

State of Rhode Island and Providence Plantations

# Budget



## Fiscal Year 2012

Lincoln D. Chafee, Governor

# The Agency

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## Department of Business Regulation

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### Agency Operations

The Department of Business Regulation's primary function is to implement state laws mandating the regulation and licensing of designated businesses, professions, occupations and other specified activities. The department is composed of five divisions and Central Management, which includes budget, regulatory standards, compliance and enforcement. The respective divisions are: Banking, Securities, Commercial Licensing, Racing and Athletics, Design Professionals and Insurance. A sixth division program, Office of Health Insurance Commissioner will reorganize in FY 2012 from Insurance Regulation.

The Director of Business Regulation is appointed by the Governor and serves statutorily as the State Banking Commissioner, Commissioner of Insurance, Real Estate Administrator, and State Boxing Commissioner. The Board of Bank Incorporation hears appeals from decisions made by the Banking Division regarding applications for the chartering of financial institutions, new branches and locations, and changes in the by-laws of certain regulated institutions. Other commissions housed within the department include the Real Estate Commission, Real Estate Appraisal Board, Rhode Island Board of Accountancy, Building Contractors' Registration Board, Board of Design Professionals, and Racing and Athletics Hearing Board. The department issues approximately 125,000 licenses and conducts administrative hearings involving issuances, administrative penalties, suspensions and/or revocations.

### Agency Objectives

To assist, educate, and protect the public through the implementation and enforcement of state laws mandating regulation and licensing of designated businesses, professions, occupations, and other specific activities, while recognizing the need to foster a sound business environment.

### Statutory History

The department was established by the Rhode Island General Assembly in 1939 and is organized under R.I.G.L. §§ 42-14-1 et seq.

# The Budget

## Department of Business Regulation

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures by Program</b>					
Central Management	1,059,049	1,194,476	1,024,858	1,060,195	1,162,041
Banking Regulation	1,534,780	1,358,343	1,821,156	1,638,045	1,857,238
Securities Regulation	756,160	693,323	854,862	882,179	1,066,512
Insurance Regulation	5,113,350	4,748,034	5,582,931	6,167,824	5,321,002
Board of Accountancy	146,491	148,716	164,031	162,845	170,668
Commercial Licensing , Racing & Athletics	976,437	876,460	1,195,701	1,189,408	1,229,648
Board for Design Professionals	304,017	294,086	255,891	316,292	247,360
Office of Health Insurance Commissioner	-	-	-	-	1,870,217
<b>Total Expenditures</b>	<b>\$9,890,284</b>	<b>\$9,313,438</b>	<b>\$10,899,430</b>	<b>\$11,416,788</b>	<b>\$12,924,686</b>
<b>Expenditures By Object</b>					
Personnel	9,424,545	8,740,186	10,054,689	10,537,176	12,052,111
Operating Supplies and Expenses	388,304	348,033	751,003	779,874	777,837
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	75,102	201,458	80,000	80,000	80,000
<b>Subtotal: Operating Expenditures</b>	<b>\$9,887,951</b>	<b>\$9,289,677</b>	<b>\$10,885,692</b>	<b>\$11,397,050</b>	<b>\$12,909,948</b>
Capital Purchases and Equipment	2,333	23,761	13,738	19,738	14,738
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$9,890,284</b>	<b>\$9,313,438</b>	<b>\$10,899,430</b>	<b>\$11,416,788</b>	<b>\$12,924,686</b>
<b>Expenditures By Funds</b>					
General Revenue	8,527,975	8,078,396	9,156,047	8,919,355	9,696,378
Federal Funds	87,315	-	-	758,454	1,460,861
Restricted Receipts	1,274,994	1,235,042	1,743,383	1,738,979	1,767,447
<b>Total Expenditures</b>	<b>\$9,890,284</b>	<b>\$9,313,438</b>	<b>\$10,899,430</b>	<b>\$11,416,788</b>	<b>\$12,924,686</b>
<b>FTE Authorization</b>	<b>91.0</b>	<b>85.5</b>	<b>90.0</b>	<b>93.0</b>	<b>93.0</b>
<b>Agency Measures</b>					
Minorities as Percentage of Workforce	4.0%	4.0%	4.0%	4.0%	4.0%
Females as Percentage of Workforce	54.0%	54.0%	59.0%	59.0%	59.0%
Persons with Disabilities as a Percentage of the Workforce	-	-	-	-	-

# The Program

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## Department of Business Regulation Central Management

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### Program Operations

Central Management is composed of the Director's office budget, regulatory standards, compliance and enforcement. Specific functions include legal research, drafting and analysis of legislation, issuance of legal opinions related to the department's operations, conducting administrative and rate hearings, and providing legal services to the Director, Deputy Directors, and advising the other commissions housed within the department. Central Management compiles, submits and monitors budgets of the respective divisions, approves vouchers and contracts, and provides all personnel and management services.

The Director issues show cause and cease and desist orders; renders decisions relative to the operations of financial institutions and insurance companies; has the authority to deny, suspend, or revoke licenses, approve or disapprove rates; and acts as receiver in case of insolvency of certain regulated entities.

The Director or his/her designee may be a member of various occupational licensing boards and commissions assigned to the department by the legislature in order to assist in the administration and regulation of licensing programs. The Director is also a member of such diverse administrative bodies as the Board of Bank Incorporation and the Rhode Island Housing and Mortgage Finance Corporation.

Central Management is also responsible for monitoring legislation impacting the department and for the annual submission of its own legislative program.

### Program Objectives

To administer the functions for the department with regard to the licensing and regulation of designated businesses, occupations and professions through the enforcement of applicable state laws.

### Statutory History

R.I.G.L. §42-14-1 establishes the Director as head of the department. R.I.G.L. §42-14-2 enumerates the functions of the department regarding the regulation of assigned occupations, businesses, and professions.

# The Budget

## Department of Business Regulation Central Management

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	1,029,699	956,586	979,992	1,015,543	1,117,603
Operating Supplies and Expenses	28,738	22,847	42,829	42,615	42,401
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	201,458	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$1,058,437</b>	<b>\$1,180,891</b>	<b>\$1,022,821</b>	<b>\$1,058,158</b>	<b>\$1,160,004</b>
Capital Purchases and Equipment	612	13,585	2,037	2,037	2,037
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$1,059,049</b>	<b>\$1,194,476</b>	<b>\$1,024,858</b>	<b>\$1,060,195</b>	<b>\$1,162,041</b>
<b>Expenditures By Funds</b>					
General Revenue	1,059,049	1,194,476	1,024,858	1,060,195	1,162,041
<b>Total Expenditures</b>	<b>\$1,059,049</b>	<b>\$1,194,476</b>	<b>\$1,024,858</b>	<b>\$1,060,195</b>	<b>\$1,162,041</b>
<b>Program Measures</b>	NA	NA	NA	NA	NA

# The Program

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## Department of Business Regulation Banking Regulation

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### Program Operations

Banking Regulation provides regulatory oversight of state-chartered financial institutions, credit unions, Rhode Island bank holding companies and licensees through financial examinations and reviews to determine compliance with state banking laws, financial solvency, and safety and soundness operations.

Banking Regulation is responsible for regulating, monitoring and examining fifteen (15) state chartered financial institutions, seven (7) Rhode Island bank holding companies, ten (10) credit unions, seven (7) interstate banks and approximately eight hundred seventy eight (878) company licensees (including four hundred forty-four (444) registered debt collectors) operating from one thousand five hundred fifty six (1,556) licensed locations (including eight hundred eighty nine (889) debt collector locations) and one thousand two hundred fifty four (1,254) mortgage loan originators as of July 2010. The Division accomplishes its program objectives through the process of licensing, chartering and examining financial institutions, Rhode Island bank holding companies, credit unions, branches of interstate banks, and licensees. The purposes of examinations are to determine financial solvency and compliance with Rhode Island banking laws and regulations for the protection of depositors and the public interest. The Division reviews and conducts hearings on applications filed by financial institutions, listed above. Licensees include lenders, loan brokers, small loan lenders, foreign exchange transaction businesses, sellers of checks, electronic money transmitters, check cashers, debt-management companies, and mortgage loan originators. The Division enforces statutes relating to state usury laws and conducts administrative hearings when required. Additional responsibilities include investigating and resolving several hundred consumer complaints and inquiries each year.

### Program Objectives

To charter, license and ensure compliance with statutory requirements for the safe and sound operation of regulated financial institutions, Rhode Island bank holding companies, credit unions and licensees in order to protect the public interest.

### Statutory History

R.I.G.L. Chapters §§19-1 to 19-14.10 charge the Division of Banking with the regulation, licensing, or registration of financial institutions, Rhode Island bank holding companies, credit unions and licensees (lenders, loan brokers, small loan lenders, mortgage loan originators, foreign exchange transaction businesses, sellers of checks, electronic money transmitters, check cashers, and debt management companies and debt collectors.) RI General Laws §§6-26 to 6-27 relate to Interest, Usury and Truth in Lending. R.I.G.L. §§34-23 to 34-27 relate to Mortgages. R.I.G.L. §§19-14.3 to 19-14.8 relate to the Sale of Checks, Electronic Money Transfers, Foreign Exchange Transactions, Insurance Premium Finance Agreements and Debt Management Companies. Rhode Island General Laws §19-14.9 relates to the registration of debt collectors. R.I.G.L. §19-14.10 relates to the licensing and supervision of mortgage loan originators.

# The Budget

## Department of Business Regulation Banking Regulation

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	1,468,509	1,298,821	1,651,997	1,469,107	1,688,521
Operating Supplies and Expenses	66,271	49,346	164,159	163,938	163,717
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	-	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$1,534,780</b>	<b>\$1,348,167</b>	<b>\$1,816,156</b>	<b>\$1,633,045</b>	<b>\$1,852,238</b>
Capital Purchases and Equipment	-	10,176	5,000	5,000	5,000
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$1,534,780</b>	<b>\$1,358,343</b>	<b>\$1,821,156</b>	<b>\$1,638,045</b>	<b>\$1,857,238</b>
<b>Expenditures By Funds</b>					
General Revenue	1,500,914	1,327,726	1,696,156	1,513,045	1,732,238
Restricted Receipts	33,866	30,617	125,000	125,000	125,000
<b>Total Expenditures</b>	<b>\$1,534,780</b>	<b>\$1,358,343</b>	<b>\$1,821,156</b>	<b>\$1,638,045</b>	<b>\$1,857,238</b>
<b>Program Measures</b>					
Percentage of State-Chartered Institutions Examined in Substantial Compliance with the Banking Code	100.0%	100.0%	100.0%	100.0%	0.0%
Percentage of Other Lending Licenses Examined in Substantial Compliance with the Banking Code	60.0%	72.0%	45.0%	75.0%	75.0%

# The Program

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## Department of Business Regulation Securities Regulation

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### Program Operations

Securities Regulation is responsible for the registration of certain securities, the licensing and regulation of broker-dealers, sales representatives, certain investment advisers and certain investment adviser representatives.

The division is also responsible for enforcing compliance with the state's Franchise Investment Act, the registration of charitable organizations and fundraising groups, and the state's Real Estate Time-Share Act. In FY 2010 the division processed approximately 83,869 licenses and 11,330 registrations, conducted one (1) on-site examination of broker-dealer, investigated 32 complaints, and instituted 17 enforcement actions, pursuant to applicable state and federal laws and regulations.

### Program Objectives

To enforce compliance with the applicable provisions of state laws and regulations related to the securities industry, franchises, charities, fund-raisers, and time-shares.

### Statutory History

The division is charged with the administration and enforcement of the Rhode Island Uniform Securities Act ("RIUSA"), R.I.G.L. §7-11; the Franchise Investment Act, R.I.G.L. §19-28.1; the Charitable Solicitation Act, R.I.G.L. §5-53.1; and the Real Estate Time-Share Act, R.I.G.L. §34-41.



# The Budget

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## Department of Business Regulation Securities Regulation

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	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	734,366	676,126	808,194	835,669	1,020,161
Operating Supplies and Expenses	21,794	17,197	46,668	46,510	46,351
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	-	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$756,160</b>	<b>\$693,323</b>	<b>\$854,862</b>	<b>\$882,179</b>	<b>\$1,066,512</b>
Capital Purchases and Equipment	-	-	-	-	-
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$756,160</b>	<b>\$693,323</b>	<b>\$854,862</b>	<b>\$882,179</b>	<b>\$1,066,512</b>
<b>Expenditures By Funds</b>					
General Revenue	749,353	688,693	839,862	867,179	1,051,512
Restricted Receipts	6,807	4,630	15,000	15,000	15,000
<b>Total Expenditures</b>	<b>\$756,160</b>	<b>\$693,323</b>	<b>\$854,862</b>	<b>\$882,179</b>	<b>\$1,066,512</b>
<b>Program Measures</b>					
Percentage of Investment Advisory Firms with a Place of Business in RI Examined in Substantial Compliance with the Securities Act	100.0%	100.0%	100.0%	100.0%	100.0%

# The Program

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## Department of Business Regulation Insurance Regulation

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### Program Operations

The Insurance Division is responsible for conducting financial examinations of domestic insurance companies to ensure financial solvency and market conduct examinations of domestic or foreign insurance companies to ensure compliance with the insurance statutes and regulations. The program performs several licensing functions including, but not limited to, the licensing of companies, producers, adjusters and appraisers. The program also reviews rate and form filings for the Life, Accident and Health, and Property and Casualty lines of business for compliance with state statutes and regulations, and addresses consumer complaints for these lines of business. The program monitors and introduces legislation in order to maintain accreditation by the National Association of Insurance Commissioners, which it initially received in June of 1993. The division was re-accredited in December 1998, December 2003, and again in June 2009, each time receiving the maximum accreditation period of five years.

### Program Objectives

To monitor effectively the financial condition and market conduct activities of insurance companies licensed to do business in the State of Rhode Island.

To monitor activities of all licensees such as producers, adjusters and appraisers.

To ensure consumer access to an equitable insurance market and respond to consumer inquiries and complaints.

To maintain accreditation by the National Association of Insurance Commissioners.

### Statutory History

All chapters of R.I.G.L. §§27-1,42-14, and 28-29 through 28-38, and all Insurance Division regulations.

# The Budget

## Department of Business Regulation Insurance Regulation

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	4,884,738	4,602,965	5,286,192	5,834,957	5,033,304
Operating Supplies and Expenses	152,307	145,069	293,239	323,367	284,198
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	75,102	-	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$5,112,147</b>	<b>\$4,748,034</b>	<b>\$5,579,431</b>	<b>\$6,158,324</b>	<b>\$5,317,502</b>
Capital Purchases and Equipment	1,203	-	3,500	9,500	3,500
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$5,113,350</b>	<b>\$4,748,034</b>	<b>\$5,582,931</b>	<b>\$6,167,824</b>	<b>\$5,321,002</b>
<b>Expenditures By Funds</b>					
General Revenue	4,081,715	3,835,168	4,439,718	4,267,501	4,031,865
Federal Funds	87,315	-	-	758,454	148,312
Restricted Receipts	944,320	912,866	1,143,213	1,141,869	1,140,825
<b>Total Expenditures</b>	<b>\$5,113,350</b>	<b>\$4,748,034</b>	<b>\$5,582,931</b>	<b>\$6,167,824</b>	<b>\$5,321,002</b>
<b>Program Measures</b>					
Percentage of Domestic Insurance Companies in Substantial Compliance with the Insurance Code (Market Conduct Examinations)	100.0%	100.0%	100.0%	100.0%	100.0%

# The Program

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## Department of Business Regulation Office of the Health Insurance Commissioner

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### Program Operations

The 2004 General Assembly established The Office of the Health Insurance Commissioner (OHIC). The Health Insurance Commissioner is appointed by the Governor with the advice and consent of the Senate.

OHIC staff is statutorily responsible for the regulation of Health Insurers and Hospital/Medical Service Corporations. These include but are not limited to company licensure, form and rate filing for regulatory compliance, and financial and market conduct examinations. It is also engaged in policy and legislative development, rate hearing administration, regulatory development and promulgation, consumer affairs and provider affairs.

The Department of Business Regulation shares certain administrative and regulatory services and personnel with OHIC as directed by statute.

### Program Objectives

To guard the solvency of health insurers;

To protect the interests of consumers;

To encourage fair treatment of health care providers;

To encourage policies and developments that improve the quality and efficiency of health care service delivery and outcomes;

To view the health care system as a comprehensive entity and encourage and direct insurers towards policies that advance the welfare of the public through overall efficiency, improved health care quality, and appropriate access.

### Statutory History

R.I.G.L. §42-14.5-1 established the Office of the Health Insurance Commissioner.

Applicable insurer regulations are found in various chapters of the R.I.G.L. Titles 27 and 42.

# The Budget

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## Department of Business Regulation Office of Health Insurance Commissioner

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	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	-	-	-	-	1,832,604
Operating Supplies and Expenses	-	-	-	-	36,613
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	-	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,869,217</b>
Capital Purchases and Equipment	-	-	-	-	1,000
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,870,217</b>
<b>Expenditures By Funds</b>					
General Revenue					547,168
Federal Funds	-	-	-	-	1,312,549
Restricted Receipts	-	-	-	-	10,500
<b>Total Expenditures</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>1,870,217</b>
<b>Program Measures</b>	NA	NA	NA	NA	NA

# The Program

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## Department of Business Regulation Board of Accountancy

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### Program Operations

The Board of Accountancy is an autonomous board that is responsible for the administration of the licensing of certified public accountants, public accountants, partnerships, corporations, and sole proprietorships. It processes applications and fees, and issues initial certificates and permits to regulated business, occupations and professions.

The board is responsible for governing the conduct of assigned licensees in order to comply with statutory provisions of the law and to promote the continued welfare of the general public. This includes recommending approval, denial, suspension or revocation of licenses or the imposition of such sanctions or penalties allowed by law.

Hearings are held when required in order to resolve complaints and to act upon the denial, suspension or revocation of licenses. The board investigates complaints from the general public in all areas of licensing addressed above.

Board personnel oversee the analysis of each CPA or PA application prior to Board review. In addition, Board personnel provide the general public with application and licensing information regarding all certified public accountants and public accountants and update monthly the listing of individual licensees and CPA firms on the Department of Business Regulation website, which facilitates information to the general public.

### Program Objectives

The board intends to continue to intensify its analysis of continuing education records, as well as firm compliance with peer reviews, to efficiently process license renewals and responses, and to commence and resolve disciplinary actions efficiently and promptly.

### Statutory History

R.I.G.L. §§5-3.1 et seq. (1956) relate to the Board of Accountancy.

# The Budget

## Department of Business Regulation Board of Accountancy

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	139,325	143,216	152,587	151,459	159,338
Operating Supplies and Expenses	6,648	5,500	11,444	11,386	11,330
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	-	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$145,973</b>	<b>\$148,716</b>	<b>\$164,031</b>	<b>\$162,845</b>	<b>\$170,668</b>
Capital Purchases and Equipment	518	-	-	-	-
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$146,491</b>	<b>\$148,716</b>	<b>\$164,031</b>	<b>\$162,845</b>	<b>\$170,668</b>
<b>Expenditures By Funds</b>					
General Revenue	146,491	148,716	164,031	162,845	170,668
<b>Total Expenditures</b>	<b>\$146,491</b>	<b>\$148,716</b>	<b>\$164,031</b>	<b>\$162,845</b>	<b>\$170,668</b>
<b>Program Measures</b>					
Percentage of CPA's and PA's who meet Continuing Professional Education Requirements in Accordance with R.I. General Law	98.0%	98.0%	98.0%	99.0%	99.0%

# The Program

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## Department of Business Regulation Commercial Licensing, Racing and Athletics

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### Program Operations

Commercial Licensing and Racing and Athletics is responsible for the licensing and regulation of real estate agents, brokers and appraisers, auto body and salvage re-builder shops, auto wrecking and salvage yards, glass installation, \*travel agencies and travel agents, upholsterers, \*alarm system installers, auctioneers, liquor wholesalers, breweries, wineries, salespersons (representing wholesalers) and agents (representing manufacturers and distillers), Class G (boat/airline/railroads) license holders, line-cleaners, and mobile and manufactured homes and parks, and the enforcement of unit pricing, motor fuel advertising and health club pre-opening laws. The division is also responsible for supervising the enforcement of laws related to licensing and regulation of racing and athletics activities, including dog racing, boxing, wrestling, kickboxing and simulcast wagering and the accounting and collection of racing taxes and fees as specified by state law.

The program provides the general public with application and licensing information for various occupations, businesses and professions. It investigates complaints received from the general public in all areas of licensing. The division also oversees simulcast wagering operations at the Twin River and Newport Grand facilities and conducts and participates in hearings, collects tax revenue and issues occupational licenses.

### Program Objective

To increase the efficiency and effectiveness of occupational licensing programs and inspections in order to safeguard the health, safety, and welfare of the general public; to enforce, adjust, amend, and interpret all rules and regulations governing pari-mutuel wagering sports and all professional boxing, wrestling and kickboxing events in the state.

### Statutory History

R.I.G.L. §5-58 relates to auctioneers; R.I.G.L. §5-20.5 relates to real estate; R.I.G.L. §5-20.7 relates to real estate appraisers; R.I.G.L. §5-38 relates to automobile body repair shops; R.I.G.L. §5-50 relates to pre-opening of health club sales campaigns; \*R.I.G.L. §5-52 relates to travel agencies; \*R.I.G.L. §5-57 relates to burglar and hold-up alarm businesses; R.I.G.L. §6-31 relates to unit pricing; R.I.G.L. §§23-26 relates to bedding and upholstered furniture; R.I.G.L. §§31-44 & §§31-44.1 relate to mobile and manufactured homes; R.I.G.L. §42-14.2 relates to auto wrecking and salvage yards; R.I.G.L. §§31-37 relates to advertising and sale of motor fuel at retail, R.I.G.L. §31-46-7 relates to auto body salvage re-builders' licenses; and R.I.G.L. §3-1 relates to alcoholic beverages. R.I.G.L. §41-1 established the Commission on Horse Racing and Athletics in 1956. In 1987, the general laws were amended abolishing the commission and creating the Division of Racing and Athletics within the Department of Business Regulation.

\*Travel repealed on 6-6-2008

\*Alarms Regulation transferred to Department of Labor and Training on 7-1-2008.



# The Budget

## Department of Business Regulation Commercial Licensing, Racing & Athletics

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	925,526	826,909	983,353	977,348	1,016,103
Operating Supplies and Expenses	50,911	49,551	129,147	128,859	130,344
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	-	80,000	80,000	80,000
<b>Subtotal: Operating Expenditures</b>	<b>\$976,437</b>	<b>\$876,460</b>	<b>\$1,192,500</b>	<b>\$1,186,207</b>	<b>\$1,226,447</b>
Capital Purchases and Equipment	-	-	3,201	3,201	3,201
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$976,437</b>	<b>\$876,460</b>	<b>\$1,195,701</b>	<b>\$1,189,408</b>	<b>\$1,229,648</b>
<b>Expenditures By Funds</b>					
General Revenue	686,436	589,531	735,531	732,298	753,526
Restricted Receipts	290,001	286,929	460,170	457,110	476,122
<b>Total Expenditures</b>	<b>\$976,437</b>	<b>\$876,460</b>	<b>\$1,195,701</b>	<b>\$1,189,408</b>	<b>\$1,229,648</b>
<b>Program Measures</b>					
Percentage of Real Estate Licensees in Substantial Compliance with Real Estate Code	99.7%	99.7%	99.7%	99.7%	99.7%
Percentage of Autobody Shops, Auto Wrecking Yards, and Auto Salvage Re-Builders in Substantial Compliance with the Code	93.5%	93.5%	93.5%	93.5%	93.5%
Percentage of Liquor Licensees in Substantial Compliance with the Code	78.0%	78.0%	78.0%	78.0%	78.0%
Percentage of Tested Greyhounds Testing Negative for Chemical Substances	99.9%	99.9%	99.0%	NA	NA

# The Program

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## Department of Business Regulation Design Professionals

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### Program Operations

In the 1998 enacted budget, the Boards for Design Professionals was created as a consolidated program consisting of the Board of Registration for Professional Engineers, the Board of Registration for Professional Land Surveyors, the Board of Examiners of Landscape Architects and the Board of Examination and Registration of Architects.

Each Board is responsible for: examining and registering qualified candidates; issuing license renewals when appropriate; proctoring exams when appropriate; maintaining records of all applicants and licensees; implementing rules and regulation; and hearing and acting upon complaints.

In the FY 2008 enacted budget, the Boards for Design Professionals was moved to the Department of Business Regulation as a division known as Design Professionals.

### Program Objectives

To examine, license, register and act upon complaints brought before the Boards for professional engineers, land surveyors, landscape architects and architects for the purpose of safeguarding the health, safety, and welfare of the public.

### Statutory History

The Boards of Land Surveyors and Engineers were established by Title 5, Chapter 8 of the Rhode Island General Laws in 1938. In 1990, Chapter 8 was amended and Chapter 8.1 was enacted, creating two Boards – The Board of Engineers and the Board of Land Surveyors, both within the Department of Business Regulation. In 1991, the law was further amended to allow the Boards to become autonomous.

The Board of Architects was established in by Chapter 23-27 of the Rhode Island Public Laws in 1936. This law was repealed in its entirety in 1977, and was replaced by Title 5, Chapter 1 of the Rhode Island General Laws.

The Board of Landscape Architects was established by Title 5, Chapter 51 of the Rhode Island General Laws 1975.

# The Budget

## Department of Business Regulation Design Professionals

	FY 2009 Actual	FY 2010 Actual	FY 2011 Enacted	FY 2011 Revised	FY 2012 Recommended
<b>Expenditures By Object</b>					
Personnel	242,382	235,563	192,374	253,093	184,477
Operating Supplies and Expenses	61,635	58,523	63,517	63,199	62,883
Aid To Local Units Of Government	-	-	-	-	-
Assistance, Grants and Benefits	-	-	-	-	-
<b>Subtotal: Operating Expenditures</b>	<b>\$304,017</b>	<b>\$294,086</b>	<b>\$255,891</b>	<b>\$316,292</b>	<b>\$247,360</b>
Capital Purchases and Equipment	-	-	-	-	-
Debt Service	-	-	-	-	-
Operating Transfers	-	-	-	-	-
<b>Total Expenditures</b>	<b>\$304,017</b>	<b>\$294,086</b>	<b>\$255,891</b>	<b>\$316,292</b>	<b>\$247,360</b>
<b>Expenditures By Funds</b>					
General Revenue	304,017	294,086	255,891	316,292	247,360
<b>Total Expenditures</b>	<b>\$304,017</b>	<b>\$294,086</b>	<b>\$255,891</b>	<b>\$316,292</b>	<b>\$247,360</b>
<b>Program Measures</b>					
Ratio of Complaint Cases Successfully Resolved to Cases Filed	69.0%	69.0%	75.0%	75.0%	75.0%