date of sale.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 1

Vermont: The commissioner may provide by regulation for the exclusion from taxable receipts…property that has been returned on the receipt or charge for which a refund or credit of the tax has been made.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9780

64. Prosthetic Devices and Mobility Enhancing Equipment:

Statutory Reference: Rhode Island General Law Section 44-18-30(11)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1948 / 2006

Description: The sale, storage, use or other consumption of prosthetic devices as defined in Rhode Island General Law Section 44-18-7.1(t) sold on prescription including but not limited to artificial limbs, dentures, spectacles and eyeglasses and artificial eyes; artificial hearing devices and hearing aids, whether or not sold on prescription and mobility enhancing equipment as defined in Rhode Island General Law Section 44-18-7.1(p) including wheelchairs, crutches and canes are exempt from the tax imposed by Rhode Island General Law Chapter 18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$12,363,946	*No estimate possible*
2011 Sales and Use Tax	$12,561,719	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$13,117,258	*No estimate possible*
2013 Sales and Use Tax	$13,752,458	*No estimate possible*
2014 Sales and Use Tax	$13,752,458	*No estimate possible*
2015 Sales and Use Tax	$13,752,458	*No estimate possible*

Law Comparison: Connecticut, Massachusetts, Maine and Vermont have similar provisions.

Connecticut: Connecticut's exemption includes oxygen, blood plasma, prostheses, custom-made wigs or hairpieces, hearing and vision aids, canes, crutches, walkers and wheel chairs, vital life support equipment, apnea monitors, support hose and related repair or replacement parts and repair services.

Connecticut Statute: Conn. Gen. Stat. § 12-412(19)

Massachusetts: Massachusetts' exemption includes sales of artificial devices individually designed, constructed or altered solely for a particular crippled person so as to become a brace, support, supplement, correction or substitute for the bodily structure including the extremities of the individual.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(l)

Maine: Maine's exemption includes prosthetic aids, hearing aids, eyeglasses or artificial devices designed for the use of a particular individual to correct or alleviate physical incapacity and crutches, and wheelchairs for the use of invalids or crippled persons and not for rental.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(5)(A)

Vermont: Vermont's exemptions include durable medical equipment, mobility enhancing equipment, and prosthetic devices and supplies, including blood, blood plasma, insulin, and medical oxygen, used in treatment intended to alleviate human suffering or to correct, in whole or in part, human physical disabilities.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(2)

65. Purchases Used for Manufacturing Purposes:

Statutory Reference: Rhode Island General Law Section 44-18-30(7)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1996

Description: The sale, storage, use or other consumption of "computer software, tangible personal property, electricity, natural gas, artificial gas, steam, refrigeration, and water" is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 when "the property or service is purchased for the purpose of being manufactured into a finished product for resale and becomes an ingredient, component, or integral part of the manufactured, compounded, processed, assembled or prepared or if the property or service is consumed in the process of manufacturing for resale computer software, tangible personal property, electricity, natural gas, artificial gas, steam, refrigeration, or water."

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$293,086,511	*No estimate possible*
2011 Sales and Use Tax	$297,774,719	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$310,943,724	*No estimate possible*
2013 Sales and Use Tax	$326,001,091	*No estimate possible*
2014 Sales and Use Tax	$326,001,091	*No estimate possible*
2015 Sales and Use Tax	$326,001,091	*No estimate possible*

Law Comparison: Connecticut, Massachusetts, Maine and Vermont have similar provisions.

Connecticut: Sales of and the storage or use of materials, rope, fishing nets, tools and fuel or any substitute therefore, which become an ingredient or component part of tangible personal property to be sold or which are used directly in the fishing industry or in an industrial plant in the actual fabrication of the finished product to be sold are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(18)

Massachusetts: Sales of materials, tools and fuel, or any substitute therefore, which become an ingredient or component part of tangible personal property to be sold or which are consumed and used directly and exclusively in an industrial plant in the actual manufacture of tangible personal property to be sold are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(r) and 6(s)

Maine: Ninety-five percent of the sale price of all fuel and electricity purchased for use at a manufacturing facility is exempt from the sales and use tax. Maine's provisions also include tangible personal property that becomes an ingredient or component part of tangible personal property produced for later sale or lease or that becomes an ingredient or component of tangible personal property produced pursuant to a contract with the federal Government. There is a third provision that fuel oil or coat, the by-products from the burning of which become an ingredient or component part of tangible personal property for later sale.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(9-D), 1760(9-G), 1760(74) and 2557(36)

Vermont: Tangible personal property which becomes an ingredient or component part of, or is consumed or destroyed or loses its identity in the manufacture of tangible personal property for sale is exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(14)

66. Qualified Sales of Manufactured and Mobile Home Parks:

Statutory Reference: Rhode Island General Law Section 31-44-3.3

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2012 / N/A

Description: The qualified sale of a mobile or manufactured home community to a resident-owned organization is exempt from the tax imposed by Rhode Island General Law Chapter 44-25.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2013 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2014 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*
2015 Real Estate Conveyance Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

67. Refillable and Reusable Beverage Containers:

Statutory Reference: Rhode Island General Law Section 44-44-3

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1984 / 1998

Description: Reusable and refillable beverage containers are exempt from the tax imposed by Rhode Island General Law Chapter 44-44. Rhode Island General Law Chapter 44-44 imposes a tax of $0.04 on each case of beverage containers sold by a wholesaler to a retailer or consumer.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Tax on Beverage Containers	*No estimate possible*	*No estimate possible*
2011 Tax on Beverage Containers	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Tax on Beverage Containers	*No estimate possible*	*No estimate possible*
2013 Tax on Beverage Containers	*No estimate possible*	*No estimate possible*
2014 Tax on Beverage Containers	*No estimate possible*	*No estimate possible*
2015 Tax on Beverage Containers	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

68. Renewable Energy Products:

Statutory Reference: Rhode Island General Law Section 44-18-30(57)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2005 / N/A

Description: The sale, storage, use or other consumption of solar photovoltaic modules or panels, or any module or panel that generates electricity from light, solar thermal collectors, geothermal heat pumps, wind turbines, towers used to mount wind turbines if specified or sold by a wind turbine manufacturer, DC to AC inverters that interconnect with utility power lines, manufactured mounting racks and ballast pans for solar collector, module or panel installation, monitoring and control equipment if specified or supplied by a manufacturer of solar thermal, solar photovoltaic, geothermal or wind energy systems, and solar storage tanks that are part of a solar domestic hot water system or a solar space heating system are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Fiscal Note 2012-S-2112 and Fiscal Note 2013-S-0127, Rhode Island Budget Office. Revenue forgone is based on residential renewable energy system tax credits taken in TY 2010 and TY 2011 and the number of taxpayers that claimed said credits. Office of Revenue Analysis used this data to estimate sales of renewable energy products in Rhode Island for TY 2010 and TY 2011 and multiplied it by 7.0 percent to estimate revenue forgone.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$37,162	78
2011 Sales and Use Tax	$30,275	64

Projection Methodology: Applied the ratio of TY 2011 residential renewable energy system tax credits to FY 2011 Rhode Island personal income tax collections to the estimates of Rhode Island personal income taxes for FY 2012 through FY 2015 to project revenue forgone for TY 2012 through TY 2015. Number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$31,435	64
2013 Sales and Use Tax	$31,972	64
2014 Sales and Use Tax	$33,518	64
2015 Sales and Use Tax	$35,295	64

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Sales and use of solar energy electricity generating systems, passive or active solar water or space heating systems, geothermal resource systems, including related equipment and sales of installation services are exempt from sales tax.

Connecticut Statute: Conn. Gen. Stat. § 12-412(117)

Maine: An exemption is provided for sales of tangible personal property to a qualified community wind power generator, as defined in Me. Rev. Stat. Ann. 36 Section 2017(1)(B) for use directly and primarily in the generation of electricity in Maine at a community wind power generation facility, as defined in Me. Rev. Stat. Ann. 36 Section 2017(1)(A-1). The exemption is limited to sales occurring on or before December 31, 2011.

Maine Statute: Me. Rev. Stat. Ann. Tit. 36, § 1760(89)

Massachusetts: Sales of equipment directly related to a solar, wind-powered, or heat pump system that serves as the primary or auxiliary heat source for taxpayer's principal residence is exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(dd)

Vermont: Vermont's provisions exempt hot water systems that converts solar energy into thermal energy used to heat water but limited to the property directly used to capture, convert or store solar energy for this purpose. In addition, property incorporated into photovoltaic systems that are not covered by the manufacturing exemption.

Vermont Statute: Vt. Stat. Ann. Tit. 32, § 9741(46)

69. Rental Charged for Living or Sleeping Quarters in a Hospital or Nursing Home:

Statutory Reference: Rhode Island General Law Section 44-18-30(17)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1967 / N/A

Description: The rental charged for living or sleeping quarters in an institution licensed by the state for the hospitalization, custodial, or nursing care of human beings is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. The sales and use tax model estimate includes non-profit and propriety hospitals, non-profit and propriety nursing homes, medical care and hospitalization. No reliable data exists from which to determine the number of taxpayers. Applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue to estimate TY 2011 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$28,061,937	*No estimate possible*
2011 Sales and Use Tax	$28,510,815	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$29,771,698	*No estimate possible*
2013 Sales and Use Tax	$31,213,384	*No estimate possible*
2014 Sales and Use Tax	$31,213,384	*No estimate possible*
2015 Sales and Use Tax	$31,213,384	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions. Massachusetts, New Hampshire and Vermont provide similar exemptions under their Room Occupancy Excise, Rooms or Rooms and Meals taxes, respectively.

Connecticut: Connecticut's provisions include an exemption for rentals in nonprofit charitable hospitals, nursing homes, rest homes and homes for the aged.

Connecticut Statute: Conn. Gen. Stat. §§ 12407(a)(17)(A), 12407(a)(17)(B) and 12407(a)(17)(F)

Maine: Maine's provisions include an exemption on rental charged for living or sleeping quarters in an institution licensed by the state for the hospitalization or nursing care of human beings is exempt from tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(18)

Massachusetts: Massachusetts provisions include the exemption of lodging accommodations, including dormitories, at religious, charitable, educational and philanthropic institutions; provided, however, that this exemption shall not apply to accommodations provided by any such institution at a hotel or motel operated by the institution

Massachusetts Statute: Mass. Gen. Laws ch. 64G, §§ 2(c) and 2(d)

New Hampshire: New Hampshire excludes from the definition of hotel "[a] hospital licensed under RSA 151, or a sanitarium, convalescent home, nursing home, or home for the aged."

New Hampshire Statute: N.H. Rev. Stat. Ann. § 78-A:3, III(a)

Vermont: The room charges to occupy a hospital or other institution providing health care such as a nursing home are not subject to the rooms and meals tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9202(3)(A)

70. Rhode Island Economic Development Corporation (now the Rhode Island Commerce Corporation) Project Status Designees:

Statutory Reference: Rhode Island General Law Section 42-64-20

Stated Purpose: The exercise of the powers granted by Rhode Island General Law Chapter 42-64 titled "Rhode Island Economic Development Corporation" will be in all respects for the benefit of the people of Rhode Island, the increase of their commerce, welfare, and prosperity and for the improvement of their health and living conditions and will constitute the performance of an essential governmental function.

Year Enacted / Year Amended: 1974 / 2011

Description: Effective June 30, 2011 this exemption was repealed and will only apply to projects approved prior to July 1, 2011 and those projects for which long-term agreements were entered. Acquisitions, projects of construction, reconstruction, rehabilitations, improvement and development projects of the Rhode Island Economic Development Corporation (EDC) receive an exemption from the tax imposed by Rhode Island General Law Chapter 44-18. For purposes of the exemption the EDC shall not be required to hold legal title to any real or personal property, including any fixtures, furnishings or equipment which are acquired and used in the construction and development of the project, but the legal title may be held in the name of a lessee (including sub-lessees) from the corporation. This property, which shall not include any goods or inventory used in the project after completion of construction, shall be exempt from taxation to the same extent as if legal title of the property were in the name of the Rhode Island Economic Development Corporation. The sales tax benefits granted only apply to materials used in the construction, reconstruction or rehabilitation of the project and to the acquisition of furniture, fixtures and equipment, except automobiles, trucks or other motor vehicles, or materials that otherwise are depreciable and have a useful life of one year or more.

The EDC must submit an impact analysis to the General Assembly to include, description of project for tax exemption, estimated number of new jobs, amount of personal income tax revenue to be received and the estimated amount of loss of sales tax revenue. The EDC must annually certify that the number of estimated full-time jobs with benefits is on target or exceeds the estimate initially made by the EDC. The certification by the EDC is no longer needed when the income tax revenue exceeds the sales tax benefits granted.

Data Source: Field Audit Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$4,422,835	3
2011 Sales and Use Tax	$9,223,950	7
2012 Sales and Use Tax	$2,979,997	5
2013 Sales and Use Tax	$1,867,128	3

Projection Methodology: TY 2014 projected revenue forgone is based on pending refund applications filed with the Field Audit Section of the Rhode Island Division of Taxation under the assumption that all refunds will be paid in TY 2014. For TY 2015, the Office of Revenue Analysis used the five year average amount of sales and use tax refunds issued to the three taxpayers with long term project status agreements.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2014 Sales and Use Tax	$5,938,019	7
2015 Sales and Use Tax	$4,407,796	3

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut's provisions include an exemption for "[p]ersonal property and services used or consumed in development, construction, rehabilitation, renovation, repair or operation of housing facilities for low and moderate income families and persons" and "[s]ervices used or consumed in the development, construction, rehabilitation, renovation or repair of housing facilities for low and moderate income families in qualified census tracts or difficult development areas."

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(29) and 12-412(100)

Maine: Maine's provisions include an exemption for "[S]ales of tangible personal property and transmission and distribution of electricity to qualified development zone businesses."

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(87)

Massachusetts: Massachusetts provisions include the exemption of "[S]ales of building materials and supplies to be used in the construction, reconstruction, alteration, remodeling or repair of…any building, structure, residence, school or other facility included under any written contract dated on or after January 1, 1985 arising out of or related to the Massachusetts Port Authority residential and school soundproofing programs, notwithstanding whether such building, structure, residence, school or other facility is owned by or held in trust for the benefit of the Massachusetts Port Authority or is used exclusively for public purposes."

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(f)(3)

Vermont: Vermont exempts from the sales and use tax "[S]ales of building materials within any three consecutive years: i) in excess of one million dollars in purchase value, which may be reduced to $250,000.00 in purchase value upon approval of the Vermont economic progress council… used in the construction, renovation or expansion of facilities which are used exclusively, except for isolated or occasional uses, for the manufacture of tangible personal property for sale, or ii) in excess of $250,000.00 in purchase value incorporated into a downtown redevelopment project as defined by rule by the commissioner of the department of housing and community affairs.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(39) (Section 9741(39)(i) is not available for new purchases as of January 1, 2007 and is repealed effective January 1, 2017.)

71. Rhode Island Industrial Facilities Corporation Lessees:

Statutory Reference: Rhode Island General Law Section 45-37.1-9

Stated Purpose: The exercise of the powers granted by Rhode Island General Law Chapter 45-37.1 titled "Rhode Island Industrial Facilities Corporation" will be in all respects for the benefit of the people of Rhode Island, the increase of their commerce, welfare, and prosperity and for the improvement of their health and living conditions and will constitute the performance of an essential government.

Year Enacted / Year Amended: 1967 / 2011

Description: The Rhode Island Industrial Facilities Corporation (RIIFC) is not required to pay any taxes or assessments upon or in respect of a project, or any property or moneys of the corporation. In the case of any person, partnership, corporation, or concern leasing a project from RIIFC any such person, partnership, corporation or concern so leased shall be exempt from payment of state sales tax applicable to materials used in construction of such a facility only to the extent that the costs of such materials do not exceed the amount financed through the corporation. The sales tax benefits granted only apply to materials used in the construction, reconstruction or rehabilitation of the project and to the acquisition of furniture, fixtures and equipment, except automobiles, trucks or other motor vehicles, or materials that otherwise are depreciable and have a useful life of one year or more.

Effective June 30, 2011 this exemption was repealed.

Data Source: Rhode Island Division of Taxation testimony at the November 2013 Revenue Estimating Conference.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$1,685,485	2
2011 Sales and Use Tax	$152,744	2

Projection Methodology: This exemption was repealed effective July 1, 2011 for projects not approved on or before June 30, 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$0	0
2013 Sales and Use Tax	$0	0
2014 Sales and Use Tax	$0	0
2015 Sales and Use Tax	*n/a*	*n/a*

Law Comparison: No similar provisions were found for the other New England states.

72. Sacramental Wines Sold Directly to Member of Clergy:

Statutory Reference: Rhode Island General Law Section 3-10-1(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1933 / 1997

Description: Sacramental wines sold directly to a member of the clergy for use by the purchaser, or his or her congregation for sacramental or other religious purposes is exempt from the tax imposed by Rhode Island General Law Chapter 3-10.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2011 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2013 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2014 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*
2015 Alcoholic Beverage Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Sacramental wines are exempt from the excise tax on alcoholic beverages.

Massachusetts Statute: Mass. Gen. Laws ch. 138, § 21

73. Sales and Use Taxes Paid to Other Jurisdictions:

Statutory Reference: Rhode Island General Law Section 44-18-30.A(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1965 / 1986

Description: The use tax provisions of Rhode Island General Law Chapter 44-18 do not apply to the use, storage or other consumption in Rhode Island of tangible personal property purchased at retail outside the state where the purchaser has paid a sales or use tax equal to or greater than the amount imposed by Rhode Island General Law Chapter 44-18 in another taxing jurisdiction. If the purchaser has paid a sales or use tax in an amount less than the amount imposed by Rhode Island General Law Chapter 44-18 in another taxing jurisdiction, then the purchaser must pay to the tax administrator the difference in the amount paid to the other taxing jurisdiction and the amount that would be imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: A credit is allowed if any taxable property or services have already been subjected to sales or use tax in another state or political subdivision thereof. Connecticut tax is due only on the difference between the applicable Connecticut rate and the rate on which the other jurisdiction’s tax was computed. If the other jurisdiction’s rate was higher than Connecticut’s, no further tax is due.

Connecticut Statute: Conn. Gen. Stat. § 12-430(5)

Maine: Maine’s use tax provisions do not apply to the use, storage or consumption in Maine of purchases made outside the state, if the purchaser paid the other jurisdiction a sales or use tax equal or greater to the amount of tax imposed by Maine. However, if the amount of tax paid to the other jurisdiction is less than the amount imposed by Maine, the purchaser must pay tax in an amount representing the difference between the tax paid in the other jurisdiction and the total amount of tax that otherwise would be due to Maine.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1862

Massachusetts: A credit is allowed against Massachusetts use tax for sales tax paid to another state or territory on purchases of items for use, storage or other consumption in Massachusetts. The credit is allowed if (1) the other state allows a corresponding credit on sales or use tax paid to Massachusetts on property brought into the other state, (2) a sales or similar tax was actually paid to the other reciprocal state, and (3) the tax paid to the other state was legally due without any right to a refund or credit. If the Massachusetts tax rate is higher than the rate of the other state's tax, the use tax is payable to the extent of the rate difference.

Massachusetts Statute: Mass. Gen. Laws ch. 64I, § 7(c)

Vermont: Vermont's provisions apply to motor vehicles only. Motor vehicles on which a state sales or use has been paid by the person applying for registration in Vermont or paid by the person at the time of the tax payment to another state was the spouse of the person now applying for registration.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 8911(9)

74. Sales Beyond Constitutional Power of State:

Statutory Reference: Rhode Island General Law Section 44-18-30(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / N/A

Description: The sale, storage, use, or other consumption of tangible personal property the gross receipts from the sale of which, or the storage, use, or other consumption of which, Rhode Island is prohibited from taxing under the Constitution of the United States or under the Constitution of Rhode Island are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Sales of tangible personal property or services which this state is prohibited from taxing under the Constitution or laws of the United States are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(2)

Maine: Sales the State is prohibited from taxing under the Constitution or laws of the United States or under the Constitution of this State are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(1)

Massachusetts: Sales which the Commonwealth is prohibited from taxing under the constitution or laws of the United States are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(a)

Vermont: Sales not within the taxing power of this state under the Constitution of the United States are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(1)

75. Sales by Writers, Composers, Artists:

Statutory Reference: Rhode Island General Law Section 44-18-30.B

Stated Purpose: *Prior to December 1, 2013,* "The General Assembly makes the following findings of facts: (1) The downtown area of the city of Providence has been characterized by blighted areas, and dilapidated and abandoned structures; (2) As a result, the downtown area has been designated an economic development zone in order to stop the deterioration and stimulate economic activity; (3) The capitol center area of the city of Providence has become an attractive location, especially with the construction of the Providence Place Mall; (4) In order to promote, revitalize and redevelop the "Old Downtown" area of the city of Providence it is necessary to provide tax exemptions to this area as it has been designated as an economic development zone; (5) In order to promote, revitalize, and redevelop the

"Downtown or other industrial or manufacturing buildings" located in the City of Pawtucket, it is necessary to provide tax exemptions to this area as it has been designated as an economic development zone; (6) The development of an active artistic community, including "artists in residence", in this area would promote economic development, revitalization, tourism, employment opportunities, and encourage business development by providing alternative commercial enterprises while in Providence creating a link between the Old Downtown and the Capital Center Area; (7) There is a separate artistic community in the town of Westerly which is important to preserve, promote, and revitalize, and which is distinct from that in the city of Providence; (8) There is a separate artistic community in the city of Woonsocket which is important to promote and revitalize and which is distinct from that in the cities of Providence and Pawtucket and the town of Westerly; (9) There is a separate artistic community in the city of Warwick which is important to preserve, promote, and revitalize and which is distinct from that in the cities of Providence, Pawtucket, Woonsocket and the town of Westerly; (10) There are separate artistic communities in the city of Newport and in the town of Tiverton which are important to promote and revitalize and which are distinct from those in the cities of Providence, Pawtucket, Warwick and Woonsocket and the towns of Westerly and Little Compton; (11) There is a separate artistic community in the town of Warren which is important to promote and revitalize and which is distinct from that in the cities of Providence, Pawtucket, Newport, Warwick and Woonsocket and the towns of Westerly and Tiverton."

Effective December 1, 2013 the stated purpose was changed to: "The general assembly makes the following findings of facts: (1) The arts and culture are a significant asset for Rhode Island, one which generates revenue through increased tourism and economic activity, creates jobs and economic opportunities, revitalizes communities adding to quality of life and property values, and fosters creativity, innovation, and entrepreneurship. (2) Since 1998 the establishment of arts districts where "one-of-a-kind limited production" works of art may be sold exempt from state sales tax has resulted in an increased presence for the arts in designated cities and towns, with benefits to those communities and to the state. (3) Since the establishment of arts districts, many communities have sought legislation to expand the program to their city or town. (4) There is value in expanding the arts district program statewide, providing incentives for the sale and purchase of art. This is a unique opportunity for Rhode Island to shape history, and gain an advantage over other states, by becoming the first and only state in the country to declare a statewide sales tax exemption on art. This will strengthen Rhode Island's identity as an arts-friendly destination and "State of the Arts"."

Year Enacted / Year Amended: 1996 / 2013

Description: *Prior to December 1, 2013,* the works of writers, composers, and artists residing in and conducting a business within a section of the defined economic development zone in the cities of Providence or Pawtucket, or the defined economic development zone in the town of Westerly or the defined economic zone in the city of Woonsocket, or the defined economic zone in the city of Warwick, or in those areas within the city of Newport, and the town of Little Compton, which are zoned "general business," "waterfront business" or "limited business," or have been designated by the city of Newport as part of the arts district, or in those areas of the town of Warren which are zoned "waterfront district," "special district," "village business district," "manufacturing district," "business district" or "Warren historic district," or in those areas of the town of Tiverton which are zoned "business commercial," "business waterfront" or "village commercial" are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

A "work" means an original and creative work, whether written, composed or executed for "one-of-a-kind limited" production and which falls into one of the following categories: (i) A book or other writing; (ii) a play or the performance of said play; (iii) a musical composition or the performance of said composition; (iv) A painting or other like picture; (v) a sculpture; (vi) traditional and fine crafts; (vii) the creation of a film or the acting within the film; or (viii) the creation of a dance or the performance of the dance.

Effective December 1, 2013, this exemption was expanded to apply to the sales of artistic works by: (a) an individual who is a resident of and has a principal place of business situated in this state; (b) a writer, composer or artist conducting their business as a legal entity organized and registered under the laws of this state and that has its principal place of business situated in this state; or (c) any art gallery located in the state of Rhode Island. In addition, print and photograph were added to the list of original and creative works of art that are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Fiscal Note 2013-S-0743, Rhode Island Budget Office. Excise Tax Section, Rhode Island Division of Taxation. Revenue forgone is based on eligible sales of artistic works in Rhode Island multiplied by 7.0 percent. It is assumed that one third of sales in Rhode Island occur at a location that qualifies for this exemption. Beginning on December 1, 2013, this exemption includes the sale of artistic works statewide. Number of taxpayers for TY 2013 reflects the number of sales tax exemption certificates issued by the Division of Taxation on December 1, 2013.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$896,548	175
2011 Sales and Use Tax	$907,550	175
2012 Sales and Use Tax	$918,693	175
2013 Sales and Use Tax	$1,085,527	543

Projection Methodology: TY 2014 and TY 2015 revenue forgone is projected using Fiscal Note 2013-S-0743. Beginning December 1, 2013, this exemption includes the sale of artistic works statewide. As a result, total estimated sales of artistic works were used to projected revenue forgone for that time frame. Number of taxpayers is held constant.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Sales and Use Tax	$2,848,575	543
2015 Sales and Use Tax	$2,922,555	543

Law Comparison: No similar provisions were found for the other New England states.

76. Sales in Municipal Economic Development Zones:

Statutory Reference: Rhode Island General Law Section 44-18-30.C

Stated Purpose: The General Assembly makes the following findings of fact: (1) Various sections of several towns in the state, including, but not limited to, the town of West Warwick, are deteriorated, blighted areas which have created very difficult challenges to economic development; (2) Several areas of the state are in a distressed financial condition as defined by Rhode Island General Law Section 45-13-12(b) and cannot finance economic development projects on its own without the participation of private enterprise; (3) The General Assembly has found that it is nearly impossible for private enterprise alone to meet these challenges; (4) In certain sections of financially distressed communities, the serious challenges of economic development and/or redevelopment have not been met by private enterprise alone and the impact is being felt throughout the community; (5) Legislation enacted to encourage redevelopment of the deteriorated, blighted areas through the formation of local redevelopment agencies has had very limited success; (6) Various states, such as New Jersey, Pennsylvania and Michigan, have had a great deal of success in generating economic development by exercising the authority to exempt and/or stabilize taxes; (7) The State of Rhode Island has generated economic growth by redirecting and/or exempting certain commercial and retail activity from the imposition of sales, use and income taxes with recent examples being the Providence Place Mall, the Arts Districts in the cities of Providence, Pawtucket and Westerly, and financial services and aquaculture industries; (8) Most recently, municipalities in our state have had great success in attracting large commercial development, including financial services, manufacturing, and major energy facilities, due in large part to the authority to exempt and/or stabilize property, tangible and/or inventory taxes; (9) Attracting large non-residential developments or encouraging expansion of existing commercial entities can be extremely important to municipalities, where the quality of public education is largely dependent on the local tax base, thereby expanding the commercial tax base and reducing reliance upon the residential tax base; (10) The ability to attract this development and increase the non-residential tax base, in turn, improves municipalities' ability to finance school systems, municipal services and infrastructure, thereby improving the quality of life; (11) In addition to increasing the local non-residential tax base, this development creates construction jobs, permanent jobs, and spurs additional investment by private enterprises; and (12) Providing authority to offer tax exemptions from, or to stabilize, the imposition of sales and use taxes will attract and assist in expanding, revitalizing and redeveloping the tax base in our municipalities, thereby providing long-term economic benefits and development.

Year Enacted / Year Amended: 2002 / 2005

Description: All businesses engaging in qualifying sales and located in new construction in a Municipal Economic Development (MED) Zone are exempt from the requirement to charge and collect 50.0 percent of the current sales and use tax pursuant to Rhode Island General Law Sections 44-18-18 and 44-18-20 for a period of 10 years. Sales and use taxes collected in a MED Zone shall be returned to the municipality in which the MED Zone is located in accordance with the provisions of Rhode Island General Law Section 44-18-30.C(b). Qualifying sales do not include "gambling activities, or the retail sales of motor vehicles, furniture, home furnishings, including mattresses and oriental rugs, tobacco products or packaged alcoholic beverages." In addition, qualifying sales must originate and have the point of delivery within the same MED Zone.

Data Source: As of January 1, 2013, no business has applied for status as an eligible business engaging in qualifying sales in a MED Zone.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$0	0
2011 Sales and Use Tax	$0	0
2012 Sales and Use Tax	$0	0

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Vermont has a similar provision.

Vermont: Receipts from the tax imposed by this chapter on sales of construction materials used in qualified projects…shall be allocated…and paid to the municipality in which the project is located as follows: (1) In a municipality in which the population is 7,500 residents or less, all receipts from sales in excess of $100,000 of construction materials used in each separate qualified project located in that municipality; (2) In a municipality in which the population is greater than 7,500 residents but fewer than 30,000 residents, all receipts from sales in excess of $200,000 of construction materials used in each separate qualified project located in that municipality; or (3) In a municipality in which the population is more than

30,000 residents, all receipts from sales in excess of $1.0 million of construction materials used in each separate qualified project located in that municipality

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9819(a)

77. Sales in Public Buildings by Blind People:

Statutory Reference: Rhode Island General Law Section 44-18-30(14)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1965 / 1988

Description: The sale, storage, use or other consumption of all products or wares offered for purchase in all public buildings from a person licensed under Rhode Island General Law Section 40-9-11.1 titled "Authorization to Establish Vending Facilities for the Blind on State Property" is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: 2010, 2011, and 2012 Annual Reports, Office of Rehabilitation Services, Rhode Island Department of Human Services. Revenue forgone is based on sales generated through the Business Enterprises Program multiplied by 7.0 percent. Number of taxpayers reflects the number of licensed blind vendors.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$107,597	17
2011 Sales and Use Tax	$114,825	16
2012 Sales and Use Tax	$103,600	13

Projection Methodology: Amount of exemption and number of taxpayers is held constant with TY 2012.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	$103,600	13
2014 Sales and Use Tax	$103,600	13
2015 Sales and Use Tax	$103,600	13

Law Comparison: No similar provisions were found for the other New England states.

78. Sales of Motor Vehicles to Non-Residents:

Statutory Reference: Rhode Island General Law Section 44-18-30(13)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1958 / 1990

Description: The sale of a motor vehicle to a bona fide non-resident who does not register the motor vehicle in Rhode Island regardless of where the sale or delivery of the motor vehicle took place is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. If a motor vehicle is sold to a bona fide non-resident whose state of residence does not allow a like exemption to its non-residents, then a sales tax is imposed at a rate equal to the rate that would have been imposed in the bona fide non-resident's home state not to exceed the rate that is imposed under Rhode Island General Law Section 44-18-20. When computing the tax, the licensed Rhode Island motor vehicle dealer shall take into consideration the law in the bona fide non-resident's state of residence as it pertains to the trade-in of motor vehicles. The sales tax collected by the Rhode Island licensed motor vehicle dealer is remitted to the tax administrator.

It should be noted that Massachusetts is a non-reciprocal state to Rhode Island when it comes to the assessment of a sales tax on the sale of motor vehicles to bona fide non-residents. Thus, sales by Rhode Island motor vehicle dealers to residents of Massachusetts are subject to Rhode Island sales tax up to the Massachusetts sales tax rate. The sales taxes collected from Massachusetts residents are remitted to the Rhode Island Department of Revenue. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island registry sales tax receipts to TY 2010 forgone revenue.

Data Source: Excise Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	$2,872,468	2,499
2011 Sales and Use Tax	$3,122,361	2,499

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island registry sales tax receipts to TY 2011 revenue forgone to project TY 2012 revenue forgone. TY 2013 through TY 2015 assumes no additional growth. Number of taxpayers is held constant.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$3,192,731	2,499
2013 Sales and Use Tax	$3,192,731	2,499
2014 Sales and Use Tax	$3,192,731	2,499
2015 Sales and Use Tax	$3,192,731	2,499

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Connecticut's provision allows an exemption from the sales tax for non-residents who do not register the vehicle in Connecticut.

Connecticut Statute: Conn. Gen. Stat. § 12-412(60)

Maine: Maine's provisions exempt the sales of motor vehicles, truck bodies and trailers, semitrailers, aircraft and camper trailers purchased by a non-resident or a resident business and intended to be driven or transported outside the state immediately upon delivery by the seller.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(23), 1760(23-A), 1760(23-B), 1760(23-C) and 1760(23-D)

79. Sales of Non-Motorized Recreational Vehicles Sold to Non-Residents:

Statutory Reference: Rhode Island General Law Section 44-18-30(54)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2003 / N/A

Description: The sale of a non-motorized recreational vehicle to a bona fide non-resident who does not register the non-motorized recreational vehicle in Rhode Island regardless of where the sale or delivery of the non-motorized recreational vehicle took place is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. If a non-motorized recreational vehicle is sold to a bona fide non-resident whose state of residence does not allow a like exemption to its non-residents, then a sales tax is imposed at a rate equal to the rate that would have been imposed in the bona fide non-resident's home state not to exceed the rate that is imposed under Rhode Island General Law Section 44-18-20. When computing the tax, the licensed Rhode Island non-motorized recreational vehicle dealer shall take into consideration the law in the bona fide non-resident's state of residence as it pertains to the trade-in of non-motorized recreational vehicles. The sales tax collected by the Rhode Island licensed non-motorized recreational vehicle dealer is remitted to the tax administrator.

Non-motorized recreational vehicle is any portable dwelling designed and constructed to be used as a temporary dwelling for travel, camping, recreational and vacation use that is eligible to be registered for highway use.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Maine has a similar provision.

Maine: Maine's provisions generally exempt sales of camper trailers purchased by a non-resident and intended to be driven or transported outside the state immediately upon delivery by the seller.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(23-C)

80. Sales of Trailers Ordinarily Used for Residential Purposes:

Statutory Reference: Rhode Island General Law Section 44-18-20(d)(3)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1995

Description: The sale or transfer of a trailer, other than a camping trailer, of the type ordinarily used for residential purposes and commonly known as a house trailer or a mobile home is exempt from the tax imposed by Rhode Island General Law Section 44-18-20.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$499,307	*No estimate possible*
2011 Sales and Use Tax	$507,294	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$529,729	*No estimate possible*
2013 Sales and Use Tax	$555,381	*No estimate possible*
2014 Sales and Use Tax	$555,381	*No estimate possible*
2015 Sales and Use Tax	$555,381	*No estimate possible*

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Connecticut's provisions include an exemption for mobile manufactured homes if such dwelling is permitted as a non-conforming use.

Connecticut Statute: Conn. Gen. Stat. § 12-412c(b)

Maine: Maine's exemptions include the sales of used manufactured housing and new manufactured housing to the extent of all costs, other than materials, included in the sale price, but the exemption may not exceed 50.0 percent of the sale price.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(40)

Vermont: Vermont's provisions include an exemption of 40.0 percent of the receipts from the sales of mobile homes when sold as tangible personal property.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9741(32)

81. Sales to Common Carriers for Use Outside of the State:

Statutory Reference: Rhode Island General Law Section 44-18-33

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / N/A

Description: The gross receipts from sales of tangible personal property to a common carrier, shipped by the seller via the purchasing carrier under a bill of lading to a point outside of Rhode Island and the property is actually shipped to the out-of-state destination for use by the carrier in the conduct of its business as a common carrier is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Maine has a similar provision.

Maine: Maine does not include an exemption, however a person engaged in furnishing common carrier passenger service is entitled to reimbursement of the tax paid on internal combustion engine fuel used by that person in locally encouraged vehicles.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 2909

82. Sales to Federal Government:

Statutory Reference: Rhode Island General Law Section 44-18-31

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / N/A

Description: The gross receipts from the sale of any tangible personal property to the United States government, its agencies and instrumentalities are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$5,055,949	*No estimate possible*
2011 Sales and Use Tax	$5,136,824	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$5,363,998	*No estimate possible*
2013 Sales and Use Tax	$5,623,749	*No estimate possible*
2014 Sales and Use Tax	$5,623,749	*No estimate possible*
2015 Sales and Use Tax	$5,623,749	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Sales of tangible personal property or services to the United States or respective agencies are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(1)

Maine: Maine does not impose a tax on sales, storage or use on or in connection with sales made directly…to the federal government, or to any unincorporated agency or instrumentality…the federal government, including agencies and instrumentalities that are wholly owned.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(2) and 2557(2)

Massachusetts: Sales made to the United States, Massachusetts or their political subdivisions or agencies are exempt from tax.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(d)

Vermont: Any sale, service, or admission to a place of entertainment charged by or to…The United States of America, any of its agencies and instrumentalities, insofar as it is immune from taxation when it is the purchaser, user or consumer, or when it sells services or property of a kind not ordinarily sold by private persons is exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9743(2)

83. Sales to the State or its Political Subdivisions:

Statutory Reference: Rhode Island General Law Section 44-18-30(8)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / N/A

Description: The sale to and the storage, use or other consumption by the State of Rhode Island, any city, town, district or other political subdivision of the State is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. Every redevelopment agency created pursuant Rhode Island General Law Chapter 45-31 is deemed to be a subdivision of the municipality in which it is located.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$35,943,495	*No estimate possible*
2011 Sales and Use Tax	$36,518,447	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$38,133,465	*No estimate possible*
2013 Sales and Use Tax	$39,980,068	*No estimate possible*
2014 Sales and Use Tax	$39,980,068	*No estimate possible*
2015 Sales and Use Tax	$39,980,068	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: The sales of tangible personal property or services to…the state of Connecticut or any of the political subdivisions thereof or their respective agencies are exempt. In addition, sales of goods and services to The University of Connecticut Educational Properties Incorporated, the Connecticut Resources Recovery Authority for the operation of projects, and any tourism district in the state are also exempt.

Connecticut Statute: Conn. Gen. Stat. §§ 12-412(1), 12-412(84), 12-412(92) and 12-412(93)

Maine: Sales to the state or any political subdivision…or to any unincorporated agency or instrumentality of either of them or to any incorporated agency or instrumentality of them wholly owned by them are exempt. In addition, sales to nonprofit fire departments, nonprofit ambulance services, regional planning commissions and councils of government, nonprofit volunteer search and rescue organizations and the Maine Science and Technology Foundation are also exempt

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(2), 1760(26), 1760(37), 1760(53), 1760(68) and 2557(2)

Massachusetts: Sales to…the Commonwealth or any political subdivision thereof or their respective agencies are exempt. In addition, sales of fire trucks to any volunteer, nonprofit fire company or similar organization furnishing public fire protection, and sales of ambulances to any volunteer, nonprofit organization furnishing a public ambulance service, are also exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, §§ 6(d) and 6(x)

Vermont: The state of Vermont, its agencies, instrumentalities, public authorities, public corporations, and political subdivisions are not subject to sales and use tax when: it is a purchaser, user, or consumer; it is a vendor of services or property of a kind not ordinarily sold by private persons; or it charges for admission to any amusement. In addition, a school or municipality;…which "[F]or the purposes of this subdivision, "school" means a school as defined in 16 V.S.A. § 11(7) and (8) and "municipality" means a city, town, unorganized town, village, grant, or gore, are also not subject to sales and use tax. Finally, sales of equipment, supplies, and building materials made directly to volunteer fire departments, volunteer ambulance companies, or volunteer rescue squads for official use by the volunteer organizations.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9743(1), 9743(6) and 9743(21)

84. Sales to U.S. Government and Operators of Railroad Transportation Equipment:

Statutory Reference: Rhode Island General Law Section 31-36-13

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1925 / 1977

Description: Any fuel sold by a distributor to the United States government or to a person, firm, or corporation who or which shall use the fuel solely for the operation of railroad transportation equipment on fixed rails or tracks is exempt from the tax imposed by Rhode Island General Law Chapter 31-36.

Data Source: Excise Tax Section, Rhode Island Division of Taxation. Revenue forgone is based on motor fuel consumption by exempt distributors.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Motor Fuel Tax	$218,190	8
2011 Motor Fuel Tax	$436,127	5
2012 Motor Fuel Tax	$515,052	6
2013 Motor Fuel Tax	$870,620	6

Projection Methodology: Amount of exemption and number of taxpayers held constant with TY 2013.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2014 Motor Fuel Tax	$870,620	6
2015 Motor Fuel Tax	$870,620	6

Law Comparison: Maine and Vermont have similar provisions.

Maine: The gasoline tax is not imposed if the imposition of the tax is precluded by federal law or regulation.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 2903(4)(F)

Vermont: Railroad rolling stock, including depreciable parts, machinery and equipment to be installed as a capital asset in such rolling stock, sold for use primarily in the carriage of persons or property. Railroad rolling stock includes locomotives, cabooses, boxcars, tank cars, flatbed cars, maintenance of way equipment and all other wheeled vehicles used on rails or tracks. Railroads are also exempt in purchasing diesel fuels.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9741(30) and 9741(7)

85. School Meals:

Statutory Reference: Rhode Island General Law Section 44-18-30(3)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1989

Description: The sale, storage, use or other consumption of meals served by public, private, or parochial schools, school districts, colleges, universities, student organizations, parent teacher associations to the students or teachers of a school, college, or university whether the meals are served by the educational institutions or by a food service or management entity under contract to the educational institutions is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$5,228,115	*No estimate possible*
2011 Sales and Use Tax	$5,311,744	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$5,546,655	*No estimate possible*
2013 Sales and Use Tax	$5,815,250	*No estimate possible*
2014 Sales and Use Tax	$5,815,250	*No estimate possible*
2015 Sales and Use Tax	$5,815,250	*No estimate possible*

Law Comparison: Connecticut's, Maine's and Massachusetts' exemptions are under the Sales and Use Tax. New Hampshire's and Vermont's exemptions are under the Meals and Rooms tax.

Connecticut: Sales of meals and food products to students and teachers by schools, colleges and universities and to patients by hospitals, homes for the aged and convalescent homes, nursing homes and rest homes are exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-412(9)

Maine: Meals served to students and teachers by schools, colleges, universities, student organizations and parent-teacher associations to the students or teachers of a school are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 1760(6)(A) and 1760(6)(E)

Massachusetts: Only meals served to students at schools, colleges and universities and meals served by camps for children eighteen years of age or under or for developmentally disabled individuals are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(cc)

New Hampshire: Meals served or furnished by an organization operated for educational purposes, which organization is exempt from federal income taxation under Section

501(c)(3) of the Internal Revenue Code, either directly through facilities owned and operated by such organization or indirectly through a catering or food service enterprise under contract with such organization, but only if such meals are served or furnished: (A) To students regularly attending the organization; (B) To employees, faculty members or administrative officers of the organization; (C) To volunteers providing services in connection with the organization; or (D) To other persons but only if the meals are served or furnished pursuant to an activity which is related to educational purposes and the sponsor of such activity is an organization exempt from federal income taxation under Section 501(c) of the Internal Revenue Code or the federal or state government of an instrumentality thereof.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 78-A:3, X(c)(2)

Vermont: Schools may sell meals on their own ground without collecting the meals tax. Contractors may sell meals to school students and staff under this exemption, but restaurants and caterers otherwise subject to the tax may not deliver meals to the schools without collecting the tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9202(10)(D)(ii)(II)

86. Special Adaptations for Wheelchair Accessible Taxicabs:

Statutory Reference: Rhode Island General Law Section 44-18-30(19)(iii)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2007 / N/A

Description: The sale of: special adaptations or the component parts of the special adaptations, for a "wheelchair accessible taxicab" as defined in Rhode Island General Law Section 39-14-1 and/or a "wheelchair accessible public motor vehicle" as defined in Rhode Island General Law Section 39-14.1-1 are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

87. Supplies Used in On-Site Hazardous Waste Recycling, Reuse, or Treatment:

Statutory Reference: Rhode Island General Law Section 44-18-30(37)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1988 / N/A

Description: The sale, storage, use or other consumption of tangible personal property or supplies used or consumed in the operation of equipment, the exclusive function of which is recycling, reuse, or recovery of materials (other than precious metals) from the treatment of hazardous wastes as defined in Rhode Island General Law Section 23-19.1-4 are exempt from the tax imposed by Rhode Island General Law Chapter 44-18 provided that the hazardous wastes are generated in Rhode Island solely by the same taxpayer and where the personal property is located at, in or adjacent to a generating facility of the taxpayer in Rhode Island.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Connecticut's provision includes an exemption for personal property for incorporation into or used in waste treatment facilities.

Connecticut Statute: Conn. Gen. Stat. § 12-412(21)

88. Supplies Used in Preparing Floral Products and/or Arrangements:

Statutory Reference: Rhode Island General Law Section 44-18-30(52)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2000 / N/A

Description: The sale, storage, use, or other consumption of tangible personal property or supplies purchased by florists, garden centers, or other like producers or vendors of flowers, plants, floral products, and natural and artificial floral arrangements which are ultimately sold with flowers, plants, floral products, and natural and artificial floral arrangements or are otherwise used in the decoration, fabrication, creation, processing, or preparation of flowers, plants, floral products, or natural and artificial floral arrangements are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$885,774	*No estimate possible*
2011 Sales and Use Tax	$899,943	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$939,742	*No estimate possible*
2013 Sales and Use Tax	$985,249	*No estimate possible*
2014 Sales and Use Tax	$985,249	*No estimate possible*
2015 Sales and Use Tax	$985,249	*No estimate possible*

Law Comparison: Only Vermont has a similar provision.

Vermont: Sales of fresh cut flowers only, by a qualified Section 501(c)(3) organization, during a single annual sales event not to exceed seven days, are exempt.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9743(3)(D)

89. Telecommunications Carrier Access Services:

Statutory Reference: Rhode Island General Law Section 44-18-30(45)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1989 / 2007

Description: Carrier access service or telecommunications service purchased by a telecommunications company from another telecommunications company to facilitate the provision of telecommunications service is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Field Audit Section, Rhode Island Division of Taxation. Tax Year 2010 is estimated by applying a two year moving average growth rate to 2005 actual data to estimate TY 2006 and TY 2007 telecommunication carrier access charges and then applying a growth rate of -0.81 percent to the TY 2007 estimate to sequentially estimate telecommunication carrier access service charges for TY 2008, TY 2009 and TY 2010. Forgone revenue was then determined by multiplying the estimated telecommunications carrier access service charges by 7.0 percent.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$6,147,890	1
2011 Sales and Use Tax	$6,098,297	1

Projection Methodology: TY 2012 through TY 2015 are held constant to TY 2011 values for both forgone revenue and number of taxpayers.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$6,098,297	1
2013 Sales and Use Tax	$6,098,297	1
2014 Sales and Use Tax	$6,098,297	1
2015 Sales and Use Tax	$6,098,297	1

Law Comparison: Maine and Vermont have similar provisions.

Maine: Sales of international and interstate telecommunications services are exempt from the service provider tax for all purchasers.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 2557(33) and 2557(34)

Vermont: Charges for wholesale transactions between telecommunications service providers where the service is a component part of a service provided to an end user. This exemption includes, but is not limited to, network access charges and interconnection charges paid to a local exchange carrier In addition, the sale of telecommunications service to an affiliate of the telecommunications provider is not a taxable transaction under Vermont law.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9741(41) and 9742(10)

90. Textbooks:

Statutory Reference: Rhode Island General Law Section 44-18-30(36)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / 2007

Description: The sale, storage, use or other consumption of textbooks by an "educational institution" as defined in Rhode Island General Law Section 44-18-30(18) or within the purview of Rhode Island General Law Section 16-63-9(4) or used textbooks are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. For TY 2011, applied the TY 2011 over TY 2010 growth rate in Rhode Island sales and use tax revenues to TY 2010 forgone revenue.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$2,950,884	*No estimate possible*
2011 Sales and Use Tax	$2,998,087	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island sales and use tax revenues to TY 2011 revenue forgone to project TY 2012 revenue forgone and applied the TY 2013 over TY 2012 growth rate in Rhode Island sales and use tax revenues to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$3,130,676	*No estimate possible*
2013 Sales and Use Tax	$3,282,278	*No estimate possible*
2014 Sales and Use Tax	$3,282,278	*No estimate possible*
2015 Sales and Use Tax	$3,282,278	*No estimate possible*

Law Comparison: Connecticut, Massachusetts and Vermont have similar provisions.

Connecticut: Connecticut exempts sales of college textbooks both new and used to full and part-time students enrolled at institutions of higher education or a private occupational school.

Connecticut Statute: Conn. Gen. Stat. § 12-412(109)

Massachusetts: Sales of books required for instructional purposes in educational institutions are exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(m)

Vermont: Organizations which qualify for exempt status under the provisions of 26 U.S.C. § 501(c)(3) shall be exempt…if the organization's gross sales of tangible personal property and services which would be subject to tax under this chapter but for this subdivision, in the prior year, did not exceed $20,000.00.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9743(3)(C)

91. Total Loss or Destruction of Motor Vehicle within 120 Days of Tax Payment:

Statutory Reference: Rhode Island General Law Section 44-18-21(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1977

Description: In the case of a motor vehicle that has been destroyed or been deemed a total loss within 120 days of its purchase, the amount of the use tax paid on the vehicle under Rhode Island General Law Section 44-18-20 constitutes an overpayment. The overpayment may be credited against the amount of use tax on any replacement vehicle, which the owner acquires or may be refunded in whole or in part.

Data Source: Tax Expenditures Report 2008, Rhode Island Division of Taxation. TY 2007 estimate is grown by the TY 2008 over TY 2007 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2008 revenue forgone. TY 2008 estimate is grown by the TY 2009 over TY 2008 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2009 revenue forgone. TY 2009 estimate is grown by the TY 2010 over TY 2009 growth rate in Rhode Island registry sales and use tax receipts to arrive at TY 2010 revenue forgone. For TY 2011, the TY 2011 over TY 2010 growth rate in Rhode Island registry sales and use tax revenues was applied to TY 2010 forgone revenue.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$444,584	*No estimate possible*
2011 Sales and Use Tax	$483,261	*No estimate possible*

Projection Methodology: The growth rate in Rhode Island registry sales and use tax revenues for TY 2012 over TY 2011 was applied to TY 2011 revenue forgone to project TY 2012 revenue forgone. The growth rate in Rhode Island registry sales and use tax revenues for TY 2013 over TY 2012 was applied to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	$494,153	*No estimate possible*
2013 Sales and Use Tax	$522,401	*No estimate possible*
2014 Sales and Use Tax	$522,401	*No estimate possible*
2015 Sales and Use Tax	$522,401	*No estimate possible*

Law Comparison: Connecticut and Vermont has a similar provision.

Connecticut: No use tax shall be payable in cases of purchase when a motor vehicle which has been declared a total loss…is rebuilt for sale or use, provided the purchaser was subjected to the sales and use tax for the last taxable sale of the vehicle.

Connecticut Statute: Conn. Gen. Stat. § 12-431(a)(2)(D)

Vermont: Vermont's provisions include exemption for the total loss or destruction of a vehicle from an accident occurring within 3 months of the purchase.

Vermont's Statute: Vt. Stat. Ann. tit. 32, § 8902(5)(D)(ii)

92. Trade-In Value of Boats:

Statutory Reference: Rhode Island General Law Section 44-18-30(41)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / N/A

Description: The sale, storage, use or other consumption of "so much of the purchase price paid for a new or used boat as is allocated for a trade-in allowance on the boat of the buyer given in trade to the seller or of the proceeds applicable only to the boat as are received from an insurance claim as a result of a stolen or damaged boat, towards the purchase of a new or used boat by the buyer" is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Where a trade-in…of any vessel…is received by a retailer of…such vessels upon the sale of another… such vessel to a consumer, the tax is only on the difference between the sale price of… such vessel purchased and the amount allowed on… such vessel traded in on such purchase.

Connecticut Statute: Conn. Gen. Stat. § 12-430(4)

Maine: When one or more watercraft are traded in toward the sale price of another watercraft, the tax imposed… must be levied only upon the difference between the sale price of the watercraft and the trade-in allowance of the watercraft taken in trade.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1765(3)

Massachusetts: Where a trade-in of a boat is received by a dealer in boats… upon the sale of another boat to a consumer or user, the tax shall be imposed only on the difference between the sale price of the boat purchased and the amount allowed on the boat traded in on such purchase.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 27A

Vermont: Sales price does not include credit for any trade-in where trade-in means an allowance…made for like-kind property given to a vendor.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 9701(4)(B)(v)

93. Trade-In Value of Private Passenger Automobiles:

Statutory Reference: Rhode Island General Law Section 44-18-30(23)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1975 / 2011

Description: The sale, storage, use or other consumption of "so much of the purchase price paid for a new or used automobile as is allocated for a trade-in allowance on the automobile of the buyer given in trade to the seller, or of the proceeds applicable only to the automobile as are received from the manufacturer of automobiles for the repurchase of the automobile whether the repurchase was voluntary or not towards the purchase of a new or used automobile by the buyer" is exempt from the tax imposed by Rhode Island General Law Chapter 44-18. The term "automobile" means a private passenger automobile not used for hire and does not refer to any other motor vehicle.

Prior to October 1, 2011, proceeds received as a result of an insurance claim for the total loss of a motor vehicle were exempt from sales tax.

Data Source: TY 2010 Rhode Island Interactive Sales and Use Tax Simulation Model. No reliable data exists from which to determine the number of taxpayers. Due to the change to this exemption effective October 1, 2011, the forgone revenue estimate for TY 2011 is adjusted for the change in law. For TY 2011, the TY 2011 over TY 2010 growth rate in Rhode Island registry sales and use tax receipts was applied to an adjusted TY 2010 forgone revenue figure.

Reliability Index: 3

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$8,916,324	*No estimate possible*
2011 Sales and Use Tax	$9,563,213	*No estimate possible*

Projection Methodology: Applied the TY 2012 over TY 2011 growth rate in Rhode Island registry sales and use tax receipts to TY 2011 revenue forgone (adjusted to take into account the change in the exemption for a full year) to project TY 2012 revenue forgone. Applied the TY 2013 over TY 2012 growth rate in Rhode Island registry sales and use tax receipts to TY 2012 revenue forgone to project TY 2013 revenue forgone. TY 2014 and TY 2015 assume no additional growth. No projection of the number of taxpayers is possible due to a lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$9,383,648	*No estimate possible*
2013 Sales and Use Tax	$9,920,076	*No estimate possible*
2014 Sales and Use Tax	$9,920,076	*No estimate possible*
2015 Sales and Use Tax	$9,920,076	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Where a trade-in of a motor vehicle is received by a motor vehicle dealer upon the sale of another motor vehicle to a consumer…the tax is only on the difference between the sale price of the motor vehicle…and the amount allowed on the motor vehicle…traded in on such purchase.

Connecticut Statute: Conn. Gen. Stat. § 12-430(4)

Maine: When one or more motor vehicles are traded in toward the sale price of another motor vehicle, the tax imposed… must be levied only upon the difference between the sale price of the motor vehicle and the trade-in allowance of the motor vehicle taken in trade.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1765(1)

Massachusetts: Where a trade-in of a motor vehicle…is received by a dealer… upon the sale of another motor vehicle…to a consumer or user, the tax shall be imposed only on the difference between the sales price of the motor vehicle… purchased and the amount allowed on the motor vehicle… traded in on such purchase.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 26

Vermont: For any purchaser who has paid tax on the purchase or use of a motor vehicle that was sold or traded by the purchaser…the taxable cost of the replacement motor vehicle…shall exclude the value allowed by the seller on any motor vehicle accepted by him as part of the consideration of the motor vehicle, provided the motor vehicle accepted by the seller is owned and previously or currently registered by the purchaser, with no change of ownership since registration.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 8902(5)(A)

94. Transfers or Sales Made to Immediate Family Members:

Statutory Reference: Rhode Island General Law Section 44-18-20(d)(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1995

Description: The sale or transfer of tangible personal property that is otherwise subject to the tax imposed by Rhode Island General Law Chapter 44-18 is exempt from said tax "when the transferee or purchaser is the spouse, mother, father, brother, sister, or child of the transferor or seller."

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Massachusetts have similar provisions.

Connecticut: No use tax shall be payable in cases of purchase of motor vehicles, vessels, snowmobiles and aircraft when the purchaser is the spouse, mother, father, brother, sister or child of the seller.

Connecticut Statute: Conn. Gen. Stat. § 12-431(a)(2)(A)

Massachusetts: Massachusetts' provisions include an exemption for family members including a spouse, mother, father, brother, sister, or child of the seller in the purchase of motor vehicles, trailers, boats and airplanes.

Massachusetts Statute: Mass. Gen. Laws ch. 64I, § 7(b)

95. Transfers or Sales Related to Business Dissolution or Partial Liquidation:

Statutory Reference: Rhode Island General Law Section 44-18-20(d)(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 1995

Description: The sale or transfer of tangible personal property that is otherwise subject to the tax imposed by Rhode Island General Law Chapter 44-18 is exempt from said tax "when the transfer or sale is made in connection with the organization, reorganization, dissolution, or partial liquidation of a business entity provided that: (1) the last taxable sale, transfer or use of the article being sold was subject to the tax imposed by Rhode Island General Law Chapter 44-18; (2) the transferee is the business entity referred to or is a stockholder, owner, member or partner; and (3) any gain or loss to the transferor is not recognized" as income for federal income tax purposes.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: No use tax shall be payable in cases of purchase when a motor vehicle or vessel is sold in connection with the organization, reorganization or liquidation of an incorporated business, provided the last taxable sale or use of the motor vehicle or vessel was subjected to the sales or use tax and the purchaser is the incorporated business or a stockholder thereof.

Connecticut Statute: Conn. Gen. Stat. § 12-431(a)(2)(B)

Maine: A retail sale that is subject to the sales and use tax includes the sale or liquidation of a business or the sale of substantially all of the assets of a business, to the extent that the seller purchased the assets of the business for resale, lease or rental in the ordinary course of business, except when: the sale is to an affiliated entity and the transferee,…purchases the assets for resale, lease or rental in the ordinary course of business; or the sale is to a person that purchases the assets for resale, lease or rental in the ordinary course of business or that purchases the assets for transfer to an affiliate,…for resale, lease or rental by the affiliate in the ordinary course of business.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1752(11)(A)(4)

Massachusetts: The sale or transfer of a motor vehicle, trailer, or other vehicle to or from a business entity is exempt from tax as follows, provided that the transferor previously paid the sales or use tax on the vehicle, and (a) the sale or transfer must be pursuant to a transaction which qualifies as a "reorganization;" or (b) the sale or transfer must be pursuant to the formation of a partnership or corporate trust, or pursuant to the organization of a corporation, solely in exchange for an ownership interest in the enterprise; or (c) the sale or transfer must be to an owner of a business entity solely in exchange for the owner's interest on the complete dissolution of a partnership or corporate trust, or the complete liquidation of a corporation.

Massachusetts Regulation: 830 CMR 64H.25.1 Motor Vehicles

Vermont: The transfer of tangible personal property to a corporation in a reorganization, a merger or consolidation; the distribution of property by a corporation in liquidation, the distribution of property by a partnership in liquidation is exempt from tax.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9742(2) through 9742(6)

96. Transportation Charges of Motor Carriers to Haul Goods:

Statutory Reference: Rhode Island General Law Section 44-18-30(40)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / N/A

Description: The sale or hiring of motor carriers as defined in Rhode Island General Law Section 39-12-2(1) to haul goods when the contract or hiring cost is charged by a motor freight tariff filed with the Rhode Island Public Utilities Commission based on the number of miles driven or by the number of hours spent on the job is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions were found for the other New England states.

97. Vehicles Purchased by Non-Resident Military Personnel Subject to Sales Tax Elsewhere:

Statutory Reference: Rhode Island General Law Section 44-18-30.A(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1965 / 1986

Description: The use, storage or other consumption of a motor vehicle purchased in Rhode Island where the buyer is an active duty member of the United States Armed Forces stationed outside of Rhode Island and where the buyer has paid a sales or use tax greater than or equal to the amount imposed by Rhode Island General Law Chapter 44-18 is exempt from the use tax imposed by Rhode Island General Law Section 44-18-20. If the buyer has paid a sales or use tax in an amount less than that imposed by Rhode Island General Law Chapter 44-18, then the buyer must pay the difference between the amount of the tax paid and the amount of the tax imposed by Rhode Island General Law Chapter 44-18 to the tax administrator.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Sales of motor vehicles to non-resident members of the armed forces on full-time active duty in Connecticut or their spouses are taxed at a reduced 4.5 percent rate, provided that the retailer requires and obtains documentation including a declaration under penalty of false statement confirming the purchaser's military status and state of residency.

Connecticut Statute: Conn. Gen. Stat. § 12-408(1)(B)

Maine: Sales of an automobile purchased and used by the present owner outside the State and if the owner is an individual who was, at the time of purchase, a resident of the other state.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(45)(A)

Vermont: The motor vehicle purchase and use tax shall not apply to motor vehicles on which a state sales or use tax has been paid by the person applying for a registration in Vermont. If the tax paid in another state is less than the Vermont tax the tax due shall be the difference.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 8911(9)

98. Water for Residential Use:

Statutory Reference: Rhode Island General Law Section 44-18-30(28)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1977 / N/A

Description: The sale, storage, use or other consumption of water provided for domestic use by occupants of residential premises is exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: Annual Survey of Rhode Island Water Rates 2010, Rhode Island Water Resources Board. TY 2010 estimate is based on usage of 60,000 gallons per household at an average cost of $356.96 per year. It is estimated that there were 410,639 households in Rhode Island in calendar year 2010. Revenue forgone is determined by multiplying the total yearly sales by 7.0 percent. CY 2011 determined by applying the growth rate in Rhode Island's population as per the U.S. Census between July 1, 2011 and July 1, 2010 to the number of taxpayers, multiplying this figure by the $356.96 average annual cost of water consumption and multiplying this result by 7.0 percent to compute revenue forgone from the exemption. the revenue forgone.

Reliability Index: 2

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	$10,260,719	410,639
2011 Sales and Use Tax	$10,238,105	409,734

Projection Methodology: Similar calculations as used for CY 2011 of population growth were determined for CY 2012 and CY 2013 and applied to in the same manner as for CY 2011. A three year moving average Rhode Island population growth rate was used to estimate CY 2014 and CY 2015 number of taxpayers.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	$10,237,656	409,716
2013 Sales and Use Tax	$10,265,167	410,817
2014 Sales and Use Tax	$10,245,677	410,037
2015 Sales and Use Tax	$10,249,450	410,188

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: Connecticut exempts the sales of water, steam and telegraph services, when delivered to consumers through mains, lines, pipes or bottles.

Connecticut Statute: Conn. Gen. Stat. § 12-412(3)(C)

Maine: Sales of water purchased for use in buildings designed and used for both human habitation and sleeping, with the exception of hotels, are exempt.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(39)

Massachusetts: The sales, furnishing, and service of water is exempt.

Massachusetts Statute: Mass. Gen. Laws ch. 64H, § 6(i)

99. Wine and Spirits:

Statutory Reference: Rhode Island General Law Section 44-18-30(64)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1947 / 2013

Description: The sale by a Class A Licensee of alcoholic beverages or the storage, use or other consumption of wine and spirits is exempt from the tax imposed by Rhode Island General Law Chapter 44-18 for the period December 1, 2013 through March 31, 2015.

Data Source: *Sales and Taxation of Alcoholic Beverages in Rhode Island*, May 1, 2013, Rhode Island Division of Taxation and Rhode Island House Fiscal Office

Reliability Index: 3

Projection Methodology: TY 2013 revenue loss based on estimated FY 2014 revenue loss of $7,173,128 adjusted to reflect the single month of forgone revenue. TY 2014 revenue loss is based on the aforementioned FY 2014 revenue loss and the FY 2015 revenue loss of $9,643,118 adjusted to reflect the twelve months of forgone revenue. TY 2015 revenue loss is based on the aforementioned FY 2015 revenue loss adjusted to reflect three months of forgone revenue. No estimate of the number of taxpayers is possible.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Sales and Use Tax	$1,371,152	*No estimate possible*
2014 Sales and Use Tax	$11,757,047	*No estimate possible*
2015 Sales and Use Tax	$3,688,247	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

100. Youth Activities Equipment Sold for $20 or Less:

Statutory Reference: Rhode Island General Law Section 44-18-30(31)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1984 / 1995

Description: The sale for not more than $20 per item by non-profit charitable organizations for youth activities which the organization is formed to sponsor and support or by accredited elementary and secondary schools for the purposes of the schools or of organized activities of enrolled students and the storage, use or other consumption of such items are exempt from the tax imposed by Rhode Island General Law Chapter 44-18.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2011 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2013 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2014 Sales and Use Tax	*No estimate possible*	*No estimate possible*
2015 Sales and Use Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: A sales and use tax exemption is provided for sales of items for $20 or less made by eleemosynary organizations when the sales are made for purposes of supporting youth activities. Examples of such organizations include: Boy Scouts, Girl Scouts, Parent-Teacher Organizations, Boys' and Girls' Clubs, Little League, Pee Wee Football, 4-H Clubs, Camp Fire Girls and Junior Achievement.

Connecticut Statute: Conn. Gen. Stat. § 12-412(26)

Massachusetts: Sales of tangible personal property by a nonprofit organization for fundraising purposes are exempt from sales tax as casual and isolated sales if (i) the organization does not make sales in the regular course of business of the same type of property and if (ii) amounts derived from such casual and isolated sales are used to further the organization's exempt purpose.

Massachusetts Regulation: 830 CMR Section 64H.6.1(4)(a)

Maine: Sales of tangible personal property and taxable services by elementary and secondary schools and by student organizations sponsored by those schools, including booster clubs and student or parent-teacher organizations, as long as the profits from the sales are used to benefit those schools or student organizations or are used for a charitable purpose.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 1760(64)

Vermont: Any sale by the state of Vermont, or any of its agencies, instrumentalities, public authorities, public corporations or political subdivisions when it is a vendor of services or property of a kind not ordinarily sold by private persons is exempt from the sales and use tax. In addition, sales by qualified Section 501(c)(3) organizations shall be exempt form the sales and use tax if the organization's gross sales of tangible personal property and services which would be subject to the sales and use tax but for this exemption, in the prior year, did not exceed $20,000.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 9743(1) and 9743(3)(C)

MODIFICATIONS

1. Bonus Depreciation Provided by JCWAA of 2002 and JGTRRA of 2003:

Statutory Reference: Rhode Island General Law Section 44-61-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2002 / 2008

Description: For purposes of depreciating assets under Rhode Island General Law Chapters 44-11, 44-14 and 44-30, the bonus depreciation provided by the federal Job Creation and Workers Assistance Act (JCWAA) of 2002 and the federal Jobs Growth Tax Relief Reconciliation Act (JGTRRA) of 2003, or any subsequent enactment for federal tax purposes, is not allowed for Rhode Island tax purposes. In the year those assets are placed in service and in all subsequent years, depreciation for Rhode Island tax purposes is allowed as it would have been computed prior to the enactment of the JCWAA of 2002.

The JCWAA of 2002 allowed a special 30.0 percent bonus depreciation deduction in the first year for qualifying proper ty purchased after September 10, 2001, and before September 11, 2004, for purposes of computing federal net income. In addition, the JCWAA of 2002 modified Internal Revenue Code Section 168(k) to allow taxpayers to claim an additional first-year bonus depreciation allowance on any new Modified Accelerated Cost Recovery System (MACRS) property when the recovery period is 20 years or less. The additional depreciation allowance is equal to 30.0 percent of the adjusted cost basis of the property after any Internal Revenue Code Section 179 expense deductions are taken. The JGTRRA of 2003 increased the bonus depreciation deduction from 30.0 percent to 50.0 percent for assets purchased after May 5, 2003, but before January 1, 2005. The American Jobs Creation Act of 2004 extended some bonus depreciation rules for certain aircraft as well as other items. The Economic Stimulus Act of 2008 reintroduced bonus depreciation of 50.0 percent for qualifying property placed in service in tax year 2008. The American Recovery and Reinvestment Act of 2009 extended the 50.0 percent bonus depreciation for qualifying property placed in service in tax year 2009. The Small Business Jobs Act of 2010 increased the bonus depreciation from 50.0 percent to 100.0 percent for qualifying property acquired and placed in service after September 8, 2010, but before January 1, 2012. Qualifying property acquired on or before September 8, 2010 is eligible for the 50.0 percent bonus depreciation, provided that it was placed in service prior to January 1, 2013. The American Taxpayer Relief Act of 2012 extends the 50.0 percent bonus depreciation for qualifying property placed in service in tax year 2013.

Rhode Island's disallowance of bonus depreciation is a timing issue. In the year that an asset is put in service and is eligible for the federal bonus depreciation, a Rhode Island taxpayer must take as a modification increasing federal adjusted gross income (federal AGI) the difference in the bonus depreciation amount allowed on the federal tax return and the depreciation amount allowed for Rhode Island tax purposes. In subsequent years, a Rhode Island taxpayer may take as a modification decreasing federal AGI the difference in the depreciation amount allowed for Rhode Island tax purposes and the depreciation amount allowed on the federal tax return. At the end of the asset's "useful" life, the same amount of depreciation will be realized by the taxpayer on both the federal and the Rhode Island tax returns. Thus, over the life of the asset, there is no net impact on Rhode Island tax collections.

Data Source: *Business Corporations Tax*: TY 2010 and TY 2011 Statistics of Corporate Income – C Returns Only, Rhode Island Division of Taxation. This modification includes combined bonus depreciation and enhanced Section 179 expensing for C-corporations only and the amounts are not necessarily specific to Rhode Island-based activity. For TY 2010 and TY 2011, the total net modification resulted in an increase to federal taxable income; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes C-corporations that had a modification increasing or decreasing federal taxable income and can include a taxpayer in both categories, provided the taxpayer simultaneously had a modification increasing and decreasing federal taxable income.

Bank Tax: No reliable data exists for this tax expenditure item.

Personal Income Tax: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010 and TY 2011, the total net modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: *Business Corporations and Personal Income Taxes*, 1; *Bank Tax*, 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	7,715
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$0	17,422
2010 Total	**$0**	**25,137**
2011 Business Corporations Tax	$0	8,084
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$0	23,201
2011 Total	**$0**	**31,285**

Projection Methodology: *Business Corporations and Personal Income Taxes*: Amount of modification and number of taxpayers is held constant with TY 2011.

Bank Tax: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$0	8,084
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$0	23,201
2012 Projected Total	**$0**	**31,285**
2013 Business Corporations Tax	$0	8,084
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$0	23,201
2013 Projected Total	**$0**	**31,285**
2014 Business Corporations Tax	$0	8,084
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	$0	23,201
2014 Projected Total	**$0**	**31,285**
2015 Business Corporations Tax	$0	8,084
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	$0	23,201
2015 Projected Total	**$0**	**31,285**

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut personal income tax law requires that for property placed in service after September 10, 2001 but prior to September 11, 2004, in taxable years ending after September 10, 2001, any additional allowance for depreciation under Section 168(k) of the Internal Revenue Code (IRC), as provided by the JCWAA of 2002, to the extent deductible in determining federal adjusted gross income be recorded as a modification increasing federal adjusted gross income for Connecticut income tax purposes. In addition, Connecticut personal income tax law mandates that to the extent any additional allowance for depreciation under Section 168(k) of the IRC, as provided by the JCWAA of 2002, for property placed in service after December 31, 2001, but prior to September 10, 2004, was added to federal adjusted gross income in computing Connecticut adjusted gross income for a taxable year ending after December 31, 2001, 25.0 percent of such additional allowance for depreciation in each of the four succeeding taxable years.

Connecticut corporation tax law states that for purposes of determining net income subject to tax, the deduction allowed for depreciation shall be determined as provided under the IRC, provided that in making such determination the provisions of Section 168(k) of the IRC do not apply.

Connecticut Statute: Conn. Gen. Stat. §§ 12-701(a)(20)(A)(ix), 12-701(a)(20)(B)(v) and 12-217(b)(1)

Maine: Beginning in tax year 2002, Maine decoupled from federal bonus depreciation. Maine's tax laws require federal adjusted gross income, for personal income tax purposes, and federal net income, for corporation tax purposes, to be increased with respect to property placed in service during the tax year by an amount equal to the net increase in depreciation attributable to: (1) For tax years beginning on or after January 1, 2002 but prior to January 1, 2006, a 30.0 percent bonus depreciation deduction claimed by the taxpayer pursuant to the JCWAA of 2002. (2) For tax years beginning on or after January 1, 2002 but prior to January 1, 2006, a 50.0 percent bonus depreciation deduction claimed by the taxpayer pursuant to the JGTRRA of 2003. (3) For tax years beginning on or after January 1, 2008 but before January 1, 2011, an amount equal to the net increase in depreciation attributable to the depreciation deduction claimed by the taxpayer under Section 168(k) of the Internal Revenue Code (IRC) arising from amendments to the code applicable to taxable years beginning on or after January 1, 2008. (4) For tax years beginning in 2011 and 2012, an amount equal to the depreciation deduction claimed by the taxpayer under Section 168(k) for which a Maine credit is claimed under section 5219-GG; and an amount equal to the net increase in depreciation attributable to the depreciation deduction claimed by the taxpayer under Section 168(k) with respect to property for which a Maine credit is not claimed under section 5219-GG. (5) For tax years beginning in 2013, an amount equal to the net increase in depreciation attributable to the depreciation deduction claimed by the taxpayer under Section 168(k) for which a Maine credit is claimed under section 5219-JJ for that tax year; and an amount equal to the net increase in depreciation attributable to the depreciation deduction claimed by the taxpayer under Section 168(k) with respect to property for which a Maine credit is not claimed under section 5219-JJ.

The addition modifications are recaptured in future years through a series of subtraction modifications. Federal adjusted gross income or federal net income is reduced by a fraction of any amount previously added back by the taxpayer. (1) For tax years beginning on or after January 1, 2002 but prior to January 1, 2006, the adjustment under this paragraph is available for each year during the recovery period, beginning 2 years after the beginning of the tax year during which the property was first placed in service. The fraction is equal to the amount added back previously with respect to the property, divided by the number of years in the recovery period minus 2. (2) With respect to all other property, for the taxable year immediately following the taxable year during which the property was first placed in service, the fraction allowed by this paragraph is equal to 5.0 percent of the amount added back previously with respect to the property. For each subsequent taxable year during the recovery period, the fraction is equal to 95.0 percent of the amount added back previously with respect to the property, divided by the number of years in the recovery period minus 2. (3) For taxable years beginning on or after January 1, 2009, an amount equal to the net increase in the depreciation deductions allowable under Sections 167 and 168 of the IRC that would have been applicable to that property had the depreciation deduction under Section 168(k) of the IRC not been claimed with respect to such property placed in service on or after January 1, 2008 for which an addition was required in a prior year. (4) For tax years beginning on or after January 1, 2012, an amount equal to the net increase in the depreciation deduction allowable under Sections 167 and 168 of the IRC that would have been applicable to that property had the depreciation deduction under Section 168(k) of the IRC not been claimed with respect to such property placed in service during the tax year beginning in 2011 or 2012 for which an addition was required for the tax year beginning in 2011 or 2012. (5) For tax years beginning on or after January 1, 2014, an amount equal to the net increase in the depreciation deduction allowable under Sections 167 and 168 of the IRC that would have been applicable to that property had the depreciation deduction under Section 168(k) of the IRC not been claimed with respect to such property placed in service during the taxable year beginning in 2013 for which an addition was required for the tax year beginning in 2013.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5122(1)(N), 5122(1)(AA), 5122(1)(FF), 5122(1)(HH), 5122(2)(Q), 5122(2)(AA), 5122(2)(II), 5122(2)(MM), 5200-A(1)(N), 5200-A(1)(T), 5200-A(1)(Y), 5200-A(1)(AA), 5200-A(2)(M), 5200-A(2)(R), 5200-A(2)(V) and 5200-A(2)(Y)

Massachusetts: Massachusetts personal income tax law excludes the deduction allowed by Section 168(k) of the Internal Revenue Code (IRC), as amended and in effect for the current tax year, from "Part B adjusted gross income."

Massachusetts taxation of corporations law also excludes from the definition of "net income" the deduction allowed by Section 168(k) of the IRC, as amended and in effect for the current tax year.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2(d)(1)(N) and ch. 63, §§ 1, 30(4)(iv) and 52A(1)(b)(iv)

New Hampshire: New Hampshire defines the "United States Internal Revenue Code" to mean "[f]or all tax years beginning after January 1, 2000, the United States Internal Revenue Code of 1986 in effect on December 31, 2000." Thus, by definition, any amendments to the Internal Revenue Code (IRC) that occurred after December 31, 2000 are not allowable under New Hampshire's business profits tax and business taxpayers have to adjust the taxable income reported on the federal tax return before reporting gross business profits on the New Hampshire business tax return. The adjustment requires: (1) the removal of the federal bonus depreciation in effect for the taxable year; and (2) the inclusion of only the depreciation allowed under the IRC in effect on December 31, 2000.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, XX

Vermont: Vermont defines net income for any corporate taxpayer as "the taxable income of the taxpayer for that taxable year under the laws of the United States, without regard to 26 U.S.C. § 168(k) of the Internal Revenue Code, and excluding income which under the laws of the United States is exempt from taxation by the states." In the case of pass through business entities, Vermont defines taxable income as "federal taxable income determined without regard to Section 168(k) of the Internal Revenue Code."

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 5811(18) and 5811(21)

2. **<u>Companies Engaged in Buying, Selling, Dealing in or Holding Securities on Own Behalf</u>:**

Statutory Reference: Rhode Island General Law Section 44-11-2(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 2004

Description: Corporations that buy, sell, deal in or hold securities on their own behalf and "not as a broker, underwriter, or distributor" and whose gross receipts derived from these actions amount to at least 90.0 percent of its total gross receipts derived from all activities in a taxable year can take as a modification reducing net income 50.0 percent of excess capital gains over capital losses for the taxable year prior to computing the tax imposed by Rhode Island General Law Section 44-11-2.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Every financial institution or business corporation which is engaged exclusively in buying, selling, dealing in, or holding securities on its own behalf and not as a broker,…and is not a bank holding company under the Internal Revenue Code, as amended and in effect for the taxable year…shall pay, on account of each taxable year, an excise equal to 0.132 percent of the gross income,…received by such corporation during the taxable year or $456, whichever is greater. For every financial institution or business corporation that is engaged in buying, selling, dealing or holding securities on its own behalf and not as a broker and is a bank holding company the respective rate is 0.33 percent of the gross income or $456 whichever is greater.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38B

3. Contribution to Medical Savings Accounts by Scituate Residents:

Statutory Reference: Rhode Island General Law Section 44-30-25.1(d)(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2002 / N/A

Description: A resident individual of the town of Scituate who establishes a medical savings account is allowed a modification decreasing federal adjusted gross income prior to computing the tax imposed by Rhode Island General Law Chapter 44-30 for contributions made to said medical savings account to the extent such a contribution is deemed taxable under the Internal Revenue Code. The income, including gains and losses on a medical savings account, is exempt from taxation.

Data Source: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$189	5
2011 Personal Income Tax	$248	4

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$248	4
2013 Personal Income Tax	$248	4
2014 Personal Income Tax	$248	4
2015 Personal Income Tax	$248	4

Law Comparison: No similar provisions found in the other New England states.

4. Contributions to an Account under Tuition Savings Program:

Statutory Reference: Rhode Island General Law Section 44-30-12(c)(4)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2002 / NA

Description: Contributions made to an account under the tuition savings program, including the "contributions carryover", if any, can be taken as a modification decreasing federal adjusted gross income prior to computing the tax imposed by Rhode Island General Law Chapter 44-30 subject to the limitation that the aggregate subtraction for any taxable year of the taxpayer shall not exceed $500 or $1,000 if a joint return. The subtraction shall not reduce the taxpayer's federal adjusted gross income to less than zero.

The following shall not be considered contributions to an account under the tuition savings program: (1) Contributions made by any person to an account who is not a participant of the account at the time the contribution is made; (2) Transfers or rollovers to an account from any other tuition savings program account or from any other "qualified tuition program" under Section 529 of the Internal Revenue Code; or (3) A change of the beneficiary of the account.

In the case of a nonqualified withdrawal or distribution from an account in the tuition savings program pursuant to Rhode Island General Law Section 16-57-6.1 an amount equal to the lesser of the nonqualified withdrawal reduced by any penalty imposed in connection with the nonqualified withdrawal plus the earnings portion of the nonqualified withdrawal or the amount of taxpayer's contribution modification for the taxable year of the withdrawal plus the two prior taxable years must be taken as a modification increasing federal adjusted gross income.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$78,912	3,205
2011 Personal Income Tax	$90,636	3,802

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$90,636	3,802
2013 Personal Income Tax	$90,636	3,802
2014 Personal Income Tax	$90,636	3,802
2015 Personal Income Tax	$90,636	3,802

Law Comparison: Connecticut, Maine and Vermont have similar provisions.

Connecticut: Connecticut taxpayers may deduct contributions to accounts established pursuant to any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state, but shall not exceed five thousand dollars for each individual taxpayer, or ten thousand dollars for taxpayers filing a joint return. Any amount of a contribution that is not subtracted by the taxpayer in that year for which the contribution is made, on or after January 1, 2006, may be carried forward as a subtraction from income for the succeeding five years.

Connecticut Statute: Conn. Gen. Stat. §§ 12-701(a)(20)(B)(xiii) and 12-701a

Maine: Taxpayers can subtract from federal adjusted gross income the portion of contributions to a qualified tuition program established under Internal Revenue Code Section 529 up to $250 per designated beneficiary. This deduction may not be claimed on returns when federal adjusted gross income exceeds $100,000 for returns with a filing status of single or married filing separately or $200,000 for returns with a filing status of married joint or head of household.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(2)(Y)

Vermont: The Vermont Higher Education Investment Plan (VHEIP) tax credit entitles a taxpayer, including each spouse filing a joint return, a nonrefundable credit of 10.0 percent of the first $2,500 contributed for each beneficiary to a Vermont higher education investment plan account. A taxpayer who has received this credit must repay to the state 10.0 percent of any non-qualified distribution from a VHEIP account up to a maximum of the total credits received by the taxpayer.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5825a

5. Domestic International Sales Corporations (DISCs):

Statutory Reference: Rhode Island General Law Section 44-11-11(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1974 / N/A

Description: "Domestic International Sales Corporations (DISCs) are treated as they are under federal income tax law and shall not pay the amount of the tax computed under Rhode Island General Law Section 44-11-2(a). Any income to shareholders of DISCs is to be treated in the same manner as it is treated under federal income tax law as it exists on December 31, 1984."

It should be noted that the federal law governing DISCs, specifically Internal Revenue Code (IRC) Sections 291(a)(4) and 991 through 997 were amended by the Tax Reform Act (TRA) of 1984. For all intents and purposes, the federal tax law provisions concerning DISCs were replaced by the creation of Foreign Sales Corporations (FSCs) in the TRA of 1984 and codified in Sections 921 through 927 of the IRC.

Data Source: Due to the effective elimination of DISCs under federal law, it is assumed that no such entities would qualify for this tax expenditure provided under Rhode Island General Law Section 44-11-11(c).

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2011 Business Corporations Tax	$0	0

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$0	0
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut allows for the deduction of all…dividends received from a DISC or former DISC as defined in Section 992 of the Internal Revenue Code (IRC) and dividends deemed to have been distributed by a DISC or former DISC as provided in Section 995 of the IRC, other than 30.0 per cent of dividends received from a domestic corporation in which the taxpayer owns less than 20.0 per cent of the total voting power and value of the stock of such corporation from gross income when determining net income subject to tax.

Connecticut Statute: Conn. Gen. Stat. § 12-217(a)(1)(D)

Maine: Maine imposes its tax on corporations…on each taxable corporation and on each group of corporations that derives income from a unitary business carried on by 2 or more members of an affiliated group. By definition, a taxable corporation is a corporation that, at any time during that taxable year, realized Maine net income where Maine net income means for any corporation, the taxable income of that taxpayer for that taxable year under the laws of the United States…and apportionable to Maine. A corporation is defined as any business entity subject to income taxation as a corporation under the laws of the United States. By United States law, a DISC is exempt from income taxation as a corporation.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5102(6), 5102(8), 5102(10) and 5200(1)

Massachusetts: Massachusetts allows for 95.0 percent of dividends, exclusive of distributions in liquidation, received from a wholly owned DISC to be deducted from net income in determining taxable net income. A wholly owned DISC is a DISC all of whose outstanding shares, except directors' qualifying shares, are owned by a single corporation, either directly or indirectly.

Massachusetts Statute: Mass. Gen. Laws ch. 63, §§ 30(14), 30(15) and 38(a)(1)(ii)

New Hampshire: New Hampshire defines gross business profits to mean the amount of taxable income as would be determinable under the provisions of the United States Internal Revenue Code (IRC) in effect as of December 31, 2000. To the extent that a DISC does not have taxable income under the IRC in effect as of December 31, 2000 it will not be subject to New Hampshire's business profits tax.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, III(a) and XX

Vermont: Vermont imposes a tax on the Vermont net income earned or received in that taxable year by every taxable corporation, reduced by any allowed Vermont net operating loss. Vermont net income is defined as the taxable income of the taxpayer for that taxable year under the laws of the United States, without regard to Section 168(k) of the Internal Revenue Code, and excluding income which under the laws of the United States is exempt from taxation by the states. Under the laws of the United States, a DISC is exempt from income taxation as a corporation.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 5811(18) and 5832

6. Enterprise Zone Business Owner with Domiciliary in Enterprise Zone:

Statutory Reference: Rhode Island General Law Section 42-64.3-7

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1982 / 1997

Description: A domiciliary of an enterprise zone who owns and operates a qualified business facility in that zone and which business is not required to file under Rhode Island General Law Chapters 44-11, 44-13, 44-14, or 44-17 may take as a modification decreasing federal adjusted gross income prior to computing the tax imposed by Rhode Island General Law Chapters 44-11 and 44-30 an amount of $50,000 during the first three years after certification and operations in the zone and may deduct $25,000 in the fourth and fifth year. In the case of multiple business owners, the modification shall be apportioned according to the ownership interests of the qualified business.

Data Source: *Business Corporations Tax*: No reliable data exists for this tax expenditure item.

Personal Income Tax: Personal Income Tax Section, Rhode Island Division of Taxation. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers to determine the revenue forgone. The number of taxpayers includes all taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: *Business Corporations Tax*, 5; *Personal Income Tax*, 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$0	0
2010 Total	**$0**	**0**

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$5,497	17
2011 Total	**$5,497**	**17**

Projection Methodology: *Business Corporations Tax*: No projection is made due to lack of reliable data.

Personal Income Tax: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$5,497	17
2012 Projected Total	**$5,497**	**17**
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$5,497	17
2013 Projected Total	**$5,497**	**17**
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	$5,497	17
2014 Projected Total	**$5,497**	**17**
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	$5,497	17
2015 Projected Total	**$5,497**	**17**

Law Comparison: Only Maine has a similar provision.

Maine: Maine allows as a modification decreasing the taxable income of the taxpayer under the laws of the United States in the case of a corporation, or federal adjusted gross income in the case of an individual, an amount equal to the reduction in salaries and wages expense for federal income tax purposes associated with the taxpayer's federal empowerment zone employment credit as determined under Section 1396 of the Internal Revenue Code.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5122(2)(B) and 5200-A(2)(C)

7. Expensing of Assets in Lieu of Depreciation, Section 179 of Internal Revenue Code:

Statutory Reference: Rhode Island General Law Section 44-61-1.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2003 / 2013

Description: Beginning on or after January 1, 2014, for purposes of the expensing of assets under Rhode Island General Law Chapters 44-11, 44-14 and 44-30, the expense deduction for Rhode Island tax purposes shall be allowed in the same manner as is provided for under Section 179 of the IRC. Any remaining tax basis of the asset purchased shall be depreciated as provided for under the IRC Sections 167 and 168, excluding § 168(k).

Prior to January 1, 2014, the expense deduction could not exceed $25,000 in any taxable year. The additional expensing of assets under Section 179 of the Internal Revenue Code (IRC) provided by the federal Jobs Growth Tax Relief Reconciliation Act of 2003 (JGTRRA), or any subsequent enactment for federal tax purposes, was not allowed for Rhode Island tax purposes. In the year assets were placed in service and in all subsequent years, expenses and depreciation for Rhode Island tax purposes were allowed on those assets as it would have been computed prior to the enactment of the JGTRRA. The expense deduction limitation of $25,000 applied to tax years beginning January 1, 2007 and ending December 31, 2013.

Prior to the JGTRRA, businesses could expense up to $25,000 under Section 179 of the IRC. The amount that could be expensed was reduced on a dollar-for-dollar basis by the amount by which the cost of qualifying property exceeded $200,000. Therefore, capital investments over $225,000 did not qualify. The JGTRRA increased the maximum amount of expensing to $100,000 and the phase-out to $400,000, allowing purchases of qualifying property up to $500,000 in cost to qualify. These limits were indexed for inflation for tax years beginning after 2003. JGTRRA applied to tax years 2003 through 2005. The American Jobs Creation Act of 2004 extended the JGTRRA's provisions to tax years 2006 and 2007 and added off-the-shelf computer software to the list of qualifying property. The Tax Increase Prevention and Reconciliation Act of 2005 extended the increased expensing for small businesses under JGTRRA to tax years 2008 and 2009. The Economic Stimulus Act of 2008 increased the maximum amount of expensing to $250,000 and the phase-out amount to $800,000 for tax year 2008. The American Recovery and Reinvestment Act of 2009 extended the provisions of the ESA to tax year 2009. The Small Business Jobs Act of 2010 increased the Section 179 limitations on expensing of depreciable business assets for tax years beginning in 2010 and 2011 to $500,000 per item and $2.0 million overall. In addition, the SBJA temporarily expanded the types of property that qualified for Section 179 expensing to include certain qualified real property. The American Taxpayer Relief Act of 2012 extended the Section 179 limitations in effect for tax years 2010 and 2011 to tax years 2012 and 2013. As of March 31, 2014, the federal Section 179 expensing rules for tax year 2014 revert back to $25,000 of immediate expensing subject to a maximum capital expense of $200,000.

Rhode Island's disallowance of the increased expense deduction under Section 179 is a timing issue. In the year that an asset is placed in service and is eligible for the federal increased expense deduction, a Rhode Island taxpayer must take as a modification increasing federal adjusted gross income (federal AGI) the difference in the increased expense deduction amount allowed on the federal tax return and the expense deduction amount allowed for Rhode Island tax purposes which is a maximum of $25,000. In subsequent years, a Rhode Island taxpayer may take as a modification decreasing federal AGI the expense deduction amount that was disallowed for Rhode Island tax purposes but allowed for federal tax purposes and the expense deduction amount allowed for Rhode Island tax purposes up to a maximum of $25,000. This modification reducing federal AGI is taken until the expense deduction amount that was disallowed for Rhode Island tax purposes but allowed for federal tax purposes has been completely utilized. Thus, there is no net impact on Rhode Island tax collections after the asset has been completely expensed.

<u>Data Source</u>: *Business Corporations Tax*: TY 2010 and TY 2011 Statistics of Corporate Income – C Returns Only, Rhode Island Division of Taxation. This modification includes both bonus depreciation and enhanced Section 179 expensing for C-corporations only and the amounts are not necessarily specific to Rhode Island based activity. For TY 2010 and TY 2011, the total net modification resulted in an increase to federal taxable income; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes C-corporations that had a modification increasing federal taxable income or decreasing federal taxable income and can include a taxpayer in both categories provided the taxpayer simultaneously had a modification increasing and decreasing federal taxable income.

Bank Tax: No reliable data exists for this tax expenditure item.

Personal Income Tax: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010 and TY 2011, the total net modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

<u>Reliability Index</u>: *Business Corporations and Personal Income Taxes*, 1; *Bank Tax*, 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	7,715
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$0	9,758
2010 Total	**$0**	**17,473**

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2011 Business Corporations Tax	$0	8,084
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$0	7,864
2011 Total	**$0**	**15,948**

Projection Methodology: *Effective January 1, 2014, Rhode Island law will conform to federal law with regard to expensing of assets in lieu of depreciation under IRC Section 179.*

Business Corporations and Personal Income Taxes: The amount of modification and number of taxpayers is held constant with TY 2011.

Bank Tax: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$0	8,084
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$0	7,864
2012 Projected Total	**$0**	**15,948**
2013 Business Corporations Tax	$0	8,084
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$0	7,864
2013 Projected Total	**$0**	**15,948**

Law Comparison: Maine and New Hampshire have similar provisions.

Maine: Maine's tax laws require the federal adjusted gross income or the federal net income of a taxpayer, for tax years beginning on or after January 1, 2003 but prior to January 1, 2011, to be increased with respect to property placed in service during the taxable year by an amount equal to the net increase in expensing attributable to the increase in aggregate cost under Section 179 of the Internal Revenue Code (IRC) arising from amendments to the IRC applicable to tax years beginning on or after January 1, 2003.

Maine's tax law requires that the federal adjusted gross income or federal net income of the taxpayer be decreased by a fraction of any amount previously added back by the taxpayer to federal adjusted gross income. In the case of property expensed pursuant to Section 179 of the IRC, the term "recovery period" means the recovery period that would have been applicable to the property had Section 179 not been applied.

In 2011, the Maine legislature enacted full conformity with federal Section 179 expense thresholds for tax years beginning on or after January 1, 2011.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5122(1)(N)(3), 5122(2)(Q), 5200-A(1)(N)(3) and 5200-A(2)(M)

New Hampshire: New Hampshire defines the term "United States Internal Revenue Code" to mean "[f]or all tax years beginning after January 1, 2000, the United States Internal Revenue Code of 1986 in effect on December 31, 2000." Thus, by definition amendments to the Internal Revenue Code that occurred after December 31, 2000 are not allowable under New Hampshire's business profits tax and business taxpayers have to adjust the taxable income reported on their federal return before reporting their gross business profits on their New Hampshire business tax return. The adjustment will require: (1) The removal of the Section 179 expense allowed under the IRC in effect for the taxable year; and (2) the inclusion of only the Section 179 expense allowed under the IRC in effect on December 31, 2000.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, XX

8. **Federally Taxable Qualified Withdrawals from Tuition Savings Program Account:**

Statutory Reference: Rhode Island General Law Section 44-30-12(c)(3)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / N/A

Description: The amount of any withdrawal or distribution from the tuition savings program referenced in Rhode Island General Law Section 16-57-6.1 which is included in federal adjusted gross income other than a withdrawal or distribution or portion thereof that is deemed nonqualified is a modification that decreases federal adjusted gross income for purposes of the tax imposed by Rhode Island General Law Chapter 44-30.

Under federal income tax law, the taxable portion of a qualified withdrawal or distribution is the earnings portion of the withdrawal or transfer that exceeds the adjusted qualified education expenses. Adjusted qualified education expenses is the total qualified education expenses reduced by any tax-free educational assistance. Tax-free educational assistance includes: the tax-free portion of scholarships and fellowships, veterans' educational assistance, Pell grants, employer-provided educational assistance and any other nontaxable (tax-free) payments (other than gifts or inheritances) received as educational assistance.

Data Source: Personal Income Section, Rhode Island Division of Taxation. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers to determine the revenue forgone. The number of taxpayers includes all taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$87,774	3,510
2011 Personal Income Tax	$93,835	3,851

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$93,835	3,851
2013 Personal Income Tax	$93,835	3,851
2014 Personal Income Tax	$93,835	3,851
2015 Personal Income Tax	$93,835	3,851

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: To the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, any distribution to such beneficiary from any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state can be taken as a modification decreasing federal adjusted gross income for Connecticut income tax purposes.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(20)(B)(xii)

Maine: To the extent included in federal adjusted income, any amount that is a qualified distribution from an account established under the Maine College Savings Program and used for paying higher education expenses of the designated beneficiary of that account is subtracted from federal adjusted gross income in calculating a taxpayer's Maine taxable income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(2)(J)

9. Foreign Sales Corporations (FSCs):

Statutory Reference: Rhode Island General Law Section 44-11-11(d)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1985 / N/A

Description: A corporation which qualifies as a Foreign Sales Corporation (FSC) under federal income tax law and has in effect for the entire tax year a valid election under federal law to be treated as a FSC shall not pay the amount of the tax computed under Rhode Island General Law 44-11-2(a). Any income to shareholders of FSCs is to be treated in the same manner as it is treated under federal income tax law as it existed on January 1, 1985.

This tax preference item allows an eligible corporation which has elected to be treated as a FSC for federal tax purposes to be exempted from the business corporations tax calculated by 44-11-2(a) to the same extent the corporation would be exempted if it were an electing small business corporation.

It should be noted that federal tax law provisions for Foreign Sales Corporations (FSCs) were enacted in the Tax Reform Act (TRA) of 1984 and codified in Sections 921 through 927 of the Internal Revenue Code. In early 2000, the World Trade Organization (WTO) ruled that FSCs constituted an illegal trading subsidy. In response, the United States passed The Extra-Territorial Income Exclusion Act (ETIEA) of 2000 to replace the federal laws governing FSCs. In 2004, the ETIEA was also ruled an illegal trading subsidy by the WTO. In 2004, the American Jobs Creation Act of 2004 repealed the federal laws governing FSCs and the exclusion of extra-territorial income.

Data Source: Due to the repeal of the federal laws governing FSCs and the favorable tax treatment of extra-territorial income in 2004, it is assumed that no such entities would qualify for this tax expenditure provided under Rhode Island General Law Section 44-11-11(d).

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$0	0
2011 Business Corporations Tax	$0	0

Projection Methodology: Amount of modification and the number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	$0	0
2013 Business Corporations Tax	$0	0
2014 Business Corporations Tax	$0	0
2015 Business Corporations Tax	$0	0

Law Comparison: Maine, New Hampshire and Vermont have similar provisions.

Maine: Maine imposes its tax on corporations…on each taxable corporation and on each group of corporations that derives income from a unitary business carried on by 2 or more members of an affiliated group. By definition, a taxable corporation is a corporation that, at any time during that taxable year, realized Maine net income where Maine net income means for any corporation, the taxable income of that taxpayer for that taxable year under the laws of the United States…and apportionable to Maine. A corporation is defined as any business entity subject to income taxation as a corporation under the laws of the United States and a FSC is exempt from income taxation as a corporation under federal law.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5102(6), 5102(8), 5102(10) and 5200(1)

New Hampshire: New Hampshire defines gross business profits to mean the amount of taxable income as would be determinable under the provisions of the United States Internal Revenue Code (IRC) in effect as of December 31, 2000. To the extent that a FSC does not have taxable income under the IRC in effect as of December 31, 2000 it will not be subject to New Hampshire's business profits tax.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, III(a) and XX

Vermont: Vermont imposes a tax on the Vermont net income earned or received in that taxable year by every taxable corporation, reduced by any allowed Vermont net operating loss. Vermont net income is defined as the taxable income of the taxpayer for that taxable year under the laws of the United States, without regard to Section 168(k) of the Internal Revenue Code, and excluding income which under the laws of the United States is exempt from taxation by the states. Under the laws of the United States, a FSC is exempt from income taxation as a corporation.

Vermont Statute: Vt. Stat. Ann. tit. 32, §§ 5811(18) and 5832

10. Gain from Stock Options in Qualifying Corporations:

Statutory Reference: Rhode Island General Law Section 44-39.3-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1997 / N/A

Description: "The income, gain, or preference items resulting from the sale, transfer, or exercise of qualified and nonqualified stock options, the stock issued or transferred on the exercise of any option and warrants issued with respect to options and/or stock of a qualifying corporation" can be taken by a qualifying taxpayer as a modification reducing federal adjusted gross income for the purposes of computing the tax imposed by Rhode Island General Law Chapter 44-30.

A qualifying taxpayer is a resident of Rhode Island who has been employed at a location in Rhode Island for at least three consecutive months as a full-time employee of a qualifying corporation and the estate, heirs, and successors of that taxpayer. A qualifying corporation is any corporation that (1) annually elects to be a qualifying corporation; (2) has at least 10 full-time employees in Rhode Island; and (3) is engaged principally in at least one business activity described in Standard Industrial Classification (SIC) codes 7371, Computer Programming Services; 7372, Prepackaged Software; or 7373, Computer Integrated Systems Design.

Data Source: No reliable data exists for this tax expenditure item. (This modification is included in the Income or Gain from a Qualifying Employee's Ownership of a Qualifying Corporation modification.)

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

11. Income Earned on Rhode Island Family Education Accounts:

Statutory Reference: Rhode Island General Law Sections 44-30-12(c)(2) and 44-30-25(f)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1988 / 2005

Description: The income earned on the assets held in family education accounts can be taken as a modification decreasing federal adjusted gross income prior to the computation of the tax imposed by Rhode Island General Law Chapter 44-30. A family education account is an account created by an individual taxpayer for the purpose of providing qualified educational benefits to a qualified beneficiary provided that the account is created by a written governing instrument as prescribed by the Tax Administrator that designates the account as a Rhode Island Family Education Account.

Any amount withdrawn or deemed to be withdrawn from a Rhode Island Family Education Account other than as a qualified withdrawal shall be a modification increasing federal adjusted gross income prior to the computation of the tax imposed by Rhode Island General Law Chapter 44-30. The modification increasing federal adjusted gross income shall not exceed the net modifications reducing federal adjusted gross income taken in the current or prior tax years.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$6,345	171
2011 Personal Income Tax	$7,940	189

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$7,940	189
2013 Personal Income Tax	$7,940	189
2014 Personal Income Tax	$7,940	189
2015 Personal Income Tax	$7,940	189

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: To the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, any distribution to such beneficiary from any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state can be taken as a modification decreasing federal adjusted gross income for Connecticut income tax purposes.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(20)(B)(xii)

Maine: To the extent included in federal adjusted gross income, any amount constituting a qualified distribution from an account established under Maine law and used for paying higher education expenses of the designated beneficiary of that account can be claimed as a modification decreasing federal adjusted gross income in determining Maine taxable income.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(2)(J)

12. Income from the Assignment or Transfer of Historic Structures Tax Credits:

Statutory Reference: Rhode Island General Law Section 44-33.2-3(2)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / 2008

Description: Any assignment or sales proceeds received by the taxpayer for its assignment or sale of the tax credits allowed pursuant to Rhode Island General Law Chapter 44-33.2 shall be taken as a modification decreasing federal adjusted gross income prior to the calculation of the taxes imposed by Rhode Island General Law Title 44 entitled "Taxation."

If a tax credit is subsequently recaptured, revoked or adjusted, the seller's tax calculation for the year of revocation, recapture, or adjustment shall be increased by the total amount of the sales proceeds, without proration, as a modification increasing federal adjusted gross income under Rhode Island General Law Chapter 44-30.

In the event that the seller is not a natural person, the seller's tax calculation under Rhode Island General Law Chapters 44-11, 44-12, 44-13 (other than with respect to the tax imposed under Rhode Island General Law Section 44-13-13), 44-14, 44-17, or 44-30, as applicable, for the year of revocation, recapture, or adjustment, shall be increased by including the total amount of the sales proceeds without proration.

Data Source: *Business Corporations, Franchise, Public Service Corporation, Bank and Insurance Companies Taxes*: No reliable data exists for this tax expenditure item.

Personal Income Tax: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: *Business Corporations, Franchise, Public Service Corporation, Bank and Insurance Companies Taxes*, 5; *Personal Income Tax*, 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Franchise Tax	*No estimate possible*	*No estimate possible*
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$18,935	8
2010 Total	**$18,935**	**8**
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Franchise Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$2,340	6
2011 Total	**$2,340**	**6**

Projection Methodology: *Business Corporations Franchise, Public Service Corporation, Bank and Insurance Companies Taxes*: No projection is made due to lack of reliable data.

Personal Income Tax: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Franchise Tax	*No estimate possible*	*No estimate possible*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$2,340	6
2012 Projected Total	**$2,340**	**6**
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Franchise Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$2,340	6
2013 Projected Total	**$2,340**	**6**
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Franchise Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	$2,340	6
2014 Projected Total	**$2,340**	**6**
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Franchise Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	$2,340	6
2015 Projected Total	**$2,340**	**6**

Law Comparison: No similar provisions found in the other New England states.

13. Income from the Assignment or Transfer of Motion Picture Production Credits:

Statutory Reference: Rhode Island General Law Sections 44-31.2-9(c)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2005 / 2006

Description: Any motion picture production tax credit certificate issued in accordance with Rhode Island General Law Section 44-31.2-5 which has been issued to a motion picture production company or passed through in accordance with Rhode Island General Law Section 44-31.2-5(d), and to the extent not previously claimed against the tax of the motion picture production company or of the owner of the certificate if the certificate was issued in accordance with Rhode Island General Law Section 44-31.2-5(d), may be transferred or sold by such company to another Rhode Island taxpayer, subject to certain procedures and conditions. Any assignment or sales proceeds received by the motion picture production company for its assignment or sale of the motion picture production tax credit shall be taken as a modification decreasing federal taxable income prior to the calculation of taxes imposed by Rhode Island General Law Title 44, entitled "Taxation."

Failure to comply with Rhode Island General Law Section 44-31.2-9 will result in the disallowance of the tax credit until the taxpayers are in full compliance. Disallowance of the motion picture production tax credit that was previously claimed is recaptured and added back as a modification increasing federal adjusted gross income.

Data Source: *Business Corporations, Franchise, Public Service Corporation, Bank and Insurance Companies Taxes*: No reliable data exists for this tax expenditure item.

Personal Income Tax: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: *Business Corporations, Franchise, Public Service Corporation, Bank and Insurance Companies Taxes,* 5; *Personal Income Tax,* 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Franchise Tax	*No estimate possible*	*No estimate possible*
2010 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$13,941	2
2010 Total	**$13,941**	**2**
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Franchise Tax	*No estimate possible*	*No estimate possible*
2011 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$1,736	2
2011 Total	**$1,736**	**2**

Projection Methodology: *Business Corporations Franchise, Public Service Corporation, Bank and Insurance Companies Taxes*: No projection is made due to lack of reliable data.

Personal Income Tax: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Franchise Tax	*No estimate possible*	*No estimate possible*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$1,736	2
2012 Projected Total	**$1,736**	**2**

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Franchise Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$1,736	2
2013 Projected Total	**$1,736**	**2**
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Franchise Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	$1,736	2
2014 Projected Total	**$1,736**	**2**
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Franchise Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	$1,736	2
2015 Projected Total	**$1,736**	**2**

Law Comparison: No similar provisions found in the other New England states.

14. Income from the Assignment or Transfer of Musical and Theatrical Tax Credits:

Statutory Reference: Rhode Island General Law Section 44-31.3-2(b)(5)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2012

Description: Any musical and theatrical production tax credit, to the extent not previously claimed against the tax of the taxpayer, may be transferred or sold to another Rhode Island taxpayer, subject to certain procedures and conditions. The assignee of the tax credits may use acquired credits to offset up to 100.0 percent of the tax liabilities otherwise imposed pursuant to Rhode Island General Law Chapter 44-11, 44-2, 44-13 (other than the tax imposed under § 44-13-13), 44-14, 44-17 or 44-30. The assignee may apply the tax credit against taxes imposed on the assignee for not more than 3 succeeding tax years. Any assignment or sales proceeds received for its assignment or sale shall be taken as a modification decreasing federal taxable income prior to the calculation of taxes imposed by the State of Rhode Island.

Data Source: *Business Corporations, Franchise, Public Service Corporation, Bank, Insurance Companies and Personal Income Taxes*: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Projection Methodology: *Business Corporations, Franchise, Public Service Corporation, Bank, Insurance Companies and Personal Income Taxes*: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Franchise Tax	*No estimate possible*	*No estimate possible*
2012 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	*No estimate possible*	*No estimate possible*
2012 Projected Total	***No estimate possible***	***No estimate possible***
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Franchise Tax	*No estimate possible*	*No estimate possible*
2013 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	*No estimate possible*	*No estimate possible*
2013 Projected Total	***No estimate possible***	***No estimate possible***
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Franchise Tax	*No estimate possible*	*No estimate possible*
2014 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	*No estimate possible*	*No estimate possible*
2014 Projected Total	***No estimate possible***	***No estimate possible***

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Franchise Tax	*No estimate possible*	*No estimate possible*
2015 Public Service Corporation Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Insurance Companies Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	*No estimate possible*	*No estimate possible*
2015 Projected Total	***No estimate possible***	***No estimate possible***

Law Comparison: No similar provisions found in the other New England states.

15. Income or Gain from a Qualifying Employee's Ownership of a Qualifying Corporation:

Statutory Reference: Rhode Island General Law Section 44-43-8

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1993 / 1995

Description: "Any income, gain or preference items resulting from the transfer of employer securities from a qualified retirement plan, the sale, transfer, or exercise of stock, warrants, options, bonds, notes, or other interests of any corporation" can be taken as a modification decreasing federal adjusted gross income for the purpose of computing the tax imposed by Rhode Island General Law Chapter 44-30 "provided that at the time of the sale, transfer, or exercise the corporation is a qualifying corporation" as defined in Rhode Island General Law Section 44-43-8(c) "with respect to the qualifying taxpayer."

Rhode Island General Law Section 44-43-8(b) defines a qualifying taxpayer as a current or former employee of a qualifying corporation employed for three consecutive months as a full-time employee in accordance with corporate policy. Rhode Island General Law Sections 44-43-8(c) and 44-43-8(d) define a qualifying corporation.

Data Source: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1 (This modification includes the Gain from Stock Options in Qualifying Corporations modification.)

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$2,109	20
2011 Personal Income Tax	$2,216	12

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$2,216	12
2013 Personal Income Tax	$2,216	12
2014 Personal Income Tax	$2,216	12
2015 Personal Income Tax	$2,216	12

Law Comparison: No similar provisions found in the other New England states.

16. Interest on Obligations of the United States and its' Possessions:

Statutory Reference: Rhode Island General Law Section 44-30-12(c)(1) and 44-11-11(a)(1)(vi)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / N/A

Description: "Any interest income on obligations of the United States and its possessions to the extent includible in gross income for federal income tax purposes, and any interest or dividend income on obligations, or securities of any authority, commission, or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income taxes under the laws of the United States; provided that the amount to be subtracted shall in any case be reduced by any interest on indebtedness incurred or continued to purchase or carry obligations or securities the income of which is exempt from Rhode Island personal income tax, to the extent the interest has been deducted in determining federal adjusted gross income or taxable income shall be subtracted from federal adjusted gross income" prior to computing the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. For

TY 2010, the decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$1,754,014	22,391
2011 Personal Income Tax	$2,324,091	22,556

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$2,324,091	22,556
2013 Personal Income Tax	$2,324,091	22,556
2014 Personal Income Tax	$2,324,091	22,556
2015 Personal Income Tax	$2,324,091	22,556

Law Comparison: All of the New England states have similar provisions.

Connecticut: There shall be deducted from federal adjusted gross income in determining Connecticut adjusted gross income subject to the personal income tax, to the extent properly includable in gross income for federal income tax purposes, any income with respect to which taxation by any state is prohibited by federal law.

Connecticut Statute: Conn. Gen. Stat. § 12-701(20)(B)(i)

Maine: Federal adjusted gross income shall be reduced by interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent that interest or those dividends are included in federal adjusted gross income but exempt from state income taxes under the laws of the United States. A similar provision exists under Maine's corporate income tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(2)(A) and 5200-A(2)(A)

Massachusetts: Massachusetts gross income shall mean the federal gross income…reduced by interest on obligations of the United States exempt from state income taxation to the extent included in federal gross income, and dividends received from a regulated investment company qualified under Section 851 of the Internal Revenue Code to the extent such dividends are attributable to interest on obligations of the United States exempt from state income taxation.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2(a)(2)(A)

New Hampshire: New Hampshire's taxation of interest and dividend income is intended to not impose any tax on any income in violation of the Constitution of the United States or in violation of any constitutional federal laws.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77:2

Vermont: Taxable income is defined as federal taxable income…decreased by income from United States government obligations to the extent such income is included in federal adjusted gross income.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5811(21)(B)(i)

17. Military Pay of Non-Resident Individuals:

Statutory Reference: Rhode Island General Law Section 44-30-32(d)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / N/A

Description: Compensation paid by the United States for service in the armed forces of the United States, performed by an individual not domiciled in Rhode Island can be taken as a modification decreasing federal adjusted gross income for the purposes of computing the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: Office of Revenue Analysis (ORA) calculations. For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$396,694	548
2011 Personal Income Tax	$451,580	578

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$451,580	578
2013 Personal Income Tax	$451,580	578
2014 Personal Income Tax	$451,580	578
2015 Personal Income Tax	$451,580	578

Law Comparison: Connecticut, Maine, Massachusetts and Vermont have similar provisions.

Connecticut: Compensation paid by the United States for active service in the armed forces of the United States, performed by an individual not domiciled in Connecticut, shall not constitute income derived from sources within Connecticut.

Connecticut Statute: Conn. Gen. Stat. § 12-711(d)

Maine: A member of the armed services who is a legal resident of another state but is stationed in Maine by military orders is not subject to Maine income tax on his or her service pay.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5142(7)

Massachusetts: The compensation paid by the United States to its uniformed military personnel assigned to duty at military posts, bases or stations within the Commonwealth for services rendered by said personnel while on active duty shall be deemed to be from sources other than sources within the Commonwealth.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 5A(c)

Vermont: For any taxable year, the Vermont income of a resident individual is the adjusted gross income of the individual for that taxable year…less… the military pay for full-time active duty with the armed services earned outside Vermont; and the first $2,000 of military pay for unit training in Vermont to National Guard and United States Reserve personnel that have certified that all unit training of his or her unit was completed during the calendar year, and who has a federal adjusted gross income of less than $50,000.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5823(a)(2)

18. New Research and Development Facilities:

Statutory Reference: Rhode Island General Law Section 44-32-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1974 / 1975

Description: A deduction for all expenditures paid or incurred for the construction, reconstruction, erection, or acquisition of any new tangible property that is depreciable under 26 U.S.C. § 167, was acquired by purchase as defined in 26 U.S.C. § 179(d), is located in the State, and is used in the taxpayer's trade or business for purposes of research and development in the experimental or laboratory sense shall be allowed against the portion of its entire net income allocated to Rhode Island during the taxable year. The deduction can be taken against the taxes imposed by Rhode Island General Law Chapters 44-11 and 44-30 and is in lieu of depreciation or an investment tax credit. The deduction is not refundable and has no provision for carry over.

Data Source: *Business Corporations Tax*: No reliable data exists for this tax expenditure item.

Personal Income Tax: Office of Revenue Analysis (ORA) calculations. For TY 2010, the decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that decreased federal AGI.

Reliability Index: *Business Corporations Tax*, 5; *Personal Income Tax*, 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$180	3
2010 Total	**$180**	**3**
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$503	2
2011 Total	**$503**	**2**

Projection Methodology: *Business Corporations Tax*: No projection is made due to lack of reliable data.

Personal Income Tax: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$503	2
2012 Projected Total	**$503**	**2**
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$503	2
2013 Projected Total	**$503**	**2**
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	$503	2
2014 Projected Total	**$503**	**2**
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	$503	2
2015 Projected Total	**$503**	**2**

Law Comparison: No similar provisions found in the other New England states.

19. Nonqualified Withdrawals from a Medical Savings Account by Scituate Residents:

Statutory Reference: Rhode Island General Law Sections 44-30-25.1(d)(3)(i)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2002 / N/A

Description: An employee or account holder who withdraws money from a medical savings account for any purpose other than a purpose described in Rhode Island General Law Section 44-30-25.1(c)(3) will incur a penalty of 10.0 percent of the withdrawal amount. The amount of any such withdrawal shall, to the extent that any earlier contribution(s) or income was claimed as a modification decreasing federal adjusted gross income for Rhode Island purposes shall be a modification increasing federal adjusted gross income of the account holder or employee for the purpose of determining his or her tax liability under Rhode Island General Law Chapter 44-30 in the year that the withdrawal or withdrawals are made.

Data Source: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that increase federal adjusted gross income (AGI). For TY 2010, the total modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010. The number of taxpayers includes those resident and non-resident taxpayers with a modification that increased federal AGI. For TY 2011, no modification to federal AGI was taken by a resident or non-resident taxpayer.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	1
2011 Personal Income Tax	$0	0

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$0	0
2013 Personal Income Tax	$0	0
2014 Personal Income Tax	$0	0
2015 Personal Income Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

20. Nonqualified Withdrawals from Tuition Savings Program Account:

Statutory Reference: Rhode Island General Law Sections 44-30-12(b)(4) and 44-30-32(a)(3)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2002 / N/A

Description: A nonqualified withdrawal made from an account in the tuition savings plan program as defined in Rhode Island General Law Section 16-57-6.1 shall be recorded as a modification increasing federal adjusted gross income for the purpose of determining the amount of income subject to the tax imposed by Rhode Island General Law Chapter 44-30. The amount that must be added back to federal adjusted gross income is the lesser of (i) the amount of the nonqualified withdrawal reduced by any administrative fee or penalty imposed on the nonqualified withdrawal or (ii) the amount of the modification decreasing federal adjusted gross income taken under Rhode Island General Law Section 44-30-12(c)(4) for the person's taxable year and the two preceding taxable years less the amount of any nonqualified withdrawals taken in the two prior taxable years that were added to the person's federal adjusted gross income in those years.

Nonqualified withdrawals include (a) a transfer or rollover to a qualified tuition program under Section 529 of the Internal Revenue Code other than the tuition savings program defined in Rhode Island General Law Section 16-57-6.1; (b) a withdrawal or distribution that is not applied on a timely basis to qualified higher education expenses; (c) a withdrawal or distribution that is not made due to the death or disability of the beneficiary of the tuition savings program or in an amount greater than the amount of a scholarship, allowance or payment received by said beneficiary; or (d) is not made under other circumstances for which an exclusion from federal adjusted gross income is allowed under 26 U.S.C. § 529 applies provided that the nonqualified withdrawal is made within two taxable years following the taxable year for which a modification decreasing federal adjusted gross income was taken pursuant to Rhode Island General Law Section 44-30-12(c)(4).

Data Source: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that decrease federal adjusted gross income (AGI). For TY 2010 and TY 2011, the total modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes those resident and non-resident taxpayers with a modification that increased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	22
2011 Personal Income Tax	$0	42

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$0	42
2013 Personal Income Tax	$0	42
2014 Personal Income Tax	$0	42
2015 Personal Income Tax	$0	42

Law Comparison: Only Maine has a similar provision.

Maine: The amount of deduction from gross income claimed on a taxpayer's federal income tax return for qualified tuition and related expenses pursuant to Internal Revenue Code Section 222 must be added back to federal adjusted gross income prior to determining the amount of Maine personal tax imposed.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(1)(Q)

21. Nonqualified Withdrawals or Distributions from Rhode Island Family Education Accounts:

Statutory Reference: Rhode Island General Law Sections 44-30-12(b)(3) and 44-30-25(g)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2001 / N/A

Description: "Any amount withdrawn from a family education account other than as a qualified withdrawal shall be a modification increasing federal adjusted gross income" prior to computing the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: Office of Revenue Analysis (ORA) calculations. For TY 2010 and TY 2011, the total modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes those resident and non-resident taxpayers with a modification that increased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$0	8
2011 Personal Income Tax	$0	17

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$0	17
2013 Personal Income Tax	$0	17
2014 Personal Income Tax	$0	17
2015 Personal Income Tax	$0	17

Law Comparison: No similar provisions found in the other New England states.

22. Organ Transplantation:

Statutory Reference: Rhode Island General Law Section 44-30-12(c)(7)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2009

Description: An individual may subtract up to $10,000 from federal adjusted gross income if he or she, while living, donates one or more of his or her human organs to another human being for human organ transplantation. An individual can claim this decreasing modification once and for unreimbursed expenses that are incurred by the claimant and related to the claimant's organ donation in travel expenses, lodging expenses and lost wages. This modification may be claimed by residents of Rhode Island only.

Data Source: Personal Income Section, Rhode Island Division of Taxation. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers to determine the revenue forgone. For TY 2011, the decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers to determine the revenue forgone. The number of taxpayers includes all taxpayers with a modification that decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$2,267	47
2011 Personal Income Tax	$1,820	30

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$1,820	30
2013 Personal Income Tax	$1,820	30
2014 Personal Income Tax	$1,820	30
2015 Personal Income Tax	$1,820	30

Law Comparison: Only Massachusetts has a similar provision.

Massachusetts: Effective for tax years beginning on or after January 1, 2012, a deduction is allowed for any individual who donates an organ to another person for human organ transplantation. The individual may claim travel expenses, lodging expenses, and lost wages not to exceed $10,000 that are incurred by the individual and related to the individual's organ donation.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 3(B)(a)(16)

23. Performance-Based Income of Eligible Employees via the Jobs Growth Act:

Statutory Reference: Rhode Island General Law Section 42-64.11-4

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2005 / N/A

Description: An eligible employee, as defined in Rhode Island General Law Section 42-64.11-2(j), of an eligible company, as defined in Rhode Island General Law Section 42-64.11-2(i), shall be allowed as a modification decreasing adjusted gross income and alternative minimum income 50.0 percent of the performance-based income realized by the eligible employee during any calendar year for which an eligible company has been certified under Rhode Island General Law Section 42-64.11-3, prior to computing the tax imposed by Rhode Island General Law Chapter 44-30.

In any taxable year for which an eligible company has been certified under Rhode Island General Law Section 42-64.11-3, said eligible company or its affiliates shall pay a tax equal to 5.0 percent of the aggregate performance-based compensation paid to its eligible employees.

Data Source: Tax Administrator's Office, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$4,056,733	1,247
2011 Personal Income Tax	$0	0

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011. Although this modification decreasing federal AGI is still permitted under state law, the 2010 reform of the personal income tax system effectively made this modification moot.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$0	0
2013 Personal Income Tax	$0	0
2014 Personal Income Tax	$0	0
2015 Personal Income Tax	$0	0

Law Comparison: No similar provisions found in the other New England states.

24. Profits or Gains from Sales of Work by Artists, Writers, and Composers:

Statutory Reference: Rhode Island General Law Section 44-30-1.1(c)(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / 2005

Description: An individual to whom Rhode Island General Law Section 44-30-1.1 applies is entitled to have the profits or gains arising from the publication, production, or sale of a work or works be taken as a modification reducing federal adjusted gross income for the purposes of computing the tax imposed by Rhode Island General Law Chapter 44-30. The modification is available only to artists, writers and composers that reside within designated economic development zones in Providence, Pawtucket, Woonsocket, Warwick, Westerly, Newport, Tiverton, Little Compton, and Warren.

A work is defined in Rhode Island General Law Section 44-30-1.1(a) as "an original and creative work whether written, composed, created or executed" that falls into one of the following categories: (1) a book or other writing; (2) a play or the performance of said play; (3) a musical composition or the performance of said composition; (4) a painting or other like picture; (5) a sculpture; (6) traditional and fine crafts; (7) the creation of a film or the acting of said film; or (8) the creation of a dance or the performance of said dance.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. For TY 2010, the decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$11,373	50
2011 Personal Income Tax	$11,580	48

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$11,580	48
2013 Personal Income Tax	$11,580	48
2014 Personal Income Tax	$11,580	48
2015 Personal Income Tax	$11,580	48

Law Comparison: No similar provisions found in the other New England states.

25. Provision of Insurance Benefit to Dependent or Domestic Partner:

Statutory Reference: Rhode Island General Law Section 44-30-12(c)(6)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2006 / N/A

Description: Any amount of insurance benefits or other coverage plan paid for or provided to a dependent, including a domestic partner that is included in adjusted gross income for federal income tax purposes shall be taken as a modification reducing federal adjusted gross income prior to the computation of the tax imposed by Rhode Island General Law Chapter 44-30.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. For TY 2010, the decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$29,035	347
2011 Personal Income Tax	$37,428	405

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011. On June 26, 2013, the United States Supreme Court ruled the federal Defense of Marriage Act unconstitutional. This ruling allows same sex couples to file federal tax returns with a married joint status. Rhode Island law requires a taxpayer to file a state income tax return with the same filing status as used on their federal income tax return. Thus, a married same sex couple that files under a married joint status has excluded from federal AGI the amount of insurance benefits that are provided to both partners in a same sex union. As a result, this modification is no longer necessary under state law.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$37,428	405
2013 Personal Income Tax	$37,428	405

Law Comparison: Massachusetts and Vermont have similar provisions.

Massachusetts: If an employee participates in an employer-provided health insurance plan, any amount which would be included in gross income of the employee by reason of coverage under the plan of any person other than the employee, to the extent such coverage is mandated by law.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2(a)(2)(Q)

Vermont: Vermont law governing income taxes shall apply to parties to a civil union and surviving parties to a civil union as if federal income tax law recognized a civil union in the same manner as Vermont law.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5812

26. Qualifying Investment in a Certified Venture Capital Partnership:

Statutory Reference: Rhode Island General Law Section 44-43-2

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1987 / N/A

Description: A modification reducing federal adjusted gross income for making a qualifying investment in a certified venture capital partnership shall be allowed for the amount of the qualifying investment in the year in which the taxpayer first makes such an investment prior to computing the tax owed under Rhode Island General Law Chapter 44-30. (A deduction reducing net income or net worth, gross earnings, or gross premiums shall be allowed prior to computing the tax owed under Rhode Island General Law Chapters 44-11, 44-13, 44-14 or 44-17.)

Data Source: Office of Revenue Analysis (ORA) calculations. For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net modification by resident taxpayers and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$784	22
2011 Personal Income Tax	$0	24

Projection Methodology: Amount of modification and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$0	24
2013 Personal Income Tax	$0	24
2014 Personal Income Tax	$0	24
2015 Personal Income Tax	$0	24

Law Comparison: No similar provisions found in the other New England states.

27. Railroad Retirement Benefits:

Statutory Reference: Title 45 U.S.C. § 231m(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1935 / 2008

Description: The United States Railroad Retirement Act provides that notwithstanding any other law of the United States, or of any State, territory, or the District of Columbia no annuity or supplemental annuity shall be assignable or be subject to any tax or to garnishment, attachment, or other legal process under any circumstances whatsoever.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010, the net decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the net decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$107,843	266
2011 Personal Income Tax	$175,462	350

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$175,462	350
2013 Personal Income Tax	$175,462	350
2014 Personal Income Tax	$175,462	350
2015 Personal Income Tax	$175,462	350

Law Comparison: Connecticut and Maine have specific provisions exempting railroad retirement benefits from state taxation. Massachusetts and Vermont follow federal law in a manner similar to Rhode Island. New Hampshire does not impose a personal income tax on any retirement benefits.

Connecticut: In computing Connecticut adjusted gross income there shall be subtracted from federal adjusted gross income, to the extent properly includable in gross income for federal income tax purposes…any tier 1 railroad retirement benefits.

Connecticut Statute: Conn. Gen. Stat. § 12-701(20)(B)(iv)

Maine: In determining income subject to the Maine personal income tax, federal adjusted gross income shall be reduced by "railroad retirement benefits paid by the United States, to the extent included in federal adjusted gross income."

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(2)(C)

28. Recognition of Income from Discharge of Business Indebtedness:

Statutory Reference: Rhode Island General Law Section 44-66-1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2009 / N/A

Description: For purposes of computing Rhode Island taxable income under Rhode Island General Law Chapters 44-11, 44-14 and 44-30, the recognition of income from the discharge of business indebtedness deferred under the American Recovery and Reinvestment Act (ARRA) of 2009 for federal tax purposes, must be reported as a modification increasing federal income for Rhode Island tax purposes in the year the discharge of indebtedness occurred. When claimed as income on a future federal tax return the deferred amount of the discharge of indebtedness may be reported as a modification decreasing federal income for Rhode Island tax purposes.

The ARRA of 2009 allowed certain businesses that had debts discharged in 2009 and 2010 to defer the recognition of income from the cancellation of such debts until 2014 and then spread that recognition of income over a five year period.

Data Source: *Business Corporations and Bank Taxes*: No reliable data exists for this tax expenditure item.

Personal Income Tax: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010 and TY 2011, the total net modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: *Business Corporations and Bank Taxes*, 5; *Personal Income Tax*, 1 (data is for Rhode Island resident filers only)

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2010 Personal Income Tax	$0	68
2010 Total	**$0**	**68**
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Personal Income Tax	$0	27
2011 Total	**$0**	**27**

Projection Methodology: *Business Corporations and Bank Taxes*: No projection is made due to lack of reliable data.

Personal Income Tax: For tax year 2012 and beyond only a modification decreasing federal AGI is available to a business that deferred income from the cancellation of indebtedness. The Office of Revenue Analysis determined the total amount of modifications increasing AGI that were taken in TY 2009, TY 2010 and TY 2011 and subtracted the total amount of modifications decreasing AGI that were taken in TY 2010 and TY 2011 to calculate the total amount of modifications increasing AGI that would be converted to modifications decreasing AGI in TY 2012 through TY 2015. This amount was then distributed evenly over these tax years. The total number of taxpayers was summed for the TY 2009 through TY 2011 period and is reported for TY 2012 through TY 2015.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2012 Personal Income Tax	$300,176	108
2012 Projected Total	**$300,176**	**108**
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Personal Income Tax	$300,176	108
2013 Projected Total	**$300,176**	**108**
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Personal Income Tax	$300,176	108
2014 Projected Total	**$300,176**	**108**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Personal Income Tax	$300,176	108
2015 Projected Total	**$300,176**	**108**

Law Comparison: Connecticut, Maine, Massachusetts and New Hampshire have similar provisions.

Connecticut: Any income from the discharge of indebtedness in connection with any reacquisition, after December 31, 2008, and before January 1, 2011, of an applicable debt instrument or instruments, as defined in Section 108 of the Internal Revenue Code, as amended by Section 1231 of the American Recovery and Reinvestment Act (ARRA) of 2009 not included in federal adjusted gross income shall be taken as a modification increasing adjusted gross income for Connecticut income tax purposes.

To the extent that any income from the discharge of indebtedness in connection with any reacquisition, after December 31, 2008, and before January 1, 2011, of an applicable debt instrument or instruments, as those terms are defined in the ARRA of 2009, was added to federal adjusted gross income in computing Connecticut adjusted gross income for a preceding taxable year, the amount of the income that was added to federal adjusted gross income shall be taken as a modification decreasing adjusted gross income for Connecticut income tax purposes.

Similar provisions are included in Connecticut law for business corporation taxes.

Connecticut Statute: Conn. Gen. Stat. §§ 12-217(b)(2)(A), 12-217(b)(2)(B), 12-701(20)(A)(xi) and 12-701(20)(B)(xviii)

Maine: Maine taxable income for tax years beginning on or after January 1, 2009, but before January 1, 2011, is federal adjusted gross income increased by an amount equal to the gross income during the taxable year from the discharge of indebtedness deferred under the United States Code, Section 108(i).

Maine taxable income for tax years after December 31, 2010 is federal adjusted gross income decreased by an amount equal to the gross income from the discharge of indebtedness previously deferred under the Code, Section 108(i) and included in federal adjusted gross income.

Similar provisions are included in Maine law for the imposition of tax on corporations.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5122(1)(CC), 5122(2)(DD), 5200-A(1)(W) and 5200-A(2)(U)

Massachusetts: Gross income is defined as under the provisions of the Internal Revenue Code, as amended and in effect for the taxable year but shall be determined without regard to Section 108(i) of the Code

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 1

New Hampshire: New Hampshire defines the term "United States Internal Revenue Code" to mean "[F]or all tax years beginning after January 1, 2000, the United States Internal Revenue Code of 1986 in effect on December 31, 2000." Thus, by definition amendments to the Internal Revenue Code that occurred after December 31, 2000 are not allowable under New Hampshire's business profits tax and business taxpayers have to adjust the taxable income reported on their federal return before reporting their gross business profits on their New Hampshire business tax return. The adjustment will require: (1) the addition of the deferred income from the cancellation of indebtedness taken in the taxable year; and (2) the subtraction of the amount of income from the cancellation of indebtedness deferred from a prior taxable year.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, XX

29. Rental Vehicle Surcharge Retained by Rental Car Companies:

Statutory Reference: Rhode Island General Law Section 31-34.1-2(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1994 / 2012

Description: One-half of the revenue collected from the imposition of the surcharge imposed by Rhode Island General Law Section 31-34.1-2(a) is retained by the rental car company and one-half of the surcharge is remitted to the state for deposit in the general fund.

Effective June 20, 2012, the rental vehicle surcharge rate was increased from 6.0 percent to 8.0 percent and the revenue retained by the rental car company from the rental vehicle surcharge was increased from 50.0 percent to 60.0 percent.

Data Source: Excise Tax Section, Rhode Island Division of Taxation

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Rental Vehicle Surcharge	$3,054,203	49
2011 Rental Vehicle Surcharge	$2,690,870	51

Projection Methodology: The number of taxpayers is held constant with TY 2011. The Office of Revenue Analysis determined the amount of rental vehicle surcharge revenue that was retained by the rental vehicle companies for TY 2012 and TY 2013 based on the revenues deposited as general revenues prior to the transfer of rental vehicle surcharges assessed on customer facility charges. For TY 2014 and TY 2015 the calculated amount from TY 2013 was held constant.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Rental Vehicle Surcharge	$3,687,620	51
2013 Rental Vehicle Surcharge	$5,445,197	51
2014 Rental Vehicle Surcharge	$5,445,197	51
2015 Rental Vehicle Surcharge	$5,445,197	51

Law Comparison: Only Connecticut has a similar provision.

Connecticut: The rental surcharge is equal to 3.0 percent of the total rental charge and is included in the sales tax basis. It applies only if the rental company owns a fleet of at least five passenger motor vehicles used for rentals. The total surcharge collected is retained by the rental company. Rentals by licensed new car dealers, repairers and limited repairers are exempt from the surcharge. Rentals by used car dealers who are not primarily engaged in the rental business are also exempt.

Connecticut Statute: Conn. Gen. Stat. § 12-692(b)

30. Rhode Island Fiduciary Adjustment:

Statutory Reference: Rhode Island General Law Section 44-30-12(d)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / 2002

Description: The taxpayer's share, as beneficiary of an estate or trust, of the Rhode Island fiduciary adjustment determined under Rhode Island General Law Section 44-30-17 shall be taken as a modification either decreasing or increasing federal adjusted gross income as the case may be prior to the computation of the tax liability imposed by Rhode Island General Law Chapter 44-30.

The Rhode Island fiduciary adjustment is the net amount of the modifications provided for in Rhode Island General Law Section 44-30-12 exclusive of subdivisions (b)(4), (c)(3) and (c)(4) which relates to items of income or deduction of an estate or trust. This includes the modification for the Rhode Island fiduciary adjustment, subdivision (d) of Rhode Island General Law Section 44-30-17, if the estate or trust is a beneficiary of another estate or trust.

The respective shares of an estate or trust and its beneficiaries, including solely for the purpose of this allocation, non-resident beneficiaries, in the fiduciary adjustment are in proportion to their respective share of federal distributable net income of the estate or trust.

Data Source: Residents: TY 2010 and TY 2011 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Office of Revenue Analysis (ORA) calculations. Modifications include adjustments that either increase or decrease federal adjusted gross income (AGI). For TY 2010 and TY 2011, the total net modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010 or TY 2011. The number of taxpayers includes those resident and non-resident taxpayers with a modification that either increased or decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	1,006
2011 Personal Income Tax	$0	1,096

Projection Methodology: Amount of modification and number of taxpayers is held constant with TY 2011.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$0	1,096
2013 Personal Income Tax	$0	1,096
2014 Personal Income Tax	$0	1,096
2015 Personal Income Tax	$0	1,096

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: With respect to a person who is the beneficiary of a trust or estate, there shall be added or subtracted, as the case may be, from adjusted gross income such person's share, as determined under Section 12-714, in the Connecticut fiduciary adjustment.

Connecticut Statute: Conn. Gen. Stat. § 12-701(a)(20)(C)

Maine: There shall be added to or subtracted from federal adjusted gross income, as the case may be, the taxpayer's share of the fiduciary adjustment determined under section 5164, Computation of Taxable Income of Resident Estates and Trusts.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(3)

Massachusetts: "Massachusetts gross income shall mean federal gross income…with the following further modifications: …The items to be deducted therefrom are: …Income received from any trustee or other fiduciary, which income is taxable under this chapter to the trustee or other fiduciary."

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 2(a)(2)(C)

31. Sales Tax Paid on a Qualified Motor Vehicle Purchase:

Statutory Reference: Rhode Island General Law Section 44-30-12(b)(7)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2009 / N/A

Description: Beginning January 1, 2011, this modification is no longer required against the tax imposed by Rhode Island General Law Chapter 44-30. The amount equal to the deduction allowed for sales tax paid for a purchase of a qualified motor vehicle by the Internal Revenue Code Section 164(a)(6) is a modification increasing federal adjusted gross income for purposes of determining income subject to tax under Rhode Island General Law Chapter 44-30.

Data Source: Residents: TY 2010 Statistics of Personal Income, Rhode Island Division of Taxation. Non-Residents: Personal Income Tax Section, Rhode Island Division of Taxation. Modification includes adjustments that increase federal adjusted gross income (AGI). For TY 2010, the total modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification in TY 2010. Beginning in tax year 2011, this modification is no longer relevant due to the limited timeframe of Internal Revenue Code Section 164(a)(6).

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	811

Law Comparison: No similar provisions found in the other New England states.

32. Tax Incentives for Employers:

Statutory Reference: Rhode Island General Law Chapter 44-55-4.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1997 / N/A

Description: Businesses that employ and retain in the State employees who have been previously unemployed for at least 26 consecutive calendar weeks and have been domiciled residents of Rhode Island for at least 52 consecutive calendar weeks or have been a recipient of Rhode Island's aid to families with dependent children program for at least one year preceding the date of hire shall receive a modification from the income, gross earnings, deposits, or gross premiums subject to the taxes imposed by Rhode Island General Law Chapter 44-30. The deduction is equal to 40.0 percent of the eligible employee's first year wages, up to a maximum $2,400 per eligible employee. (Eligible businesses shall receive a deduction from the income, gross earnings, deposits, or gross premiums subject to the taxes imposed by Rhode Island General Law Chapters 44-11, 44-13, 44-14, 44-15 and 44-17.)

Data Source: Office of Revenue Analysis (ORA) calculations. For TY 2010, the decreasing modification is multiplied by an effective tax rate of 2.89 percent for resident taxpayers and 3.74 percent for non-resident taxpayers to determine the revenue forgone. For TY 2011, the decreasing modification is multiplied by an effective tax rate of 2.84 percent for resident taxpayers and 3.80 percent for non-resident taxpayers to determine the revenue forgone. Resident and non-resident taxpayers' revenue forgone amounts are combined to determine the total revenue forgone for this modification. The number of taxpayers includes those resident and non-resident taxpayers with a modification that decreased federal AGI.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$19,144	18
2011 Personal Income Tax	$206	3

Projection Methodology: Amount of modification and number of taxpayers held constant with TY 2011.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Personal Income Tax	$206	3
2013 Personal Income Tax	$206	3
2014 Personal Income Tax	$206	3
2015 Personal Income Tax	$206	3

Law Comparison: No similar provisions found in the other New England states.

33. Unemployment Compensation:

Statutory Reference: Rhode Island General Law Section 44-30-12(b)(6)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2009 / N/A

Description: As of January 1, 2011, this modification is no longer required against the tax imposed by Rhode Island General Law Chapter 44-30. For purposes of Rhode Island income subject to tax under Chapter 44-30 (before tax year 2011), the amount equal to any unemployment compensation received but not included in federal adjusted gross income (federal AGI) is a modification increasing federal AGI.

Data Source: Personal Income Section, Rhode Island Division of Taxation. For TY 2010, the modification by resident and non-resident taxpayers increased federal AGI; therefore, there is no revenue forgone from this modification. Beginning in tax year 2011, this modification is no longer applicable.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$0	46

Law Comparison: Only Maine has a similar provision.

Maine: The Maine taxable income of a resident is federal adjusted gross income increased by the amount of unemployment compensation received to the extent excluded from federal gross income in accordance with the Internal Revenue Code, Section 85(C).

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5122(BB)

OTHER ITEMS

1. Allocation and Apportionment of Brokerage Services:

Statutory Reference: Rhode Island General Law Section 44-11-14.2(b)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1995 / N/A

Description: Any taxpayer located in Rhode Island that provides securities brokerage services may choose to allocate its net income as follows: all net income derived directly or indirectly from the sale of security brokerage services shall be apportioned to Rhode Island only to the extent that securities brokerage customers are domiciled in Rhode Island. The apportionment factor is defined as the ratio of the brokerage commissions and total margin interest paid on accounts owned by Rhode Island domiciled customers to the brokerage commissions and total margin interest paid on accounts owned by all of the taxpayer's customers. The apportioned net income is then subject to the tax imposed by Rhode Island General Law Chapter 44-11. If the taxpayer chooses to use this apportionment method, then the taxpayer must use this apportionment method for the five succeeding tax years after the tax year of election.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut and Maine have similar provisions.

Connecticut: Each taxpayer that provides securities brokerage services,…shall apportion its net income derived, directly or indirectly, from rendering securities brokerage services as follows: the numerator of the apportionment fraction shall consist of the brokerage commissions and total margin interest paid on behalf of brokerage accounts owned by the taxpayer's customers who are domiciled in Connecticut during such taxpayer's income year, computed according to the method of accounting used in the computation of net income. The denominator of the apportionment fraction shall consist of brokerage commissions and total margin interest paid on behalf of brokerage accounts owned by all of the taxpayer's customers, wherever domiciled, during such taxpayer's income year, computed according to the method of accounting used in the computation of net income.

Connecticut Statute: Conn. Gen. Stat. §§ 12-218(g)(1) and 12-218(g)(2)

Maine: All income shall be apportioned to Maine by multiplying the income by the sales factor. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in Maine during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period. Sales other than sales of tangible personal property are sourced as follows: receipts from the performance of services must be attributed to the state where the services are received. If the state where the services are received is not readily determinable, the services are deemed to be received at the home of the customer or, in the case of a business, the office of the customer from which the services were ordered in the regular course of the customer's trade or business.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5211(8), 5211(14) and 5211(16-A)(A)

2. Allocation and Apportionment of Credit Card Banks:

Statutory Reference: Rhode Island General Law Section 44-11-14.3

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / N/A

Description: Any banking institution whose business activities are taxable within and outside of Rhode Island and whose activities are limited to those described in Section 2(c)(2)(F) of the federal Bank Holding Company Act may choose to allocate all of its net income as follows: all net income derived directly or indirectly from the banking institution shall be apportioned to Rhode Island only to the extent that the banking institution's customers are domiciled in Rhode Island. The apportionment factor is defined as the ratio of the income derived from accounts owned by customers domiciled in Rhode Island to the income derived from accounts owned by all of the banking institution's customers. The apportioned net income is then subject to the tax imposed by Rhode Island General Law Chapter 44-11. If the taxpayer chooses to use this apportionment method, then the taxpayer must use this apportionment method for the five succeeding tax years after the tax year of election.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Only Connecticut has a similar provision.

Connecticut: Any financial service company as defined in Conn. Gen. Stat. § 12-218b(6), that has net income derived from credit card activities,…shall apportion its net income derived from credit card activities as follows: The numerator of the apportionment fraction shall consist of the "Connecticut receipts." The denominator of the apportionment fraction shall consist of (A) the total amount of interest and fees or penalties in the nature of interest from credit card receivables, (B) receipts from fees charged to card holders, including, but not limited to, annual fees, irrespective of the billing address of the card holder, (C) net gains from the sale of credit card receivables, irrespective of the billing address of the card holder, and (D) all credit card issuer's reimbursement fees, irrespective of the billing address of the card holder.

"Connecticut receipts" shall be determined by adding (A) interest and fees or penalties in the nature of interest from credit card receivables and receipts from fees charged to card holders, including, but not limited to, annual fees, where the billing address of the card holder is in Connecticut and (B) the product of (i) the sum of net gains from the sale of credit card receivables and all credit card issuer's reimbursement fees multiplied by (ii) a fraction, the numerator of which shall be interest and fees or penalties in the nature of interest from credit card receivables and receipts from fees charged to card holders, including, but not limited to, annual fees, where the billing address of the card holder is in Connecticut, and the denominator of which shall be the total amount of interest and fees or penalties in the nature of interest from credit card receivables and receipts from fees charged to card holders, including, but not limited to, annual fees, irrespective of the billing address of the card holder.

Connecticut Statute: Conn. Gen. Stat. § 12-218(j)

3. Allocation and Apportionment of Manufacturers:

Statutory Reference: Rhode Island General Law Section 44-11-14.6

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2003 / N/A

Description: A taxpayer whose principal business is described in sector 31, 32 or 33 of the North American Industry Classification System (NAICS) may elect for any year to apportion its net income to Rhode Island based on the following allocation fraction: (1) For tax years beginning on or after January 1, 2004, but before January 1, 2005, 30.0 percent property, 30 percent payroll and 40 percent sales; and (2) For tax years beginning on or after January 1, 2005, 25.0 percent property, 25.0 percent payroll and 50.0 percent sales.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: All of the New England states have similar provisions.

Connecticut: For income years beginning on or after January 1, 2001, the net income of manufacturers as classified in North American Industrial Classification System (NAICS) sectors 31, 32 or 33 (most manufacturers) shall use an apportionment fraction where: the numerator of the apportionment fraction shall consist of the taxpayer's gross receipts which are assignable to Connecticut and the denominator of the apportionment fraction shall consist of the taxpayer's total gross receipts whether or not assignable to Connecticut. If 75.0 percent or more of a manufacturer's total gross receipts during the income year are from the sale of tangible personal property directly or indirectly in the case of a subcontractor, to the

United States government, the manufacturer may elect to apportion its net income using an apportionment fraction, to be computed as the sum of the property factor, the payroll factor and twice the receipts factor, divided by four. The election, once made, is irrevocable and is applicable for five successive income years.

Connecticut Statute: Conn. Gen. Stat. § 12-218(k)

Maine: Effective June 7, 2007 and applicable to tax years beginning on or after January 1, 2007, any taxpayer having income from business activities which are taxable both within and without Maine must apportion net income using a single-factor formula. Income is apportioned to Maine by multiplying the net income by the sales factor. Applicable to tax years beginning before January 1, 2007, Maine used a three-factor apportionment formula.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, §§ 5211(1) and 5211(8)

Massachusetts: If a manufacturing corporation… has income from business activity which is taxable both within and without Massachusetts, its taxable net income…shall be apportioned by multiplying its taxable net income…by the resulting percentage as determined in the following formula: For taxable years beginning on or after January 1, 2000, one hundred percent of the sales factor.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38(l)(2)(v)

New Hampshire: A business organization which derives gross business profits from business activity both within and without New Hampshire must apportion its gross business profits using a three-factor formula, the numerator of which shall be the property factor plus the compensation factor plus two multiplied by the sales factor and the denominator of which is four.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:3

Vermont: For tax years beginning in 2006 and thereafter, if the income of a taxable corporation is derived from trade, business or activity conducted both within and without Vermont, the portion of the corporation's net income subject to tax in Vermont is determined by multiplying the Vermont net income by the arithmetic average of the property factor, the payroll factor, and the sales factor double weighted.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5833(a)

4. Allocation and Apportionment of Regulated Investment Companies:

Statutory Reference: Rhode Island General Law Section 44-11-14.2(a)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1995 / N/A

Description: Any taxpayer located in Rhode Island that sells management, distribution or administration services to or on behalf of a regulated investment company, as defined by federal law, may choose to allocate its net income as follows: all net income derived directly or indirectly from the sale of management, distribution, or administration services to or on behalf of regulated investment companies shall be apportioned to Rhode Island only to the extent that shareholders of the regulated investment company are domiciled in Rhode Island. The apportionment factor is defined as the ratio of the taxpayer's Rhode Island receipts from the services it provides to the taxpayer's receipts everywhere from the services it provides. The apportioned net income is then subject to the tax imposed by Rhode Island General Law Chapter 44-11. If the taxpayer chooses to use this apportionment method, then the taxpayer must use this apportionment method for the five succeeding tax years after the tax year of election.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: Each taxpayer that provides management, distribution or administrative services…to or on behalf of a regulated investment company, as defined in Section 851 of the Internal Revenue Code (IRC) shall apportion its net income derived, directly or indirectly, from providing management, distribution or administrative services to or on behalf of a regulated investment company, including net income received directly or indirectly from trustees, and sponsors or participants of employee benefit plans which have accounts in a regulated investment company, as follows: the numerator of the apportionment fraction shall consist of the sum of the Connecticut receipts while the denominator of the apportionment fraction shall consist of the total receipts from the sale of management, distribution or administrative services to or on behalf of all the regulated investment companies. "Receipts" means receipts computed according to the method of accounting used by the taxpayer in the computation of net income.

Connecticut Statute: Conn. Gen. Stat. § 12-218(f)

Maine: Maine has a special apportionment formula for mutual fund service providers. A mutual fund service provider may elect to apportion its net income as follows: net income is multiplied by a fraction, the numerator of which is the Maine receipts during the taxable year and the denominator of which is the total receipts everywhere for the same taxable year. Maine receipts from the direct or indirect provision of management, distribution or administration services to or on behalf of a regulated investment company or from trustees, sponsors and participants of employee benefit plans that have accounts in a regulated investment company are determined by multiplying total receipts for the taxable year from each separate regulated investment company for which the mutual fund service provider performs management, distribution or administration services by a fraction. The numerator of the fraction is the average of the number of shares owned by the regulated investment company's shareholders domiciled in this State at the beginning of and at the end of the regulated investment company's taxable year, and the denominator of the fraction is the average of the number of the shares owned by the regulated investment company's shareholders everywhere at the beginning of and at the end of the regulated investment company's taxable year. If the taxpayer chooses to use this apportionment method, then the taxpayer must use this apportionment method for the five succeeding tax years after the tax year of election.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5212

Massachusetts: Any mutual fund service corporation whose employment level in the current taxable year is equal to or greater than its jobs commitment level for such taxable year or any such mutual fund service corporation for which the jobs commitment level requirement no longer applies shall apportion such income by multiplying it by 100 percent of the sales factor. A mutual fund service corporation that fails to achieve its jobs commitment level may still use 100 percent of the sales factor in apportioning net income if the failure to achieve the jobs commitment level for any taxable year is demonstrated by the mutual fund service corporation to be a direct result of adverse economic conditions in that taxable year. A mutual fund service corporation is defined as any corporation doing business in the commonwealth which derives more than fifty percent of its gross income from the provision directly or indirectly of management, distribution or administration services to or on behalf of a regulated investment company and from trustees, sponsors and participants of employee benefit plans which have accounts in a regulated investment company.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38(m)

5. Allocation and Apportionment of Retirement and Pension Plans:

Statutory Reference: Rhode Island General Law Section 44-11-14.4

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1996 / N/A

Description: Any taxpayer located in Rhode Island that sells management, distribution or administration services, including without limitations, transfer agent, fund accounting, custody and other similar related services to or on behalf of an employee retirement plan or pension plan may choose to allocate its net income as follows: all net income derived directly and indirectly from the sale of the management, distribution, or administration services to or on behalf of a retirement or pension plan shall be apportioned to Rhode Island to the extent that the beneficiaries or participants of a retirement or pension plan are domiciled in Rhode Island. The apportionment factor is defined as the ratio of Rhode Island receipts, as defined in Rhode Island General Law Section 44-11-14.4(2), from the services to the total receipts everywhere from the services. The apportioned net income is then subject to the tax imposed by Rhode Island General Law Chapter 44-11. If the taxpayer chooses to use this apportionment method, then the taxpayer must use this apportionment method for the five succeeding tax years after the tax year of election.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine and Massachusetts have similar provisions.

Connecticut: Each taxpayer that provides management, distribution or administrative services…to or on behalf of a regulated investment company, as defined in Section 851 of the Internal Revenue Code shall apportion its net income derived, directly or indirectly, from providing management, distribution or administrative services to or on behalf of a regulated investment company, including net income received directly or indirectly from trustees, and sponsors or participants of employee benefit plans which have accounts in a regulated investment company, as follows: the numerator of the apportionment fraction shall consist of the sum of the Connecticut receipts while the denominator of the apportionment fraction shall consist of the total receipts from the sale of management, distribution or administrative services to or on behalf of all the regulated investment companies. “Receipts” means receipts computed according to the method of accounting used by the taxpayer in the computation of net income.

Connecticut Statute: Conn. Gen. Stat. § 12-218(f)

Maine: Maine has a special apportionment formula for mutual fund service providers. A mutual fund service provider may elect to apportion its net income as follows: net income is multiplied by a fraction, the numerator of which is the Maine receipts during the taxable year and the denominator of which is the total receipts everywhere for the same taxable year. Maine receipts from the direct or indirect provision of management, distribution or administration services to or on behalf of a regulated investment company or from trustees, sponsors and participants of employee benefit plans that have accounts in a regulated investment company are determined by multiplying total receipts for the taxable year from each separate regulated investment company for which the mutual fund service provider performs management, distribution or administration services by a fraction. The numerator of the fraction is the average of the number of shares owned by the regulated investment company’s shareholders domiciled in this State at the beginning of and at the end of the regulated investment company’s taxable year, and the denominator of the fraction is the average of the number of the shares owned by the regulated investment company’s shareholders everywhere at the beginning of and at the end of the regulated investment company’s taxable year. If the taxpayer chooses to use this apportionment method, then the taxpayer must use this apportionment method for the five succeeding tax years after the tax year of election.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5212

Massachusetts: Any mutual fund service corporation whose employment level in the current taxable year is equal to or greater than its jobs commitment level for such taxable year or any such mutual fund service corporation for which the jobs commitment level requirement no longer applies shall apportion such income by multiplying it by 100 percent of the sales factor. A mutual fund service corporation that fails to achieve its jobs commitment level may still use 100 percent of the sales factor in apportioning net income if the failure to achieve the jobs commitment level for any taxable year is demonstrated by the mutual fund service corporation to be a direct result of adverse economic conditions in that taxable year. A mutual fund service corporation is defined as any corporation doing business in the commonwealth which derives more than fifty percent of its gross income from the provision directly or indirectly of management, distribution or administration services to or on behalf of a regulated investment company and from trustees, sponsors and participants of employee benefit plans which have accounts in a regulated investment company.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38(m)

6. Passive Investment Treatment:

Statutory Reference: Rhode Island General Law Section 44-11-43

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2004 / N/A

Description: Rhode Island General Law Section 44-11-1(2)(vii) excludes all corporations under direct or indirect common ownership that employ not less than five full-time equivalent employees in the state, maintain an office in the state and whose sole activities in the state are the maintenance and management of their intangible investments or of the intangible investments of entities registered as investment companies under the Investment Company Act of 1940 and the collection and distribution of income from those investments or from tangible property physically located outside of the state from the definition of corporation subject to the tax imposed by Rhode Island General Law Chapter 44-11. Rhode Island General Law Section 44-11-43 ensures that the benefits conferred by Rhode Island General Law Section 44-11-1(2)(vii) [note: the general law reference is mislabeled in Rhode Island General Law Section 44-11-43] are available until December 31, 2014 for a "qualifying business" notwithstanding any changes made to, including the repeal of, said subsection of the law.

A qualifying business is a business which: meets the terms and conditions imposed by the Board of Directors of the Rhode Island Economic Development Corporation based upon the following findings of fact: (1) the business "has committed to relocate from outside the state to a Rhode Island location no less than…an average of 250 full-time employees with a combined payroll of no less than $12.0 million annually" within 28 months of being designated a qualifying business; (2) the business would not relocate said jobs to the state absent the designation as a qualifying business; (3) "the annual salary of each employee…shall be no less than $25,000 per year, plus benefits typical to the industry;" and (4) the Economic Development Corporation shall certify only one company pursuant to Rhode Island General Law Section 44-11-43 and that certification shall occur before August 31, 2004.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Maine and New Hampshire have similar provisions.

Connecticut: The definition of "taxpayer" and "company" that are subject to Connecticut's corporate income tax does not include a passive investment company. A passive investment company is defined as "any corporation which is a related person to a financial service company…or to an insurance company…and (A) employs not less than five full-time equivalent employees in the state; (B) maintains an office in the state; and (C) confines its activities to the purchase, receipt, maintenance, management and sale of its intangible investments, and the collection and distribution of the income from such investments, including, but not limited to, interest and gains from the sale, transfer or assignment of such investments or from the foreclosure upon or sale, transfer or assignment of the collateral securing such investments. "Intangible investments" shall be limited to loans secured by real property…including a line of credit which is a loan secured by real property and which permits future advances by the passive investment company; the collateral or an interest in the collateral that secured such loans if the sale of such collateral or interest is actively marketed by or on behalf of the passive investment company; and any short-term investment of cash held by the passive investment company which cash is reasonably necessary for the operations of such passive investment company.

Connecticut Statute: Conn. Gen. Stat. §§ 12-213(a)(1) and 12-213(a)(27)

Maine: Corporate small business investment companies licensed under the U.S. Small Business Investment Act of 1958, as amended, are exempt from the Maine corporate income tax provided the following conditions are met: (1) the entity is commercially domiciled in Maine; and (2) the entity is doing business primarily in Maine.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5202-A

New Hampshire: An enterprise shall not be characterized as a business organization and shall be excluded from taxation at the entity level if it elects to be treated as a qualified investment company. A qualified investment company is (1) A regulated investment company as defined in Section 851 of the Internal Revenue Code of 1986 in effect on December 31, 2000; (2) An organization that is an investment company under the Investment Company Act of 1940 as amended; (3) An organization that would be an investment company under the Investment Company Act of 1940, as amended, but for the exception from investment company status provided by Section 3(c)(1) or 3(c)(7) of said Investment Company Act; or (4) A qualified community development entity as defined in Section 45D of the Internal Revenue Code (IRC), which entity is owned, controlled, or managed, directly or indirectly, by the business finance authority of the state of New Hampshire. A qualified investment company shall limit its activities to investment or other activities consistent with its organizational purpose and activities incidental to or in support of investment or other activities consistent with its organizational purpose.

New Hampshire Statute: N.H. Rev. Stat. Ann. §§ 77-A:1, I and XXI

7. Returns of Affiliated Groups of Corporations:

Statutory Reference: Rhode Island General Law Section 44-11-4

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1938 / 1956

Description: An affiliated group of corporations may file a consolidated return for the taxable year in lieu of separate returns; provided, that all the corporations, which constitute the affiliated group at any time during the period for which the return is made and which are subject to taxation under Rhode Island General Law Chapter 44-11 shall consent to the making of the consolidated return. Separate income statements, balance sheets, and allocation schedules must be filed for each corporation joined on the consolidated return.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: All of the New England states have similar provisions.

Connecticut: Any taxpayer included in a consolidated return with one or more other corporations for federal income tax purposes may elect to file a combined return together with such other companies subject to the tax imposed as are included in the federal consolidated corporation income tax return. In the case of a combined return, the tax shall be measured by the sum of the separate net income or loss of each corporation included or the minimum tax base of the included corporations but only to the extent that said income, loss or minimum tax base of any included corporation is separately apportioned to Connecticut. In computing said net income or loss, intercorporate dividends shall be eliminated, and in computing the combined additional tax base, intercorporate stockholdings shall be eliminated.

Connecticut Statute: Conn. Gen. Stat. § 12-223a

Maine: An income tax return or franchise tax return with respect to the tax imposed by this Part 8 of the Maine genera; laws shall be made by every taxable corporation that is required to file a federal income tax return. A taxable corporation that is a member of an affiliated group and that is engaged in a unitary business with one or more other members of that affiliated group shall file, in addition, a combined report. The State Tax Assessor may allow two or more taxable corporations that are members of an affiliated group and that are engaged in a unitary business to file a single return on which the aggregate Maine income tax liability of all those corporations is reported.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5220(5)

Massachusetts: A taxpayer may elect, without the consent of the Massachusetts Commissioner of Revenue, to treat as its Massachusetts combined group all corporations that are members of its affiliated group. Such an affiliated group shall calculate Massachusetts taxable income in accordance with Mass. Gen. Laws ch. 63, § 32B(d), provided that all income of all group members, whether or not such income would otherwise be subject to apportionment or would be allocable to a particular state in the absence of such an election shall be treated as apportionable income for purposes of returns filed pursuant to said election. An election shall be binding for and applicable to the taxable year for which it is made and for the next nine taxable years. An election may be revoked, or renewed for another 10 taxable years, without the consent of the commissioner after it has been in effect for 10 taxable years, provided however that in the case of a revocation a new election under this subsection shall not be permitted in any of the immediately following three taxable years.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 32B(g)

New Hampshire: New Hampshire requires a business organization, defined as any enterprise, whether corporation, partnership, limited liability company, proprietorship, association, business trust, real estate trust or other form of organization; organized for gain or profit, carrying on any business activity within New Hampshire, to be subject to New Hampshire's business profits tax as a separate entity, unless specifically authorized by New Hampshire law to be treated otherwise, such as, but not limited to, combined reporting.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 77-A:1, I

Vermont: Taxable corporations which received any income allocated or apportioned to Vermont for the taxable year and which under the laws of the United States constitute an affiliated group of corporations may file a consolidated return in lieu of separate returns if such corporations qualify and elect to file a consolidated federal income tax return for that taxable year.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5862(c)

8. Special Apportionment of U.S. Federal Drug Administration Facilities:

Statutory Reference: Rhode Island General Law Section 44-11-14.1

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1992 / N/A

Description: A Rhode Island manufacturing facility, as defined by the United States Standard Industrial Classification Codes 283 and 384, that is certified and registered by the United States Food and Drug Administration may exclude from the allocation formula set forth in Rhode Island General Law Section 44-11-14 the following: (1) From the numerator of the property factor set forth in Rhode Island General Law Section 44-11-14(a)(1), "the amount…by which the net book value of qualified property in the tax year for which an exclusion is claimed…exceeds the net book value of qualified property in the preceding tax year;" (2) From the numerator of the payroll factor set forth in Rhode Island General Law Section 44-11-14(a)(3), "the amount…by which total qualified payroll expenses of the taxpayer in the tax year for which an exclusion is claimed…exceeds the total qualified payroll expenses of the taxpayer in the immediately preceding tax year." The terms "qualified property" and "qualified payroll" are defined in Rhode Island General Law Sections 44-11-14.1(a)(1) and 44-11-14(a)(2).

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2011 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2013 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2014 Business Corporations Tax	*No estimate possible*	*No estimate possible*
2015 Business Corporations Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

PREFERENTIAL TAX RATES

1. Alternative Personal Income Tax:

Statutory Reference: Rhode Island General Law Section 44-30-2.10

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 2006 / 2010

Description: For tax years beginning after December 31, 2005 and ending prior to January 1, 2011, a taxpayer may elect to compute the tax liability imposed by Rhode Island General Law Chapter 44-30 using the provisions contained in Rhode Island General Law Section 44-30-2.10. If no election is made, then the taxpayer's personal income tax liability shall be computed as provided for in Rhode Island General Law Section 44-30-2.6.

The tax imposed under Rhode Island General Law Section 44-30-2.10 is determined by multiplying the taxpayer's alternative Rhode Island taxable income by the applicable alternative tax rate. Rhode Island alternative taxable income is equal to federal adjusted gross income "as modified by Rhode Island General Law Sections 44-30-12 and 44-30-32, for residents and non-residents, respectively" with no other state or federal deductions or exemptions allowed. The alternative tax rate schedule is: for tax year 2006, 8.0 percent; for tax year 2007, 7.5 percent; for tax year 2008, 7.0 percent; for tax year 2009, 6.5 percent; and for tax year 2010, 6.0 percent.

Once the taxpayer's alternative personal income tax liability is determined the following credits are allowed: income taxes paid to other states; Rhode Island personal income tax withheld; Rhode Island payments of estimated tax; Rhode Island overpayment of taxes, and Rhode Island amount remitted by a limited liability company on behalf of a nonresident member. No other state or federal tax credits shall be available to the taxpayer.

Data Source: Testimony provided by the Rhode Island Division of Taxation during the May 2013 Revenue Estimating Conference. Beginning in calendar year 2011, the alternative personal income tax rate is no longer applicable.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Personal Income Tax	$91,819,000	10,514

Law Comparison: No similar provisions found in the other New England states.

2. Jobs Development Act:

Statutory Reference: Rhode Island General Law Section 42-64.5-3

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1994 / 2004

Description: "The rate of tax payable by an eligible company or each of its eligible subsidiaries" as defined in Rhode Island General Law Sections 42-64.5-2(5) and 42-64.5-2(6) "on its net income pursuant to applicable income tax provisions" contained in Rhode Island General Law Sections 44-11-2(a), 44-14-3(a), 44-14-4, 44-17-1, "or on its gross earnings pursuant to" Rhode Island General Law Section 44-13-4(4) "shall be reduced by the amount specified in" Rhode Island General Law Section 42-64.5-4. According to Rhode Island General Law Section 42-64.5-4, the amount of rate reduction for any eligible company that is not a telecommunications company shall be based on the aggregate amount of new employment for each taxable year over the base employment and is equal to 0.25 percent for each unit of new employment. The total amount of rate reduction cannot exceed 6.0 percent in any taxable year. For an eligible telecommunications company the amount of rate reduction shall be equal to 0.01 percent up to a maximum of 1.0 percent in any taxable year.

New employment is defined as the amount of adjusted current employment for each taxable year minus the amount of base employment, but in no event less than zero; provided, however, no eligible company is permitted to transfer, assign or hire employees who are already employed within the State by such eligible company for itself or any affiliated entity. A unit of new employment means: "(i) for eligible companies which are not small business concerns, the amount of new employment divided by 50 rounded down to the nearest multiple of 50 and (ii) for eligible companies which are small business concerns the amount of new employment divided by 10 rounded down to the nearest multiple of 10."

Should any eligible company fail to maintain in any taxable year the number of units of new employment it reported for its 1997 tax year or, if applicable, the third taxable year following the base employment period election set forth in Rhode Island General Law Section 42-64.5-5; the rate reduction provided for in Rhode Island General Law Sections 42-64.5-3 and 42-64.5-4 shall expire permanently.

Data Source: November 2013 Revenue Estimating Conference Testimony, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Business Corporations Tax	$16,481,596	7
2010 Public Service Corporation Tax	$0	0
2010 Bank Tax	$9,046	1
2010 Insurance Companies Tax	$0	0
2010 Total	**$16,490,642**	**8**
2011 Business Corporations Tax	$11,853,646	6
2011 Public Service Corporation Tax	$0	0
2011 Bank Tax	$3,839	1
2011 Insurance Companies Tax	$0	0
2011 Total	**$11,857,485**	**7**

Projection Methodology: TY 2012, TY 2013 and TY 2014 amount of revenue forgone and number of taxpayers are actual figures provided through testimony by the Rhode Island Division of Taxation at the November 2013 Revenue Estimating Conference. TY 2015 amount of revenue forgone is based on a five year moving average and TY 2015 number of taxpayers is held constant with TY 2014.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Business Corporations Tax	$7,340,000	5
2012 Public Service Corporation Tax	$0	0
2012 Bank Tax	$20,000	1
2012 Insurance Companies Tax	$0	0
2012 Projected Total	**$7,360,000**	**6**
2013 Business Corporations Tax	$11,980,000	5
2013 Public Service Corporation Tax	$0	0
2013 Bank Tax	$3,839	1
2013 Insurance Companies Tax	$0	0
2013 Projected Total	**$11,209,976**	**6**
2014 Business Corporations Tax	$7,340,000	5
2014 Public Service Corporation Tax	$0	0
2014 Bank Tax	$20,000	1
2014 Insurance Companies Tax	$0	0
2014 Projected Total	**$7,483,104**	**6**

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2015 Business Corporations Tax	$13,431,765	5
2015 Public Service Corporation Tax	$0	0
2015 Bank Tax	$21,677	1
2015 Insurance Companies Tax	$0	0
2015 Projected Total	**$13,444,552**	**6**

Law Comparison: Connecticut, Massachusetts, and Vermont have similar provisions.

Connecticut: A taxpayer who creates at least ten new jobs in Connecticut may be allowed a credit…in an amount up to 60 per cent of the income tax deducted and withheld from the wages of new employees and paid over to the state. For each new employee, credits may be granted for five successive years. The credit shall be claimed in the income year in which it is earned. Any credits not used in a tax year shall expire. The commissioner shall determine whether (1) the taxpayer…is eligible for the tax credit, and (2) the proposed job growth (A) is economically viable only with use of the tax credit, (B) would provide a net benefit to economic development and employment opportunities in the state, and (C) conforms to the state plan of conservation and development. The total amount of credits granted to all taxpayers…shall not exceed 11.0 million dollars in any one fiscal year. A credit under this section may be granted to a taxpayer for not more than five successive income years.

Connecticut Statute: Conn. Gen. Stat. § 12-217ii

Massachusetts: Effective for tax years beginning on or after January 1, 2011, a taxpayer, to the extent authorized by the life sciences tax incentive program…may be allowed a refundable jobs credit against the Massachusetts corporate income tax in an amount determined by the Massachusetts Life Sciences Center in consultation with the Massachusetts Department of Revenue. A taxpayer taking said credit shall commit to the creation of a minimum of 50 net new permanent full-time positions in Massachusetts. The amount of the jobs credit issued that exceeds the taxpayer's liability under the Massachusetts corporate income tax shall be refunded to the taxpayer at a rate of 90 percent of the amount of excess credit. The Department of Revenue shall issue the refundable portion of the jobs credit…in accordance with the cumulative amount, including the current year costs of incentives allowed in previous years, which shall not exceed $25.0 million annually.

Massachusetts Statute: Mass. Gen. Laws ch. 63, § 38CC

Vermont: The Vermont Employment Growth Incentive (VEGI) provides a performance-based employment growth incentive to be paid out of the business's withholding account upon approval by the Vermont Economic Progress Council (VEPC) and the Vermont Department of Taxes. The value of the incentives is dependent upon the net fiscal benefit resulting from projected qualifying payroll and qualifying capital investment. An incentive ratio is applied to the net fiscal benefit generated by the cost-benefit model in order to determine the maximum award the VEPC may authorize for each application it approves.

The VEPC shall calculate an incentive percentage for each approved application as follows: Authorized award amount divided by the five-year sum of all payroll targets. An approval shall specify: the application base jobs at the time of the application; total jobs at time of application; the application base payroll; total payroll at time of application; the incentive percentage; the wage threshold; the payroll thresholds; a job target for each year of the award period; a payroll target for each year of the award period; a capital investment target for each year of the award period and a sufficient description of the nature of the qualifying capital investment over the award period. The council may authorize incentives in excess of net fiscal benefit multiplied by the incentive ratio not to exceed an annual authorization established by law.

To the extent a business authorized to earn employment growth incentives…experiences a 90-percent or greater drop below application base jobs or, in the case of a business with no jobs at the time its application is approved, a 90-percent or greater drop below its cumulative job target during the utilization period, all authority to earn and claim incentives…shall be revoked, and such business shall be subject to recapture of all incentives previously claimed, together with interest and penalty.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5930b

TAX ABATEMENTS

1. Cigarette Tax Stamping Discount:

Statutory Reference: Rhode Island General Law Section 44-20-19

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1939 / 2007

Description: Cigarette distributors have a right to purchase cigarette excise tax stamps at a discount from the stamp's face value. The cigarette distributor pays 98.75 percent of the face value of the cigarette excise tax stamps that are purchased to the Tax Administrator. This yields a discount of 1.25 percent for the distributor. Distributors may also be allowed to pay for the cigarette excise tax stamps purchased up to 30 days after the actual receipt of the tax stamps.

Data Source: Excise Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Cigarette Tax	$1,656,908	25
2011 Cigarette Tax	$1,627,065	25
2012 Cigarette Tax	$1,618,545	25
2013 Cigarette Tax	$1,655,063	25

Projection Methodology: Amount of revenue forgone and number of taxpayers is held constant with TY 2013.

Calendar Year / Tax Type	*Projected Forgone Revenue*	*Projected Number of Taxpayers*
2014 Cigarette Tax	$1,655,063	25
2015 Cigarette Tax	$1,655,063	25

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut's provisions include a discount of 1.0 percent of the face value of the cigarette excise tax stamps if purchased by a distributor. No discount applies if the cigarette excise tax stamps are purchased by a dealer. The Commissioner of Revenue may permit a licensed distributor or licensed dealer to pay for such stamps within thirty days after the date of purchase, provided a bond or other security satisfactory to the Commissioner in an amount not less than the sale price of such stamps shall have been filed with the Commissioner conditioned upon payment for such stamps.

Connecticut Statute: Conn. Gen. Stat. § 12-298

Maine: Maine's provisions include a discount rate of 1.15 percent for stamps at the face value of 100 mills, or $0.10 per cigarette. The State Tax Assessor may permit a licensed distributor to pay for the stamps within 30 days after the date of purchase, if a bond satisfactory to the assessor in an amount not less than 50 percent of the sale price of the stamps has been filed with the assessor conditioned upon payment for the stamps.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 4366-A(2)

Massachusetts: For the period prior to July 1, 2011, every stamper may withhold and retain from each payment to be made by him for cigarette excise tax stamps, as compensation for service rendered in stamping packs of cigarettes, $1.85 for each 600 cigarette excise adhesive stamps purchased and a proportionate amount for any fraction thereof. No such compensation shall be allowed on any sale of less than $100. The commissioner, in his discretion, may, permit a stamper to pay for such stamps within 30 days after the date of purchase; provided that the stamper furnishes a bond.

For stamps purchased on or after January 1, 2012, a stamper may withhold and retain from each payment to be made by that stamper for cigarette excise tax stamps as compensation for service rendered in stamping packs of cigarettes…the following amounts: (1) for encrypted stamps purchased and not returned for an abatement, $12 per roll of 1,200 stamps; and (2) in each fiscal year, $600 per roll of 30,000 encrypted stamps for the first 50 rolls purchased and $200 per each additional roll of 30,000 encrypted stamps purchased; and (3) in the case of non-encrypted adhesive stamps purchased and not returned for an abatement, $1.85 for each 600 stamps purchased and a proportionate amount for any fraction thereof. No such compensation shall be allowed on any sale of less than $100. The commissioner, in his discretion, may, permit a stamper to pay for such stamps within 30 days after the date of purchase; provided that the stamper furnishes a bond.

Massachusetts Statute: Mass. Gen. Laws ch. 64C, § 30

New Hampshire: New Hampshire does not provide a discount to stampers, however, the Commissioner of Revenue may permit a licensed wholesaler to pay for cigarette excise tax stamps within 30 days after the date of purchase, provided a bond satisfactory to the Commissioner in an amount not less than the sale price of such stamps shall have been filed with the Commissioner, conditioned upon the payment of such stamps.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 78:9, I

Vermont: The Commissioner of Taxes shall sell cigarette excise tax stamps to licensed wholesale dealers and retail dealers at a discount of 2.3 percent of their face value for payment at time of sale. At the purchaser's request, the Commissioner of Taxes may sell cigarette excise tax stamps…to licensed wholesale dealers and retail dealers for payment within 10 days, at a discount of 1.5 percent of their face value if timely paid. No stamps may be purchased during the period June 15 through June 30 each year.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 7772

2. Political Check-Off:

Statutory Reference: Rhode Island General Law Section 44-30-2(c)(1)

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1971 / 1997

Description: There shall be allowed as a credit against the tax due under Rhode Island General Law Chapter 44-30 a contribution of $5.00, or $10.00 if married filing a joint return, for the public financing of the electoral system. The first $2.00, $4.00 if married filing a joint return, shall go to a political party or a non-partisan account if indicated by the taxpayer up to a maximum of $200,000 in total for all political parties and the non-partisan account. The remainder of the credit is general revenue to the State.

Data Source: Personal Income Tax Section, Rhode Island Division of Taxation.

Reliability Index: 1

Calendar Year / Tax Type	*Forgone Revenue*	*Number of Taxpayers*
2010 Personal Income Tax	$200,000	22,383
2011 Personal Income Tax	$200,000	10,016

Political Party Contributions

POLITICAL PARTY	2010 CONTRIBUTIONS	2011 CONTRIBUTIONS
Democratic Party	$10,340	$9,152
Republican Party	$4,336	$3,980
Non-Partisan	$47,178	$14,726
Moderate Party	$520	$586

Projection Methodology: By statute, the total maximum amount allowed for the political check-off on the personal income tax return is $200,000. The actual number of taxpayers electing to contribute for TY 2012 is held constant for TY 2013 through TY 2015.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Personal Income Tax	$200,000	8,985
2013 Personal Income Tax	$200,000	8,985
2014 Personal Income Tax	$200,000	8,985
2015 Personal Income Tax	$200,000	8,985

Law Comparison: Maine and Massachusetts have similar provisions.

Maine: Resident taxpayers may designate that $3 of their taxes be deposited in the Maine Clean Election Fund. The State Tax Assessor shall provide on the first page of the income tax form a space for the filing individual to indicate whether that filer wishes to pay $3, or $6 if filing a joint return, from the General Fund of the State to finance the Maine Clean Election Fund.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 5286

Massachusetts: Massachusetts provides for a $1.00 credit for a resident individual filer and a $2.00 credit for a resident jointly filed return against the Massachusetts individual income tax to be paid over to the State Election Campaign Fund.

Massachusetts Statute: Mass. Gen. Laws ch. 62, § 6C

Vermont: Vermont repealed this provision in 2009, effective for tax years beginning on and after January 1, 2010. For taxable years beginning on and after January 1, 1998 (but before January 1, 2010), all returns filed by individuals allowed an opportunity to designate funds to the Vermont campaign fund.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 5862c

3. Value of Farmland Included in Estate:

Statutory Reference: Rhode Island General Law Section 44-23-5 / Rhode Island Public Law 2013, Chapter 144, Article 9, Section 11

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1916 / 2013

Description: All farmland included as part of an estate, and utilized by the executor, administrator, heir-at-law, beneficiary or trustee as farmland, shall be appraised at its use value and not at fair market value.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2013 Estate Tax	*No estimate possible*	*No estimate possible*
2014 Estate Tax	*No estimate possible*	*No estimate possible*
2015 Estate Tax	*No estimate possible*	*No estimate possible*

Law Comparison: Connecticut, Massachusetts and Vermont have similar provisions.

Connecticut: "Connecticut taxable estate" means, with respect to the estates of decedents dying on or after January 1, 2010, the gross estate less allowable deductions as determined under the Internal Revenue Code (IRC). Section 2032A of the IRC allows an alternative method for valuing certain real property used as a farm to reflect the (lower) value of the property in its current use.

Connecticut Statute: Conn. Gen. Stat. §12-391(c)(1)(B)

Massachusetts: If the gross estate of a decedent includes real property devoted to use as a farm for farming purposes, the estate may elect to value such property in accordance with section 2032A of the Internal Revenue Code. Section 2032A of the IRC allows an alternative method for valuing certain real property used as a farm to reflect the (lower) value of the property in its current use.

Massachusetts Statute: Mass. Gen. Laws ch. 65C, § 5(c)

Vermont: For Vermont estate tax purposes, all values are determined for federal estate tax purposes. Section 2032A of the IRC allows an alternative method for valuing certain real property used as a farm to reflect the (lower) value of the property in its current use.

Vermont Statute: Vt. Stat. Ann. Title 32, § 7442a

TAX DEFERRALS

1. Holding Period for Unstamped Cigarettes:

Statutory Reference: Rhode Island General Law Section 44-20-14

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1948 / 2007

Description: Any consumer possessing any cigarettes with respect to the storage or use of which is subject to the tax imposed by Rhode Island General Law Section 44-20-13 must, within 24 hours after coming into possession of the cigarettes in Rhode Island, file a return with the State. The return must be accompanied by a payment for the amount of tax due shown on the tax return.

Data Source: No reliable data exists for this tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Cigarette Tax	*No estimate possible*	*No estimate possible*
2011 Cigarette Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Cigarette Tax	*No estimate possible*	*No estimate possible*
2013 Cigarette Tax	*No estimate possible*	*No estimate possible*
2014 Cigarette Tax	*No estimate possible*	*No estimate possible*
2015 Cigarette Tax	*No estimate possible*	*No estimate possible*

Law Comparison: All of the New England states have similar provisions.

Connecticut: Connecticut allows a 24-hour holding period before unstamped cigarettes must have tax stamps affixed by dealers.

Connecticut Statute: Conn. Gen. Stat. § 12-303

Maine: Any person, who is not a licensed distributor, who imports, receives or otherwise acquires more than two cartons in any one month of unstamped cigarettes for use or consumption in Maine must file a return, on or before the last day of the month following the month in which unstamped cigarettes were acquired, together with payment of the tax.

Maine Statute: Me. Rev. Stat. Ann. tit. 36, § 4384

Massachusetts: Stamps must be affixed to every cigarette package no later than 72 hours after receipt of the cigarettes.

Massachusetts Statute: Mass Gen. Laws ch. 64C, §30

New Hampshire: Any unlicensed person able to purchase unstamped tobacco products by statute may possess such products for his or her own use or consumption, if the tax otherwise due is paid by the unlicensed person to the Department of Revenue Administration directly.

New Hampshire Statute: N.H. Rev. Stat. Ann. § 78:14

Vermont: Vermont allows a 24-hour holding period before unstamped cigarettes must have tax stamps affixed by retailers.

Vermont Statute: Vt. Stat. Ann. tit. 32, § 7775

2. Write-Downs or Reserves for Security Losses:

Statutory Reference: Rhode Island General Law Section 44-14-14

Stated Purpose: No stated purpose given in law.

Year Enacted / Year Amended: 1942 / 1956

Description: A financial institution that is subject to the tax imposed under Rhode Island General Law Chapter 44-14 may elect to treat the amount of the write down of the value of any of its securities or the establishment of reserves for the decrease in values of its securities that have been required by regulators with supervisory authority over the financial institution as deductions in the year in which such write downs or reserves are recorded on its books. The write-downs or reserves specifically allocated to any security shall be used to adjust the basis of the security and the adjusted basis shall be used in determining gains or losses when the security is sold or disposed.

Data Source: No reliable data exists for tax expenditure item.

Reliability Index: 5

Calendar Year / Tax Type	***Forgone Revenue***	***Number of Taxpayers***
2010 Bank Tax	*No estimate possible*	*No estimate possible*
2011 Bank Tax	*No estimate possible*	*No estimate possible*

Projection Methodology: No projection is made due to lack of reliable data.

Calendar Year / Tax Type	***Projected Forgone Revenue***	***Projected Number of Taxpayers***
2012 Bank Tax	*No estimate possible*	*No estimate possible*
2013 Bank Tax	*No estimate possible*	*No estimate possible*
2014 Bank Tax	*No estimate possible*	*No estimate possible*
2015 Bank Tax	*No estimate possible*	*No estimate possible*

Law Comparison: No similar provisions found in the other New England states.

IX. Recommendations for Improving the Report

The tax expenditures report's effectiveness as a tax policy tool is dependent on the report's users' background, knowledge of state tax law and ability to understand the process by which estimates have been derived by the Office of Revenue Analysis. Although 36.2 percent in TY 2010 and 32.7 percent in TY 2011 of the tax expenditure items for which reliable data existed were assigned a reliability index level of "1," meaning the source of the derived estimate was actual tax returns, ideally 100.0 percent of the derived estimates for tax expenditure items should have actual tax returns as its source.

The primary tax type for which actual tax return data does not exist, and thus estimates of revenue forgone must be derived via less reliable methods, is the sales and use tax. Given that the sales and use tax is the second largest source of state general revenue and that it is the tax type for which the greatest amount of revenue forgone was estimated, at $1.09 billion for TY 2010 and $1.14 billion for TY 2011, the Office of Revenue Analysis finds that the quality and quantity of data collected for sales and use tax needs to be improved for there to be an increase in the reliability of the revenue forgone estimates. The Rhode Island Division of Taxation has implemented the new sales and use tax return reconciliation process for sales and use tax filers that requires more information on exempt sales be provided during the annual reconciliation. Although the level of detail in the reconciliation has improved, compliance with the reconciliation requirement has been suboptimal. As a result, it is difficult for the Office of Revenue Analysis to rely on the data generated from the reconciliation to estimate foregone revenues from the various sales and use tax exemptions.

In addition, the quantity and quality of data for the business corporations tax is lacking. The business corporations tax, commonly referred to as the corporate income tax, is the tax type with the third largest amount of estimated revenue forgone due to tax expenditure items at $95,329,204 for TY 2010 and $90,561,510 for TY 2011, but has the largest number of tax expenditures items at 32 in both TY 2010 and TY 2011 for which no reliable data exists from which to derive estimates of revenue forgone. This compares to 8 tax expenditure items in TY 2010 and 4 tax expenditure items in TY 2011 for which no reliable data exists for the personal income tax and 27 tax expenditure items in both TY 2010 and TY 2011 for which no reliable data exists for the sales and use tax. The Office of Revenue Analysis finds that the quality and quantity of data collected for the business corporations tax needs to be improved for there to be an increase in the reliability of the forgone revenue estimates for the business corporations tax. Fortunately, most of the data that would improve the reporting of business corporations tax expenditure items is already reported on the taxpayers' tax returns and the crux of the issue in this regard is capturing the relevant data from these returns. The Division of Taxation is in the process of requiring most business corporations taxpayers to file their tax returns electronically allowing for the capture of more data.

In the FY 2012 Capital Budget, the Division of Taxation requested $25.0 million over the FY 2012 – FY 2016 period to finance the development of an integrated tax system. This request was approved by the General Assembly and the Division of Taxation has begun the process of developing an integrated tax system. Once it is fully implemented, the integrated tax system should provide the Division of Taxation with the capability to capture more relevant data from electronically filed returns. Of particular importance is the ability to store and access taxpayer returns over a series of years. This capability would allow the Office of Revenue Analysis to derive more precise estimates of forgone revenue from tax expenditure items for the sales and use and business corporations taxes.

Finally, it is possible to shorten the tax expenditures report by redefining what is meant by tax expenditures. Under current law, tax expenditures are broadly defined and apply to all items contained in law that reduce tax revenues. Some tax expenditures may reduce tax revenues under one chapter of Rhode Island General Law while recapturing the tax revenues under a different chapter of Rhode Island General Law. For example, insurance and surety companies are explicitly excluded from paying tax under Rhode Island General Law Chapter 44-11 entitled "Business Corporation Tax" because such companies are subject to taxation under Rhode Island General Law Chapter 44-17 entitled "Taxation of Insurance Companies". Based on current law, the Office of Revenue Analysis has to report the tax expenditure associated with the exclusion of insurance and surety companies from the tax imposed under Rhode Island General Law Chapter 44-11 even though these companies are paying taxes under Rhode Island General Law Chapter 44-17. The payment of taxes by insurance and surety companies under Rhode Island General Law Chapter 44-17 generates tax revenues that mitigate or perhaps even completely eliminate the tax expenditure associated with the exclusion of these companies from taxation under Rhode Island General Law Chapter 44-11. Eliminating all tax expenditures that are the result of situations such as this would reduce the number of items for which "no estimate is possible" and improve the integrity of the tax expenditures report.

Appendix A: Current Statute on Tax Expenditure Reporting

TITLE 44
Taxation
CHAPTER 44-48.1
Tax Expenditure Reporting
SECTION 44-48.1-1

§ 44-48.1-1 Tax expenditure reporting.

(a) On or before the second Tuesday in January of each even numbered year beginning in 2004, the chief of the office of revenue analysis, shall deliver a tax expenditure report to the general assembly. Each report will provide the minimum information for one hundred percent (100%) of tax expenditures in effect on January 1 of the calendar year preceding the report's publication.

(b) For the purposes of this section, a “tax expenditure” is any tax credit, deduction, exemption, exclusion, credit preferential tax rate, tax abatement, and tax deferral that provides preferential treatment to selected taxpayers, whether directly through Rhode Island General Law or constitutional provisions or indirectly through adoption of other tax codes.

(c) The information included for each tax expenditure shall include, but shall not be limited to:

(1) The legal reference of the expenditures, including information whether the expenditure is required as a result of federal or state constitutional, judicial, or statutory mandate.

(2) Amount of revenues forgone or an estimate, if the actual amount cannot be determined, for the calendar year immediately preceding the publication of the report. The report shall also include an estimate of revenue forgone for the calendar year in which the report is published and the year following the report's publication. The tax administrator shall develop an index of the reliability of each estimate using five (5) levels with level one being most reliable. Where actual tax returns are the source of the estimate, the estimate should be assigned reliability level one. Where no reliable data exists for the estimate, the estimate should be assigned reliability level five (5). The reliability level shall be reported for the estimate of the revenues forgone.

(3) To the extent allowable by law, identification of the beneficiaries of the exemption by number, income, class and industry.

(4) A comparison of the tax expenditure to the tax systems of the other New England states, with emphasis on Massachusetts and Connecticut.

(5) The data source(s) and analysis methodology.

(6) To the extent allowable by law, identification of similar taxpayers or industries that do not enjoy the exemption.

(d) Each report shall include a section containing recommendations for improving the effectiveness of the report as a tax policy tool. This section shall identify the resources required to implement these recommendations and shall also contain an estimate of the costs associated with such recommendations.

(e) On or before the second Tuesday in January 2004, the chief of the office of revenue analysis shall make available to the general assembly a plan to improve Rhode Island's tax expenditure reporting effort. The plan shall include measurable criteria to evaluate improvements in the reliability of tax expenditure item estimates and the identification of beneficiaries of each tax expenditure item by number, income, class and industry. The plan shall also include cost estimates of additional resources necessary to implement the plan, and may include any other information that the tax administrator deems appropriate for inclusion in said plan.

History of Section.
(P.L. 1996, ch. 327, § 1; P.L. 1996, ch. 394, § 1; P.L. 1997, ch. 30, art. 38, § 1; P.L. 2003, ch. 142, § 1; P.L. 2003, ch. 146, § 1; P.L. 2006, ch. 246, art. 38, § 16.)