



OFFICE OF MANAGEMENT & BUDGET

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To: Governor Daniel J. McKee
House Speaker K. Joseph Shekarchi
Senate President Dominick J. Ruggerio

From: Erik Godwin, Deputy Director, Office of Management and Budget

Subject: Office of Regulatory Reform Quarterly Report: FY 2023 Q2

FY 2023 Quarter 2 Report: October 1, 2022 – December 31, 2022

Quarterly Summary Data

Total Submissions by Type of Rulemaking

- Regular Rulemaking, Pre-Comment Review: 19
- Regular Rulemaking, Post-Comment Review: 9
- Direct Final Rulemaking: 11
- Emergency Rulemaking: 5

Unique Regulations by Type of Action

- Adoption: 5
- Amendment: 30
- Repeal: 0

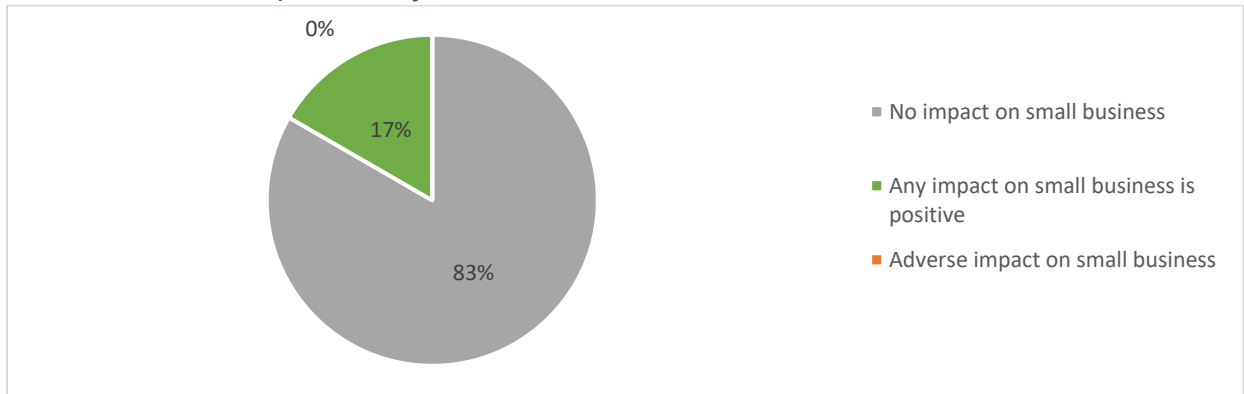
ORR Review Time by Type of Rulemaking

- Regular Rulemaking, Pre-Comment Review: 9.9 days
- Regular Rulemaking, Post-Comment Review: 5.6 days
- Direct Final Rulemaking: 11.8 days
- Emergency Rulemaking: 1.0 days

ORR Interventions

- Submissions where analysis was changed: 11.4%
- Submissions where regulatory language was changed: 36.4%

Small Business Impact Analysis



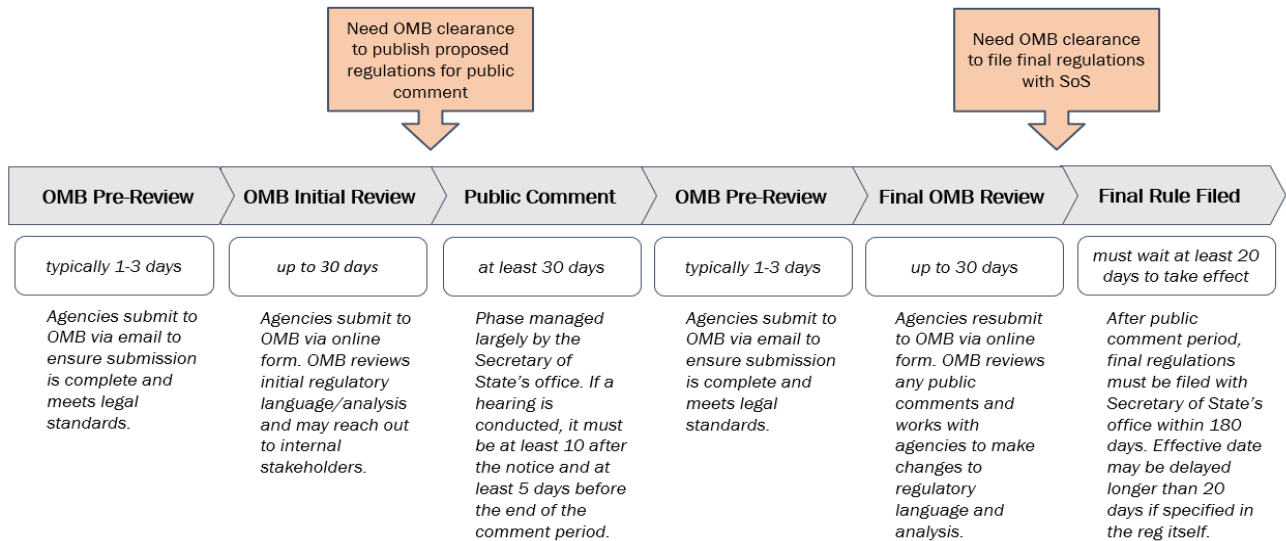
Note: Emergency regulations are not included in this summary chart.

Regulatory Oversight

As part of the Office of Management and Budget, the Office of Regulatory Reform’s (ORR) mission is to review new and amended regulations with a focus on minimizing adverse impacts on Rhode Island businesses, large and small. Since February 2015, ORR has been operating under [Executive Order 15-07](#), which requires all Executive Branch regulations to be reviewed by ORR using a model similar to the federal regulatory model. EO 15-07 outlines a process to ensure regulations are not imposing unnecessary burdens on businesses and citizens.

Prior to EO 15-07 the Director of Regulatory Reform had the authority to intervene on any individual regulatory or permitting issue. With the process dictated by Executive Order, agencies must submit all of their proposed regulatory actions to ORR providing a systematic way to address regulatory issues. ORR reviews an agency’s regulatory package and, if approved, those proposed rules and impact statements go through a public comment process. Any input from that process goes directly back to ORR for final consideration. Below is an outline of the ORR’s role in the regulatory review process. While this is the official process outlined in EO 15-07, ORR frequently works with agencies early by reviewing draft regulations and assisting with the regulatory analysis. The second round of review is primarily to ensure the agencies take into consideration public comments and amend the regulation as necessary.

Regular Rulemaking and ORR Review:



Regulatory Submissions Reviewed By ORR

The following regulatory submissions were cleared by ORR during the fiscal year quarter covered by this report. Regulations cleared by ORR are not immediately effective. Regulations must go through the formal rulemaking process administered by the Secretary of State's Office (SOS). In some cases, regulations cleared by ORR are not filed with SOS.

The information in this table (except "Days Under Review" and "Clearance Date") is self-reported by regulatory agencies with their submissions, although ORR can suggest changes to the agency's submissions. Please note that for any post-comment entries with empty cells, the agency was not required to resubmit this information because the regulation received no public comment, and no changes were made to the proposed regulation. Emergency regulations might also have missing data because these submissions are exempt from some reporting requirements.

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Direct Final	Environmental Management	Rules Related to Electronic Document Submissions	Amendment	9	To update and clarify the Department's electronic signature requirements.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-03
Direct Final	Commerce Corporation	The Main Street Rhode Island Streetscape Improvement Fund	Amendment	27	The changes proposed are intended to streamline the applications, remove confusion regarding eligibility and the requirement to provide a match, and adjust the maximum amount of award an applicant may receive, and that amount may vary by year.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-04

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Emergency	Behavioral Healthcare, Developmental Disabilities, and Hospitals	TITLE 212 – Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals CHAPTER 10 – Licensing and General Administration SUBCHAPTER 10 – Behavioral Healthcare Organizations	Amendment	2	Since the promulgation of the emergency regulations in June 2022, there continues to be a work shortage of Registered Nurses and Psychiatrists and this is impacting the work of the Community Mental Health Organizations (CMHCs), Behavioral Health Organizations (BHOs), and Substance Use Disorder Organizations (SUD). The work shortage then impacts the individuals who suffer from severe persistent mental illness in addition to those individuals struggling with addiction. In a time when RI has a mental health and opioid crisis, this further puts RI residents at a greater risk. This also creates an access issue to care thus creating an Olmsted issue.		2022-10-06
Direct Final	Human Services	Supplemental Nutrition Assistance Program	Amendment	3	This rule is being amended to implement Federally mandated increases for fiscal year (FY) 2023 to the Federal Poverty Levels (FPLs) and Cost of Living Adjustments (COLAs) which takes effect October 1, 2023. Other changes made are to align with Federal SNAP policy	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-07
Direct Final	Human Services	Rhode Island Works Program Rules and Regulations	Amendment	27	This Direct Final Amendment is being filed to finalize the Emergency Rule that is currently in place which implements the Legislative changes that were signed by the Governor with the 2023 Rhode Island State Budget.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-12

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					These changes were effective July 1st.		
Preliminary Draft	Behavioral Healthcare, Developmental Disabilities, and Hospitals	TITLE 212 – Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals CHAPTER 10 – Licensing and General Administration SUBCHAPTER 10 – Behavioral Healthcare Organizations	Adoption	1	Since the promulgation of the emergency regulations in June 2022, there continues to be a work shortage of Registered Nurses and Psychiatrists and this is impacting the work of the Community Mental Health Organizations (CMHCs), Behavioral Health Organizations (BHOs), and Substance Use Disorder Organizations (SUD). The work shortage then impacts the individuals who suffer from severe persistent mental illness in addition to those individuals struggling with addiction. In a time when RI has a mental health and opioid crisis, this further puts RI residents at a greater risk. This also creates an access issue to care thus creating an Olmsted issue.	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-12
Direct Final	Executive Office of Health and Human Services	Katie Beckett Program	Amendment	9	As part of the FY23 Budget signed by Governor McKee: EOHHS is required to provide Medicaid coverage to all children that are residents of Rhode Island, regardless of immigration status	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-13

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Direct Final	Executive Office of Health and Human Services	Medicaid Long-Term Services and Supports Overview and Eligibility Pathways	Amendment	9	As part of the FY23 Budget signed by Governor McKee: EOHHS is required to provide Medicaid coverage to all children that are residents of Rhode Island, regardless of immigration status.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-13
Direct Final	Executive Office of Health and Human Services	Medicaid and Children's Health Insurance Program (CHIP) Non-Financial General Eligibility Requirements	Amendment	9	As part of the FY23 Budget signed by Governor McKee: EOHHS is required to provide coverage to all children that are residents of Rhode Island, regardless of immigration status.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-13
Post-Comment Draft	Human Services	Child Care Center and School Age Program Regulations for Licensure	Amendment	N/A			2022-10-13
Emergency	Human Services	Rhode Island Works Program Rules and Regulations	Amendment	1	This Emergency is being filed to include the Legislative changes that were signed by the Governor with the 2023 Rhode Island State Budget, that are effective July 1st. The changes can be viewed in Article 13, H7123Aaa.pdf (rilegislature.gov [rilegislature.gov]).		2022-10-14
Direct Final	Executive Office of Health and Human Services	Medicaid Affordable Care Coverage Groups Overview and Eligibility Pathways	Amendment	21	As part of the FY23 Budget signed by Governor McKee: EOHHS is required to provide the following: Coverage to all children that are residents of Rhode Island 12 months of full-benefit medical assistance to postpartum women	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-25

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Health	Nursing Assistants, Medication Aides, and the Approval of Nursing Assistant and Medication Aide Training Programs	Amendment	6	<p>The proposed changes will help alleviate the current shortage of licensed nursing assistants. Specifically, the goal is to open the market to additional test administrators, as the inability of the currently contracted vendor to meet testing demand from the recent graduates of nursing assistant training programs has created a bottleneck limiting their entry into the industry.</p> <p>The proposed regulations amend 216-RICR-40-05-22.5.4(D) by adding the following wording: "or a nursing assistant written, and practical examination selected and approved by the Director or his/her designee." The proposed regulations also remove 216-RICR-40-05-22.5.4(E). While RIDOH cannot allow licensure in contravention of the CMS rule that imposes the 120-day limit, RIDOH applied for and recently received a 1135 Waiver from CMS to suspend that rule. Given that RIDOH received the waiver, RIDOH wants the regulation to be consistent with it, in this case by remaining silent on the subject.</p>	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-10-27

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Emergency	Health	Emergency Medical Services	Amendment	1	As of November 7, 2022, the COVID-19 pandemic continues to significantly impact the State's healthcare system, intensified by a high volume of patients infected with respiratory syncytial virus (RSV) and influenza who require emergency medical treatment in hospital emergency departments as well as inpatient care; this confluence of factors is gravely exacerbating a pre-existing shortage of health care workers. The shortage of healthcare workers in hospitals and across the healthcare sector jeopardizes the ability of the State's healthcare system to provide critical care. The emergency regulation would allow EMS practitioners to work in healthcare facilities		2022-11-10
Post-Comment Draft	Health	Regional Health Information Organization and Health Information Exchange	Amendment	0	This regulation is being promulgated in accordance with R.I. Gen. Laws Chapter 5-37.7 to change the health information exchange model from an opt-in to an opt-out model.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-17
Preliminary Draft	Administration	Rules and Regulations Pertaining to HealthSource RI	Amendment	0	The reason for the proposed amendment is to memorialize the time and manner in which HSRI may automatically enroll certain individuals under 45 CFR 155.410(g) who lose Medicaid at the end of the COVID Public Health Emergency (PHE) and pay the first- and second month's premium.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-17

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Health	Pharmacists, Pharmacies, and Manufacturers, Wholesalers, and Distributors	Amendment	4	This regulation is being promulgated in accordance with R.I. General Laws 5-19.1 and 5-19.2 to create a standing order section and details procedures for such, creation of an administration of medication section and details procedures for such and rewording of Collaborative Practice Agreement. It also adds "hormones and hormone analogs" to section § 1.11.3(E)(2).	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-18
Post-Comment Draft	Health	Rhode Island Food Code	Amendment	7	To ensure compliance with cottage food manufacture statute.	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-21
Post-Comment Draft	Labor and Training	Workplace Fraud Unit	Amendment	11	This rule is being amended to amend the subchapter title to Workplace Fraud Unit, amend regulations in order to make public and private bus transportation workers subject to prevailing wages under Chapter 37-13, amend regulatory definitions to include definitions for public and private bus transportation workers and entities, and amend regulatory provisions to identify federal wage and fringe benefits determinations Under the Service Contract Act developed by the U.S. Department of Labor for the occupations of bus driver and bus aide	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-21

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Environmental Management	Commercial Marine Fishing Licenses, Landing Permits, and Party and Charter Licenses	Amendment	15	<p>1. Delete 2nd sentence of 2.7.2(I) as duplicative with statute (§ 20-2.1-4(e))</p> <p>2. Add new section 2.7.2(J) to clearly identify that commercial landings history is ascribed to the natural person that holds the license (i.e., cannot be ascribed to another entity other than a natural person);</p> <p>3. Amend 2.7.3(A)(4) to identify a minimum age of eighteen (18) years for the issuance of a non-resident license consistent with the statute (§ 20-2.1-6(1)(i));</p> <p>4. Amend 2.7.3(C)(1) & (2) to clearly identify restricted and non-restricted finfish species as applicable to the issuance of the Unlimited and Limited Finfish endorsements;</p> <p>5. Amend 2.7.4(C)(2)(e) such that the issuance of a Multipurpose Vessel License may not occur prior to January 1, 2024;</p> <p>6. Amend 2.7.4(C)(4) to amend the exit:entry ratio of the Unlimited Finfish endorsement from 1:2 to 1:1;</p> <p>7. Add new section 2.7.5(A)(2)(d) to identify licenses formerly issued under old structure that are still to be used to satisfy the Activity Standard;</p>	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-22

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					<p>8. Amend 2.7.6(A)(1)(a)&(b) and 2.7.6(A)(2)(a)&(b) to identify licenses formerly issued under the old structure that are still to be used in prioritization in the issuance of new licenses;</p> <p>9. Amend 2.7.7(B) to identify the application deadline for the Multipurpose Vessel License</p>		
Preliminary Draft	Disabilities Commission	Access to Open Meeting	Amendment	12	To streamline the process for members of public bodies with health conditions that prevent them from attending members of their public bodies in person, to request a waiver of the ban on the use of telecommunication devices at Open Meetings.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-28
Direct Final	Human Services	Supplemental Nutrition Assistance Program	Amendment	8	Under section 17(b) of the Food and Nutrition Act of 2008, the Rhode Island Department of Human Services has been authorized by the United States Department of Agriculture (USDA), Food and Nutrition Service (FNS) to operate the Elderly Simplified Application Project that seeks to increase participation among the elderly/disabled population who have no earned income by streamlining the application and certification process.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-30

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Administration	Rules and Regulation for Grant-making Involving Federal Funds	Adoption	14	This Regulation seeks to establish a regulatory framework for grant-making by state agencies involving federal funds that are consistent with federal Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, also known as the Uniform Grant Guidance (UGG) 2 CFR 200. To date, in the absence of grant-making regulations and systems, RI has relied on procurement regulations and processes for grant-making. However, Rhode Island purchasing regulations (220-RICR-30-00-1.8) explicitly identify grants as not procurements. Federal UGG (2 CFR 200.331) clearly differentiates between contractors (providing a good or service for the benefit of the awarding agency) and sub-recipients (carrying out a public purpose on behalf of the awarding agency).	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-11-30
Post-Comment Draft	Behavioral Healthcare, Developmental Disabilities, and Hospitals	Rules and Regulations for Behavioral Healthcare Organizations	Amendment	6	Since the promulgation of the emergency regulations in June 2022, there continues to be a work shortage of Registered Nurses and Psychiatrists and this is impacting the work of the Community Mental Health Organizations (CMHCs), Behavioral Health Organizations (BHOs), and Substance Use Disorder Organizations (SUD). The work shortage then impacts the individuals who suffer from	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-01

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					severe persistent mental illness in addition to those individuals struggling with addiction. In a time when RI has a mental health and opioid crisis, this further puts RI residents at a greater risk. This also creates an access issue to care thus creating an Olmsted issue.		
Preliminary Draft	Health Insurance Commissioner	Powers and Duties of the Office of the Health Insurance Commissioner	Amendment	22	OHIC is amending 230-RICR-20-30-4 to reflect policy priorities inclusive of health equity, mandated investment in behavioral health care services for children and adolescents and contracting transparency.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-01
Preliminary Draft	Department of Education	Secondary Regulations	Amendment	0	RIDE is proposing to adopt readiness-based high school graduation requirements so that every student graduates with open doors to create their own future.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-02
Preliminary Draft	Environmental Management	Rules and Regulations Governing Animal Care Facilities	Amendment	6	To amend the regulations to require shelters to notify local Animal Control whenever they have trapped a stray cat.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-03
Preliminary Draft	Business Regulation	Rules of Procedure for Administrative Hearings	Amendment	6	These proposed amendments modernize and streamline the Department's rules for administrative hearings.	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-08

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Labor and Training	Fair Employment Practices	Adoption	1	To provide the public with guidance on the Department's implementation and enforcement of the Pay Equity Act, R.I. Gen. Laws Sections 28-6-17 through 24. The Act is intended to combat wage discrimination based on race or color, religion, sex, sexual orientation, gender identity or expression, disability, age, or country of ancestral origin by strengthening and closing gaps in existing wage discrimination laws.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-09
Preliminary Draft	Human Services	Child Care Assistance Program Rules and Regulations	Amendment	11	This rule is being amended to update the CCAP attendance policy, update language regarding CCAP for College (CCAP for College was passed in the FY2023 RI State Budget), and the addition of Veteran's Disability Pension payments to excluded income (R.I. Gen. Laws § 40-5.2-10, as amended by Article 13).	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-12
Emergency	Executive Office of Health and Human Services	Medicaid Integrated Health Care Coverage, SSI Financial Eligibility Determinations	Amendment	1	Pursuant to 42 U.S.C. §415(i), the federal government is required to make annual COLA adjustments to SSI benefits. As a result, we must reflect those updates in our regulations.		2022-12-13
Preliminary Draft	Environmental Management	Rules and Regulations Governing Livestock Welfare	Amendment	6	To make standards included in these regulations more consistent across species.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-13

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Health	Licensing Hospice Care	Amendment	25	Proposed amendments include physician assistants (PAs).	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-13
Preliminary Draft	Executive Office of Health and Human Services	Self-Directed Care	Amendment	5	FY2023 Budget directed a wage increase for direct care workers to ensure a minimum of \$15 per hour and required a national criminal background check supported by fingerprints. This regulation also provides additional clarity regarding how the Personal Choice and Independent Provider programs operate but do not substantively change the programs.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-14
Preliminary Draft	Taxation	Payment of Taxes by Electronic Transfer	Amendment	6	The major reason for the change to Section 1.7 relates to how ACH Credit payments were processed previously. We have in the past accepted the ACH credit payment as the "return" for some taxes with one-line returns. The amount paid would equal the amount due on those returns, and, thus, the payment was considered the return. However, this is no longer the case with most tax types. As of January 1, 2023, this will also be the case with the one remaining tax type this applied to, which is sales tax as we are updating that form.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-15

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Direct Final	Environmental Management	Rules and Regulations Governing Livestock Welfare	Amendment	4	To make standards included in these regulations more consistent across species.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-19
Direct Final	Environmental Management	Rules and Regulations Governing Animal Care Facilities	Amendment	4	To amend the regulations to require shelters to notify local Animal Control whenever they have trapped a stray cat.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-19
Emergency	Human Services	Supplemental Security Income and State Supplemental Payments Rules and Regulations	Amendment	0	This rule is being amended to reflect the Federal Social Security Administration's Cost of Living increase scheduled for implementation on January 1, 2023. Failure to implement these rates may result in financial penalties to the agency as well as the wrongful determination of benefits for RI program applicants/recipients.		2022-12-19
Preliminary Draft	Coastal Resource Management Council	Ocean State Climate Adaptation and Resilience Fund	Adoption	15	To jointly promulgate with the RI Infrastructure Bank and RI Department of Environmental Management the Ocean State Adaptation and Resilience (OSCAR) Fund which will provide funding for adaption and resilience projects on public lands.	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-20
Preliminary Draft	Environmental Management	Ocean State Climate Adaptation and Resilience Fund Policies and Procedures	Adoption	15	To govern the provision of financial assistance from the Ocean State Climate Adaptation and Resilience Fund ("OSCAR") to applicants for adaptation and resilience projects on public lands. Grants from OSCAR will help to advance projects on public	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-20

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					land and protect or enhance coastal or riverine habitats to address climate change impacts.		
Preliminary Draft	Infrastructure Bank	Ocean State Climate Adaptation and Resilience Fund Policies and Procedures	Adoption	18	§ 46-23.3-7 requires the adoption of regulations for this program.	NO, any small business impact is POSITIVE (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-20
Post-Comment Draft	Health	Nursing Assistants, Medication Aides, and the Approval of Nursing Assistant and Medication Aide Training Programs	Amendment	1	The proposed changes will help alleviate the current shortage of licensed nursing assistants. Specifically, the goal is to open the market to additional test administrators, as the ability of the currently contracted vendor to meet testing demand from the recent graduates of nursing assistant training programs has created a bottleneck limiting their entry into the industry.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-22
Preliminary Draft	Health	Clinical Social Workers and Independent Clinical Social Workers	Amendment	7	Allows the first level of Social Work licensure (Clinical Social Workers or CSW) to NOT include take or pass the National Social Work Exam administered by the Association of Social Work Boards (ASWB) for a specified time period.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-22

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Public Safety	Rhode Island State Police Rules and Regulations for Sworn Members	Amendment	13	The current rules and regulations are being amended as part of the agency's policy review to ensure the rules and regulations remain consistent with state law and societal developments. The proposed amendments are primarily clean-up in nature. For example, the agency has updated the name of the current Superintendent, made the rules and regulations gender-neutral and added gender identity as a protected class. The agency has also ensured due process protections for any sworn member the agency seeks to remove via a hearing for a non-work-related medical condition. Lastly, as a paramilitary organization, the rules and regulations also provide the expected conduct of sworn members when carrying out their duties and responsibilities. Over time, expectations of job performance evolve, and these amendments are reflective of these changes.	NO, this regulation DOES NOT IMPACT small business (this completes your Regulatory Flexibility Analysis as required by RIGL § 42-35.1-4).	2022-12-27