



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
**DEPARTMENT OF ADMINISTRATION**

**OFFICE of REGULATORY REFORM**

One Capitol Hill  
Providence, RI 02908-5890

Office: (401) 574-8430

Fax: (401) 222-6410

TO: Governor Gina M. Raimondo  
House Speaker Nicholas A. Mattiello  
Senate President Dominick J. Ruggerio  
FROM: Erik Godwin, Director of the Office of Regulatory Reform  
SUBJECT: Office of Regulatory Reform Quarterly Report: FY 2016 Q4

---

FY 2016 Quarter 4 Report: April 1, 2016 – June 30, 2016

Quarterly Summary Data

Total Submissions by Type of Rulemaking

- Regular Rulemaking, Pre-Comment Review: 31
- Regular Rulemaking, Post-Comment Review: 18
- Direct Final Rulemaking: 0
- Emergency Rulemaking: 2
- Codifications: 0

Unique Regulations by Type of Action

- Adoption: 5
- Amendment: 15
- Repeal: 13
- Technical Revisions: 0

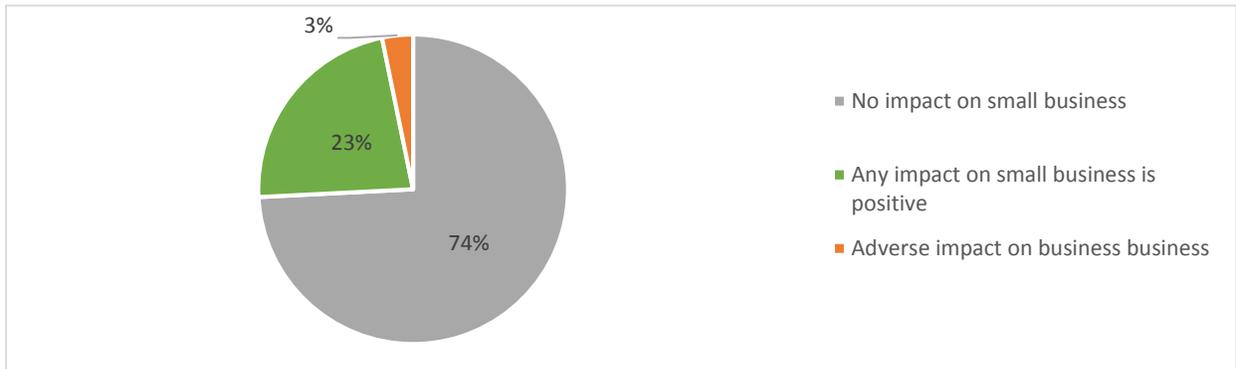
ORR Review Time by Type of Rulemaking

- Regular Rulemaking, Pre-Comment Review: 8.3 days
- Regular Rulemaking, Post-Comment Review: 3.4 days
- Direct Final Rulemaking: -
- Emergency Rulemaking: 0.5 days

ORR Interventions

- Submissions where analysis was changed: 21.6%
- Submissions where regulatory language was changed: 11.8%

## Small Business Impact Analysis



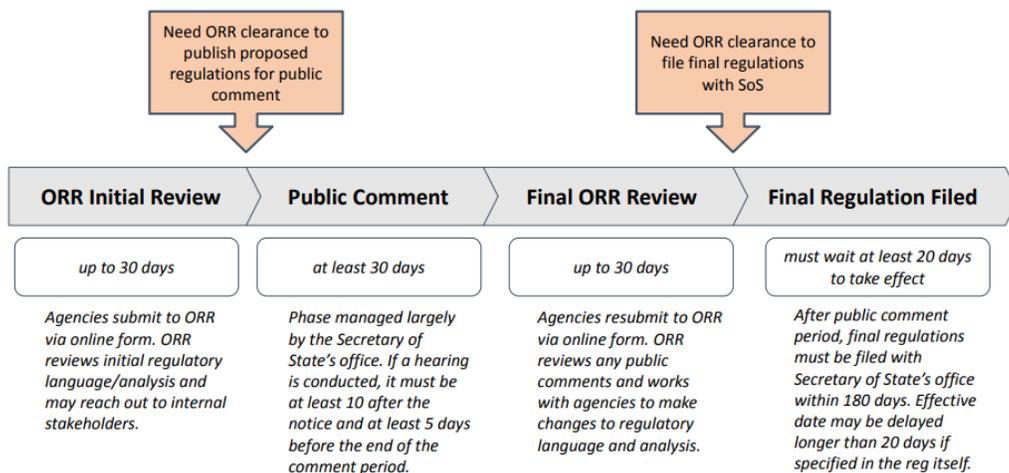
## Regulatory Oversight

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 new 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. 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

While this is the official process outlined in Executive Order 15-07, ORR frequently works with agencies early by reviewing draft regulations and assisting with the development of regulatory analysis.





STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
**DEPARTMENT OF ADMINISTRATION**

**OFFICE of REGULATORY REFORM**  
 One Capitol Hill  
 Providence, RI 02908-5890

Office: (401) 574-8430  
 Fax: (401) 222-6410

**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 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
<b>Post-Comment Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0372, "Special Treatment Coverage Groups"	Amendment	1			2016-04-04
<b>Post-Comment Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0370, "SSI-related Coverage Groups"	Amendment	1			2016-04-04
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0362, "Income Generally"	Amendment	7	The Secretary of the Executive Office of Health & Human Services (EOHHS) has under consideration amendments to the Medicaid Code of Administrative Rules (“Regulations”) Section 0362, “Income Generally.” In accordance with Rhode Island General Laws (RIGL) Chapter 42-35, notice is hereby given that EOHHS proposes	NO, this regulation DOES NOT IMPACT small business	2016-04-04

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					to amend this rule in order to incorporate recent 2016 changes in the Federal Poverty Level (FPL) guidelines that were cited in the February 10, 2016 State Agency Regional Bulletin from the Centers for Medicare and Medicaid Services. EOHHS filed #0362 as an "emergency" rule effective March 1, 2016.		
<b>Preliminary Draft</b>	Environmental Management	Hazardous Waste Regulations	Amendment	23	These changes are proposed to rectify inconsistencies between state and federal rules regarding changes made in 2014. Also, after working with stakeholders, certain requirements were judged to be unnecessarily burdensome to the regulated community and/or used excessive resources of the Department without providing sufficient benefit to the environment. Therefore, these requirements were modified or removed.	NO, any small business impact is POSITIVE	2016-04-07
<b>Post-Comment Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section 1360, "Transportation Services"	Amendment	10	The purpose of the amendments is to set forth provisions related to transportation services for Medicaid beneficiaries, clients of the Non-Medicaid Elderly Transportation Program, and Temporary Assistance to Needy Families (TANF) recipients.	NO, this regulation DOES NOT IMPACT small business	2016-04-14
<b>Preliminary Draft</b>	Environmental Management	Air Pollution Control Regulation No. 5, "Fugitive Dust"	Amendment	1	In July of 2015, a new law (2015-S 0621 Substitute A) became effective. To enforce this law, the DEM plans to amend Air Pollution Control Regulation No. 5 "Fugitive Dust" to include the law's requirements. Specific control measures (the use of water sprays)	NO, this regulation DOES NOT IMPACT small business	2016-04-14

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					will be required for sources affected by the amendment. Alternative methods may be used with the director's permission.		
<b>Preliminary Draft</b>	Human Services	Rhode Island Veteran's Home- Administrative Procedures for the Billing and Collection of Maintenance Fees	Amendment	4	This amended rule updates the cost-of-living scale and per diem cost of maintenance for residents of the RI Veteran's Home due to the annual change in the Consumer Price Index. Due to lack of participation, there is no longer a per diem cost associated with domiciliary care.	NO, this regulation DOES NOT IMPACT small business	2016-04-18
<b>Post-Comment Draft</b>	Coastal Resources Management Council	RI Coastal Resources Management Program – Red Book (Shoreline Change Maps)	Adoption	0			2016-04-28
<b>Preliminary Draft</b>	Taxation	Hotels and Other Accommodations: Sales and Use Tax & Hotel Tax	Amendment	29	This regulation implements Chapters 44-18, 44-19, and 42-63.1 of the Rhode Island General Laws. These Chapters provide for Sales and Use Taxes Liability and Computation and Sales and Use Taxes Enforcement and Collection in regard to room rentals – by hotels, rooming homes, tourist camps, room resellers and hosting platforms.	YES, there is ADVERSE IMPACT on small business (continue on to complete the requirements of RIGL § 42-35.1-3 and 1-4).	2016-04-28
<b>Post-Comment Draft</b>	Environmental Management	Air Pollution Control Regulation No. 5, "Fugitive Dust"	Adoption	8	In July of 2015, a new law (2015-S 0621 Substitute A) became effective. To enforce the law, the DEM plans to amend Air Pollution Control Regulation No. 5, "Fugitive Dust" to include the law's requirements. Specific control measures (the use of water sprays) will be required for sources affected by the amendment.	NO, this regulation DOES NOT IMPACT small business	2016-05-02

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
<b>Preliminary Draft</b>	Design Professionals	Rules and Regulations for the Board of Examiners of Landscape Architects	Amendment	25	This amendment updates the landscape architecture regulations to be consistent with changes in law and practice in a manner that conserves Department resources and removes barriers to licensure. Since these regulations were last amended, the Board became part of the Department of Business Regulation and the national exam is now administered by the national organization. Amendments reflect these changes and provide that a state supplement exam can only be given with the Directors' approval. This amendment also deletes provisions regarding internal operation and requirements that meetings must occur monthly, states that there be a minimum of 3 annually, and that the Certificate of Authorization status confirms the Secretary of State status. All of these changes are designed to eliminate delays and promote efficiency.	NO, any small business impact is POSITIVE	2016-05-06
<b>Post-Comment Draft</b>	Environmental Management	RHODE ISLAND MARINE FISHERIES STATUTES AND REGULATIONS Part XIV Fish Traps	Repeal	3			2016-05-16
<b>Post-Comment Draft</b>	Environmental Management	RHODE ISLAND MARINE FISHERIES STATUTES AND REGULATIONS Part XIII Gill Net Regulations	Repeal	3			2016-05-16
<b>Post-Comment Draft</b>	Environmental Management	RHODE ISLAND MARINE FISHERIES REGULATIONS Part XI Commercial Fisheries	Repeal	3			2016-05-16

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
<b>Post-Comment Draft</b>	Environmental Management	RHODE ISLAND MARINE FISHERIES REGULATIONS Part X Equipment Restrictions	Repeal	3			2016-05-16
<b>Post-Comment Draft</b>	Environmental Management	RHODE ISLAND MARINE FISHERIES STATUTES AND REGULATIONS Part I Legislative Findings	Repeal	3			2016-05-16
<b>Post-Comment Draft</b>	Environmental Management	Rhode Island Marine Fisheries Regulations PART 1 DEFINITIONS	Adoption	3			2016-05-16
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0372, "Special Treatment Coverage Groups"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0370, "SSI-Related Coverage Groups"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0368, "Flexible Test of Income"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0366, "SSI-Related Deeming of Income"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0364, "Treatment of Income"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0362, "Income Generally"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0358, "SSI-Related Deeming of Resources"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0356,	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes	NO, this regulation DOES NOT IMPACT small business	2016-05-17

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
		"Evaluation of Resources"			to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.		
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0354, "Resources Generally"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0352, "Characteristic Requirements"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0351 "Overview of Medical Assistance"	Repeal	1	The EOHHS plans to repeal these regulations in their entirety. Additionally, the EOHHS proposes to promulgate new regulations entitled, "Section 1400: Integrated Health Care Coverage" that will replace and/or amend key provisions contained in these regulations.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section 1310, "Rhody Health Partners for MACC Group Adults - 19 to 64"	Amendment	5	EOHHS proposes to amend this rule in order to incorporate home stabilization program provisions. This rule was previously filed as an "emergency", effective March 30, 2016.	NO, this regulation DOES NOT IMPACT small business	2016-05-17

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section 1309, "Rlte Care Program"	Amendment	5	EOHHS proposes to amend this rule in order to incorporate home stabilization program provisions. This rule was previously filed as an "emergency", effective March 30, 2016.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section 1400, "Medicaid Integrated Care Coverage"	Adoption	7	The rules in this chapter supersede Medicaid Code of Administrative Rules (MCAR), Sections 0351 through and 0372,0374,0375,0380, 0392 pertaining to the eligibility and benefits for beneficiaries who are subject to the Supplemental Security Income (SSI) standard. The income and resource methodologies provided in this chapter apply to both Medicaid beneficiaries who qualify for long-term services and supports (LTSS) who are ineligible for the MACC group adults (see MCAR, Section 1305) as well as those who are eligible on the basis of age or a disability characteristic and income, but do not require LTSS. The rules pertaining to LTSS applicants and beneficiaries are located in MCAR, Chapter 1500.	NO, this regulation DOES NOT IMPACT small business	2016-05-17
<b>Preliminary Draft</b>	Environmental Management	Administration of Federal Groundfish Disaster Funds -- Phse Three program for Rhode Island	Adoption	7	Adopt regulations enabling DEM to administer federal groundfish disaster aid to assist commercial fishermen who were adversely impacted by 2012 federal disaster declaration (third and final phase of overall program).	NO, any small business impact is POSITIVE	2016-05-23
<b>Post-Comment Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0362, "Income Generally"	Amendment	1		NO, this regulation DOES NOT IMPACT small business	2016-05-24

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
<b>Post-Comment Draft</b>	Environmental Management	Rules Establishing Minimum Standards Relating to Location, Design, Construction and Maintenance of Onsite Wastewater Treatment Systems	Amendment	0	The primary purpose of these amendments is to incorporate revisions made to the R.I. Cesspool Act of 2007 (R.I. Gen. Laws § 23-19.15) by the R.I. General Assembly in the 2015 session. The Cesspool Act is incorporated into the OWTS Rules in the administrative findings, definitions, and in Rule 53. Under the proposed Rule 53, cesspools must be removed from service when the property served by the cesspool is sold or transferred. These amendments also make several clarifications and minor technical changes.	NO, this regulation DOES NOT IMPACT small business	2016-05-24
<b>Post-Comment Draft</b>	Environmental Management	RULES AND REGULATIONS GOVERNING ANIMAL CARE FACILITIES	Amendment	19	Comment received that Rule 10.5 was too inflexible in that they were written such that a license or certificate of registration was subject to mandatory suspension for a violation. The Department amended this section to state that the Department "may" suspend a license, rather than shall, and, may suspend "up to" 30 days for a first offense, up to 90 days for a second, and up to 365 for a third.	NO, this regulation DOES NOT IMPACT small business	2016-05-24
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0399, "The Global Consumer Choice Waiver"	Repeal	4	These rules will be superseded by a newly adopted MCAR Section #1475 entitled, "Managed Care Service Delivery Options for Elders and Adults with Disabilities and Long-Term Care Beneficiaries."	NO, this regulation DOES NOT IMPACT small business	2016-05-24
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Sections #0374/0375, "Community Supported Living Arrangements and	Repeal	4	The purpose of the regulatory action is to repeal these rules. These rules will be superseded by a newly adopted MCAR Section #1475 entitled, "Managed Care Service	NO, this regulation DOES NOT IMPACT small business	2016-05-24

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
		Integrated Care Program”			Delivery Options for Elders and Adults with Disabilities and Long-Term Care Beneficiaries.”		
<b>Preliminary Draft</b>	Executive Office of Health and Human Services	Section 1475 of the Medicaid Code of Administrative Rules entitled, “Managed Care Service Delivery Options for Elders and Adults with Disabilities and Long-Term Care Beneficiaries,”	Adoption	26	The purpose of this rule is to set forth in clear language the respective roles and responsibilities of the Executive Office of Health and Human Services (EOHHS), beneficiaries and the contractual entities serving IHCC groups and some MACC groups enrolling in and receiving services through managed care. This rule makes reference to the eligibility requirements for members of these groups in effect as of April 1, 2016 pending completion of two new chapters of the MCAR – 1400 and 1500 – updating and consolidating rules related to health coverage and LTSS for IHCC groups.	NO, this regulation DOES NOT IMPACT small business	2016-05-24
<b>Preliminary Draft</b>	Administration	State Payroll System	Adoption	17	R.I. Gen. Laws § 35-6-1(e) requires the State Controller to establish a Direct Deposit Payroll System for State Employees and to promulgate rules and regulations as necessary for the implementation and administration of the Direct Deposit Payroll System.	NO, this regulation DOES NOT IMPACT small business	2016-05-26
<b>Post-Comment Draft</b>	Human Services	Rhode Island Veteran’s Home- Administrative Procedures for the Billing and Collection of Maintenance Fees	Amendment	1			2016-06-03
<b>Post-Comment Draft</b>	Taxation	Hotels and Other Accommodations - Sales and Use Tax & Hotel Tax	Amendment	1			2016-06-09

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
<b>Post-Comment Draft</b>	Environmental Management	RI Hunting Regulations for the 2016 - 2017 Season	Adoption	1	To set season and bag limits for the 2016 - 2017 season and to combine to sets of hunting regulations (Waterfowl and Hunting) into one combined document.	NO, this regulation DOES NOT IMPACT small business	2016-06-09
<b>Post-Comment Draft</b>	Environmental Management	Fishing Regulations for the 2017 - 2018 Season	Adoption	1	The purpose for this regulatory action / change is to update the upcoming Freshwater Fishing season with the correct season dates and bag limits.	NO, this regulation DOES NOT IMPACT small business	2016-06-09
<b>Preliminary Draft</b>	Human Services	Child Care Assistance Program	Amendment	1	Removal of the sunset date regarding the Back to Work RI Pilot, now called Child Care for Training. Updated Provider Rates along with reorganizing CCAP Maximum Weekly Reimbursement Rates by provider type. Application of the 2016 Federal Poverty Level guidelines, along with the revision of the CCAP Eligibility and Cost-Sharing levels by Gross Income Adjusted for Family Size.	NO, any small business impact is POSITIVE	2016-06-09
<b>Preliminary Draft</b>	Administration	Rules, Regulations, Procedures and Criteria Governing Certification and Decertification of MBE Enterprises by the State Of Rhode Island	Amendment	15	The reasons for this regulatory action are as follows: to modify the MBE certification regulations to include language on Rhode Island Bridge Fund Minority Business Enterprises in order to comply with RIGL 42-13.1-17; to modify the MBE certification economic disadvantage criteria to be consistent with US DOT DBE certification criteria governed by 49 CFR 26, which will result in an increase in the number of applicants eligible for MBE and WBE certification; and to implement recommendations of a LEAN review improvement process in order to decrease the average	NO, any small business impact is POSITIVE	2016-06-10

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					processing time for the review of applications for certification.		
<b>Preliminary Draft</b>	Administration	Rules, Regulations, Procedures and Criteria Governing Certification and Decertification of MBE Enterprises by the State Of Rhode Island	Amendment	15	The reason for this regulatory action is to modify the MBE certification regulations in order to make the certification criteria consistent with the US DOT DBE certification criteria for all Rhode Island Bridge Fund contracts (a/k/a Rhode Works). These changes are necessary in order to comply with RIGL 42-13.1-17, and also to ensure that federal funding from US DOT is not jeopardized for these projects.	NO, any small business impact is POSITIVE	2016-06-10
<b>Emergency</b>	Executive Office of Health and Human Services	Medicaid Code of Administrative Rules, Section #0392, "Post-Eligibility Treatment of Income"	Amendment	1	The Executive Office of Health & Human Services (EOHHS) is filing this "emergency" amendment to rule #0392 "Post-Eligibility Treatment of Income" in order to incorporate recent changes to the federal 2016 Medicaid "Spousal Impoverishment Standards", the updated minimum monthly maintenance needs allowance (MMMNA), and the monthly housing allowances for community spouses that become effective July 1, 2016.		2016-06-16
<b>Preliminary Draft</b>	Elections - Board	Rules and Regulations for Voter Registration	Amendment	13	Amendments to allow for electronic voter registration pursuant to RI Gen. Laws 17-9.1-10 and to amend and add terms to regulate the voter registration process.	NO, this regulation DOES NOT IMPACT small business	2016-06-22
<b>Emergency</b>	Environmental Management	User Fees at State Beaches, Parks, and Recreational Areas	Amendment	0	Article 13 of the state's budget that amends R.I. Gen. Laws§ 42-17.1-9.1. R.I. Gen. Laws§ 42-17.1-9.1 is the enabling statute that authorizes DEM to promulgate regulations to charge parking fees on a daily or		2016-06-23

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					annual basis at any state beach or recreational areas. The recent statutory amendment modified R.I. Gen. Laws § 42-17.1-9.1(e) to provide that “from July 1, 2016 until October 1, 2016 the beach fees charged and collected under this subsection shall be equal to those in effect on June 30, 2011” and thereby denies DEM the statutory authority to continue to administer DEM's current regulations that were adopted effective July 1, 2011.		
<b>Preliminary Draft</b>	Education - Dept of Elem and Sec Ed	Middle and High School Learning Environments and the Rhode Island Diploma System	Amendment	22	To ensure the greatest opportunity for students in the class of 2020 and beyond to earn diplomas by meeting graduation requirements that are aligned with current best practice. The current secondary regulations require all students in the Class of 2020, current 8th graders, to reach a determined proficiency level on the state testing program. Given Rhode Island’s recent transition to the PARCC test and the current level of proficiency demonstrated on those tests throughout the state, keeping the regulations in place may result in a dramatic decrease in the number of students earning diplomas. Therefore, it is necessary for the Secondary Regulations to be changed at this time.	NO, this regulation DOES NOT IMPACT small business	2016-06-24
<b>Preliminary Draft</b>	Business Regulation	CAP-RI - The RI Intra-State Crowdfunding Exception	Adoption	15	To assist new, small and other businesses access capital. DBR has identified that start-up and early-life cycle businesses have a particular problem finding capital in	NO, any small business impact is POSITIVE	2016-06-30

Review Stage	Agency	Regulation Title	Rulemaking Action	Days Under Review	Reason for Regulatory Action	Small Business Impact Determination	Clearance Date
					<p>Rhode Island. Our target focus with this proposal is helping companies raise capital in amounts between \$100,000 and \$500,000, which we have identified as an under-served market using traditional means, but this regulation would allow raises both above and below that amount. Some ways those companies approach capital raises today can be by taking out loans, by selling securities under a federal exemption, or by taking donations on crowdfunding sites like Kickstarter or Indiegogo. But each of those methods has downsides or limitations.</p>		