



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 Q3

FY 2023 Quarter 3 Report: January 1, 2023 – March 31, 2023

Quarterly Summary Data

Total Submissions by Type of Rulemaking

- Regular Rulemaking, Pre-Comment Review: 25
- Regular Rulemaking, Post-Comment Review: 19
- Direct Final Rulemaking: 7
- Emergency Rulemaking: 3

Unique Regulations by Type of Action

- Adoption: 8
- Amendment: 19
- Repeal: 8

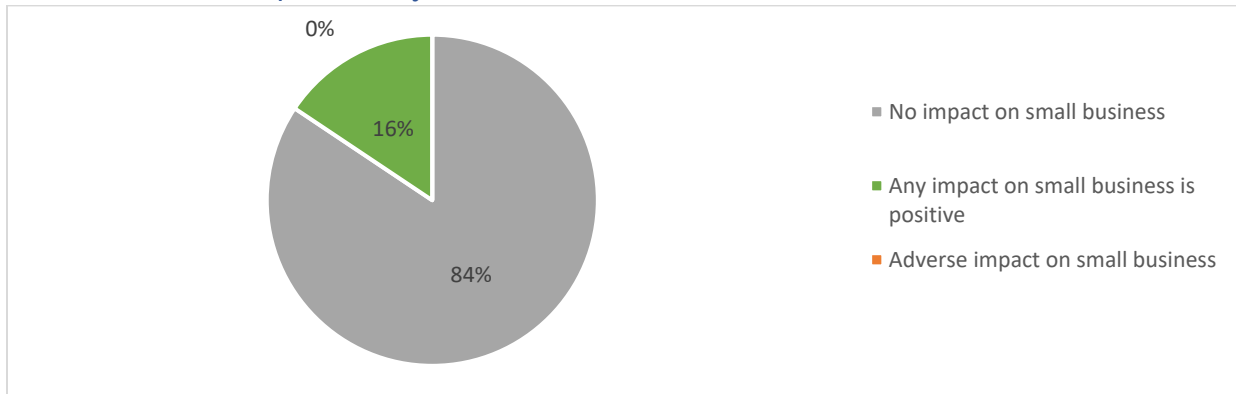
ORR Review Time by Type of Rulemaking

- Regular Rulemaking, Pre-Comment Review: 12.2 days
- Regular Rulemaking, Post-Comment Review: 4.1 days
- Direct Final Rulemaking: 5.1 days
- Emergency Rulemaking: 2.7 days

ORR Interventions

- Submissions where analysis was changed: 11.1%
- Submissions where regulatory language was changed: 18.5%

Small Business Impact Analysis



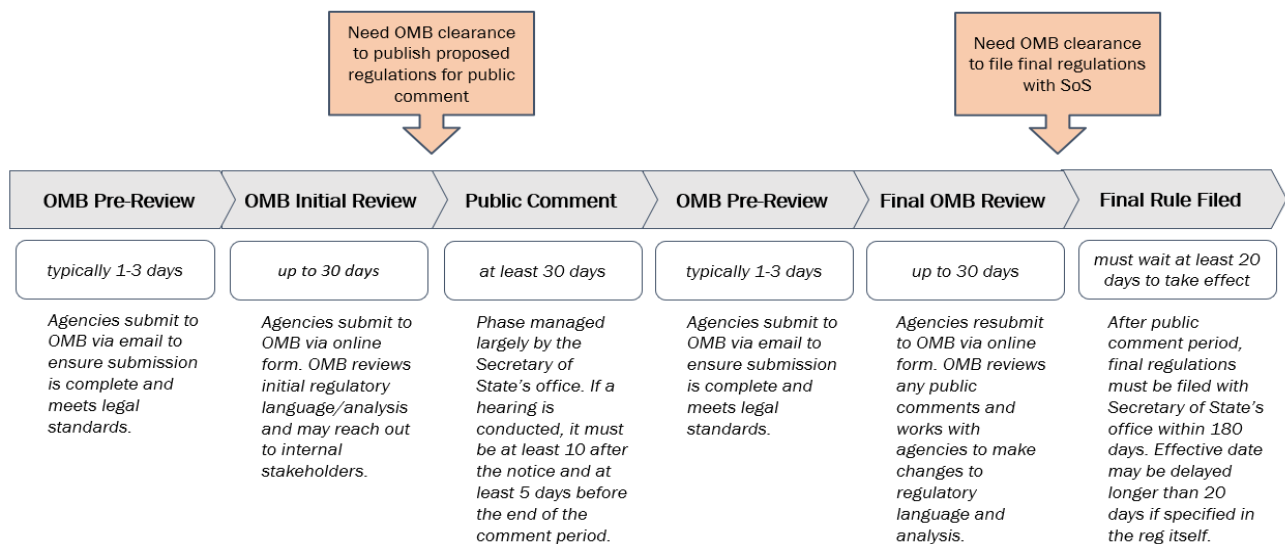
Note: Emergency regulations are not included in this summary chart.

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.

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Education-Board	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	2023-01-04
Preliminary Draft	Commerce Corporation	Rules and Regulations for the Wavemaker Fellowship Program	Amendment	14	The changes proposed are intended to implement changes enacted in the budget to split the program into 2 distinct elements – STEM/Design and Healthcare Applicants. In developing these revisions, the Corporation consulted with EOHHS and the Tax Division. The changes causing the revision of the regulations are found in Section 10 of Article 9 of the FY23 Budget.	NO, this regulation DOES NOT IMPACT small business	2023-01-04
Emergency	Executive Office of Health and Human Services	Medicaid Payments and Providers	Amendment	0	To comply with state risk screening requirements and federal regulations governing the enrollment, screening, and termination of Medicaid providers pursuant to 42 CFR § 455	N/A - Emergency Regulation	2023-01-06
Direct Final	Human Services	Supplemental Security Income and State Supplemental Payments Rules and Regulations	Amendment	5	This rule is being amended to reflect the Federal Social Security Administration's Cost of Living increase scheduled for 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.	NO, this regulation DOES NOT IMPACT small business	2023-01-10

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Human Services	Child Care Assistance Program Rules and Regulations	Amendment	0	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).	N/A - Post-comment draft with no comments received	2023-01-17
Post-Comment Draft	Accountancy	Rules and Regulations for the Rhode Island Board of Accountancy	Amendment	3	During the last rulemaking process for this regulation in February 2022, the Board of Accountancy received a comment from the American Institute of Certified Public Accountants (AICPA) that could not be considered at the time because the requested amendment was not a logical outgrowth of the amendments proposed in that rulemaking. However, upon further discussions with AICPA and the Rhode Island Society of CPAs (RISCPA), the Board unanimously voted to proceed with rulemaking to address this comment.	NO, any small business impact is POSITIVE	2023-01-23
Preliminary Draft	Environmental Management	Definitions and General Provisions	Amendment	5	Addition, revision and deletion of terms and species; consistency with title 20 of RIGL; other minor clarifications	NO, any small business impact is POSITIVE	2023-01-23
Direct Final	Revenue	Rhode Island Vehicle Value Commission	Repeal	2	Due to the completion of the motor vehicle tax phase-out, this regulation is no longer needed	NO, this regulation DOES NOT IMPACT small business	2023-01-27

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Requirements and Standards for Vessels and Associated Equipment	Amendment	7	To revise the existing regulation to acknowledge the federal requirement for certain recreational vehicles to include an engine cut-off switch, to prohibit bow riding, and to require operators to reduce speed in the vicinity of emergency vehicles. The Definitions section was also revised to include additional definitions to support the new regulatory requirements, and some additional housekeeping changes were made to the regulation.	NO, this regulation DOES NOT IMPACT small business	2023-01-27
Preliminary Draft	Infrastructure Bank	Municipal Resilience Program Policies and Procedures	Adoption	23	Adopt regulations for the municipal resilience program	NO, any small business impact is POSITIVE	2023-01-27

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Administration	Rules and Regulations for Grant-making Involving Federal Funds	Adoption	16	This Regulation seeks to establish a regulatory framework for grant-making by state agencies involving federal funds that is 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 process 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	2023-01-30
Direct Final	Human Services	Child Care Assistance Program Rules and Regulations	Amendment	5	Amendment to the regulation to reflect the 2023 Federal Poverty Level values	NO, this regulation DOES NOT IMPACT small business	2023-02-01

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Taxation	Filing of Tax Returns and Remittance of Taxes by Electronic Transmission	Amendment	0	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.	N/A - Post-comment draft with no comments received	2023-02-01
Emergency	Behavioral Healthcare, Developmental Disabilities and Hospitals	Rules and Regulations for Behavioral Healthcare Organizations	Amendment	6	These emergency regulations are being issued so that BHDDH may immediately license Enhanced Mental Health Psychiatric Rehabilitative Residences (E-MHPRR) group home beds which will allow the discharge of psychiatric inpatients who no longer require “hospital level of care.”	N/A - Emergency Regulation	2023-02-07
Direct Final	Human Services	General Public Assistance	Amendment	6	Reformatted a section of 3.4.2 (A); removed and replaced outdated numbered citations throughout regulation; and corrected grammatical errors. The context of this rule remains unchanged.	NO, this regulation DOES NOT IMPACT small business	2023-02-09
Preliminary Draft	Education - Council of Elem and Sec Ed	Right to Read	Adoption	10	Promulgated pursuant to R.I. Law Chapter 16-11.4-6.	NO, this regulation DOES NOT IMPACT small business	2023-02-13

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Direct Final	Business Regulation	Liquor Control Administration	Amendment	7	Section 1.4.14 is being deleted after a Superior Court decision was issued on January 9, 2023, in The Wine and Liquor Co. v. DBR, PC-2022-02539. The Court held that the one-year completion deadline for the “granting order” requirement wasn’t statutorily authorized and that the automatic penalty of the license becoming “null and void” without a hearing on the matter was constitutionally defective.	NO, any small business impact is POSITIVE	2023-02-14
Preliminary Draft	Environmental Management	Rules and Regulations Governing Animal Care Facilities	Amendment	12	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	2023-02-14
Post-Comment Draft	Executive Office of Health and Human Services	Self-Directed Care	Amendment	2	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	2023-02-15

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Design Professionals	Rules and Regulations for Landscape Architects	Amendment	6	The Department is proposing this amendment to make the licensing process conform with a new streamlined national uniform application. The Council of Landscape Architectural Registration Boards (CLARB) started a Uniform Application project two (2) years ago to try to provide more consistency in the information that was being delivered to the jurisdictions, to try to streamline information and to identify information that was not being required by the jurisdictions for the licensure process. One of those items identified was the general references. As a result, as of October 8, 2021, CLARB no longer collects general references. However, CLARB does collect the required employment verifications from registered landscape architects and other allied professionals. The Board of Examiners for Landscape Architects (“Board”) considered these national changes and agreed to remove the regulatory requirement for these general references, finding that their value was minimal compared to the information provided by registered design professionals who were verifying the applicants statutorily required experience. In addition, upon reviewing the regulation the Board proposed a few additional clean-up amendments.	NO, any small business impact is POSITIVE	2023-02-15

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Public Safety	Rules & Regulations for Sworn Members	Amendment	2	The Department of Public Safety would like to remove outdated information, add clarifying language for specific sections, and add items to the Courtesy & Conduct, Duty & Performance, and Miscellaneous Sections.	NO, this regulation DOES NOT IMPACT small business	2023-02-17
Post-Comment Draft	Disabilities Commission	Rhode Island Livable Home Modifications	Amendment	3	To increase the maximum Livable Home Modification Grant awards from \$4,000 to \$4,500 to offset the increased cost of residential construction.	N/A - Post-comment draft with no comments received	2023-02-20
Direct Final	Executive Office of Health and Human Services	Community Medicaid	Amendment	7	Federal law and regulations require that the asset limits for the Medicare Premium Payment Program increase by the CPI-U each year.	NO, this regulation DOES NOT IMPACT small business	2023-02-23
Post-Comment Draft	Administration	Rules and Regulations Pertaining to HealthSource RI	Amendment	3	The reason for the proposed amendment is to memorialize the time and manner in which HSRI may automatically enroll eligible individuals under 45 CFR 155.410(g) and pay their first- and second-month's premium.	NO, this regulation DOES NOT IMPACT small business	2023-02-23
Post-Comment Draft	Disabilities Commission	Access to Open Meeting	Amendment	6	American Civil Liberties Union: The Commission concurs with both ACLU's 2 comments and deletes the "The second major change in the regulations adds a new section, §1.4.1(E), that significantly expands the circumstances under which a public body member can qualify for a waiver."	NO, this regulation DOES NOT IMPACT small business	2023-02-23
Preliminary Draft	Environmental Management	Rules and Regulations Governing the Administration and Enforcement of the Fresh Water Wetlands Act	Repeal	6	Repeal of outdated regulation. This regulation has been replaced with Wetlands Regulation 3, which has been effective since July of 2022.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Rules for the Use of the Eisenhower House, Fort Adams State Park	Repeal	15	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Vehicle Traffic Pattern for Colt State Park	Repeal	15	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Rules and Regulations for the Development and Operation of Beavertail State Park, Jamestown, Rhode Island	Repeal	15	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	User Fees at State Beaches, Parks and Recreational Areas	Repeal	16	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Beach and Swimming Area Rules and Regulations	Repeal	16	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Park and Management Area Rules and Regulations	Repeal	16	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Target Range Regulations	Amendment	16	This is a one-to-one shift of the regulations from Title 100 Part 1 of the Parks and Management Area Regs to the Hunting and Trapping Regulations. This is a new part because it did not fit well into any of the other parts. The only state-sponsored target range is located on Fish and Wildlife Property and aligns with hunting safety regulations more than in State Parks and Management Areas. This is in an effort to streamline how the public is able to access and abide by the regulations in a more effective way.	NO, this regulation DOES NOT IMPACT small business	2023-02-23
Preliminary Draft	Environmental Management	R.I. Hunting and Trapping Regulations for the 2022 - 2023 and 2023 - 2024 Seasons	Amendment	16	the Department is moving applicable hunting regulations that are currently in Title 100 Part 1 of the Parks and Management Area Regs to the Hunting and Trapping Regulations. This is in an effort to streamline how the public is able to access and abide by the regulations for hunting in a more effective way. This also reduces any risk of redundancies and inconsistencies that might exist between the two regulations. The change is a one-to-one shift and does not have a fiscal impact.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	Conservation Management Areas	Adoption	17	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	State Parks	Adoption	17	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Preliminary Draft	Environmental Management	General Provisions for State Parks and Conservation Management Areas	Adoption	17	The Department of Environmental Management (RIDEM) proposes to adopt a more streamlined regulation structure for its Parks and Management Area Regulations, RICR 250-100. These regulations are currently existing as six different parts and are inconsistent with current RIDEM practices. There are also areas where the regulations are redundant or do not comply with more recently amended regulations provided in parts pertaining to boating and Fish and Wildlife. The new regulatory structure takes the six parts and consolidates them into three distinct regulatory parts including: 1. General Provisions as it pertains to State Parks and Management Areas, 2. Regulations pertaining only to State Parks, and 3. Regulations pertaining only to Management Areas.	NO, this regulation DOES NOT IMPACT small business	2023-02-23
Post-Comment Draft	Health	Licensing Hospice Care	Amendment	4	RI Department of Health received a petition for rulemaking from the RI Physician Assistant Academy requesting to add physician assistants as an attending provider to the hospice regulations. RI Department of Health agrees with the request.	NO, this regulation DOES NOT IMPACT small business	2023-02-27

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	2	No changes are being made to the rule as it is an extension. The following is the rationale submitted for this emergency previously: 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 healthcare 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. Specifically, the emergency regulation would allow EMS practitioners to work in healthcare facilities.	N/A – Emergency regulation	2023-03-01
Post-Comment Draft	Business Regulation	Rules & Procedure for Administrative Hearing	Amendment	1	This regulation sets forth the Department's Rules of Procedures for Administrative Hearings. These proposed amendments update out-of-date content, streamline, and simplify procedures.	NO, any small business impact is POSITIVE	2023-03-01
Post-Comment Draft	Health	Clinical Social Workers and Independent Clinical Social Workers	Amendment	3	The Rhode Island Department of Health proposed these amendments to be consistent with the new 2022 statutes: Public Law 22-398 and Public Law 22-165.	NO, this regulation DOES NOT IMPACT small business	2023-03-03

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	Requirements and Standards for Vessels and Associated Equipment	Amendment	3	To revise the existing regulation to acknowledge the federal requirement for certain recreational vehicles to include an engine cut-off switch, to prohibit bow riding, and to require operators to reduce speed in the vicinity of emergency vehicles. The Definitions section was also revised to include additional definitions to support the new regulatory requirements, and some additional housekeeping changes were made to the regulation.	N/A - Post-comment draft with no comments received	2023-03-06
Preliminary Draft	Human Services	Services for the Blind and Visually Impaired (SBVI)	Amendment	8	This change is a housekeeping item that does not include any costs to the state or generate any additional benefits. Not changing eligibility, types of services, etc., or benefits: housekeeping and harmonizing.	NO, this regulation DOES NOT IMPACT small business	2023-03-14
Preliminary Draft	Human Services	Vocational Rehabilitation Program	Amendment	8	Based on changes in guidance from RSA stating when post-employment services can be done.	NO, this regulation DOES NOT IMPACT small business	2023-03-14
Preliminary Draft	Health	Licensing Clinical Mental Health Counselors and Marriage and Family Therapists	Amendment	9	These regulations are being amended to add sections covering the requirements for licensure as an Associate CMHC and/or an Associate LMFT. These changes are in response to the enactment of R.I. Gen. Laws Chapter 5-63.2 which created associate-level licenses and required RIDOH to regulate the provisions required for licensure.	NO, this regulation DOES NOT IMPACT small business	2023-03-16
Direct Final	Executive Office of Health and Human Services	Medicaid Integrated Health Care Coverage, SSI Financial Eligibility Determinations	Amendment	4	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. The changes reflected in this amendment are currently promulgated as emergency amendments	NO, any small business impact is POSITIVE	2023-03-20

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Infrastructure Bank	Municipal Resilience Program Policies and Procedures	Adoption	0	Adopt regulations for the municipal resilience program	N/A - Post-comment draft with no comments received	2023-03-20
Post-Comment Draft	Commerce Corporation	Rules and Regulations for the Wavemaker Fellowship Program	Amendment	10	<p>The changes proposed are intended to implement changes enacted in the budget to split the program into 2 distinct elements – STEM/Design and Healthcare Applicants. In developing these revisions, the Corporation consulted with EOHHS and the Tax Division.</p> <p>The changes causing the revision of the regulations are found in Section 10 of Article 9 of the FY23 Budget.</p>	NO, this regulation DOES NOT IMPACT small business	2023-03-20
Post-Comment Draft	Environmental Management	Rules and Regulations Governing Animal Care Facilities	Amendment	0	To amend the regulations to require shelters to notify local Animal Control whenever they have trapped a stray cat.	N/A - Post-comment draft with no comments received	2023-03-21
Preliminary Draft	Environmental Management	Rules and Regulations for Dam Operation Permits	Adoption	2	To implement the requirements set forth in R.I. Gen. Laws Chapter 46-19.1, which to dams that have the capacity to store greater than one thousand four hundred (1,400) normal storage acre-feet of water and have a control structure and do not impound water for a public water supply system as defined in R.I. Gen. Laws § 46-13-2.	NO, this regulation DOES NOT IMPACT small business	2023-03-24

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
Post-Comment Draft	Infrastructure Bank	Ocean State Climate Adaptation and Resilience Fund Policies and Procedures	Adoption	7	Required by RIGL 46-23.3-7; The Bank received public comment from Save the Bay and the Town of Warren. In summary, the comments sought the following: limiting the award criteria to what is included in the statute, amending the modification clause of the Regulation, requiring the Advisory Committee to hold a public meeting when reviewing applications, and creating an application form.	NO, any small business impact is POSITIVE	2023-03-28
Post-Comment Draft	Environmental Management	Ocean State Climate Adaptation and Resilience Fund Policies and Procedures	Adoption	2	To implement the Ocean State Climate Adaptation and Resilience Fund ("OSCAR"), which will provide funding for adaptation and resilience projects on public lands. Grants from OSCAR will help to advance projects that protect or enhance coastal or riverine habitats to address climate change impacts. Rhode Island Infrastructure Bank, Rhode Island Coastal Resources Management Council, and Rhode Island Department of Environmental Management are jointly promulgating these regulations.	NO, this regulation DOES NOT IMPACT small business	2023-03-31
Preliminary Draft	Environmental Management	Rules and Regulations Governing Nuisance Wildlife Control Specialist	Adoption	8	The Division cleaned up some language in the document and added some scientific names for species. The Division also changed the permit periods to line up. The Division also lowered the retake time period for the permit test.	NO, this regulation DOES NOT IMPACT small business	2023-03-31
Preliminary Draft	Environmental Management	Fishing Regulations for the Season	Adoption	10	The purpose of this regulatory change is the update the upcoming Freshwater Fishing Season with the correct season dates and bag limits.	NO, this regulation DOES NOT IMPACT small business	2023-03-31