

1 **ARTICLE 2**

2 RELATING TO STATE FUNDS

3 SECTION 1. Chapter 23-17.14 of the General Laws entitled “The Hospital Conversions
4 Act” is hereby amended by adding thereto the following section:

5 **23-17.14-36. Hospital conversion monitoring account**

6 There is hereby established within the department of health, a restricted receipt account
7 entitled “Hospital Conversion Monitoring.” This account shall be used for the sole purpose to fund
8 monitoring activities associated with hospital conversions pursuant to § 23-17.14-28(d) (1), (2),
9 (3), and (4). Funds held in non-state escrow, whether currently existing or prospective, through
10 agreement between the department of health and the conversion acquiror may be deposited into the
11 restricted receipt account and disbursed, as necessary, to conduct the monitoring activities
12 associated with § 23-17.14-28(d) (1), (2), (3), and (4).

13 SECTION 2. Section 35-4-27 of the General Laws in Chapter 35-4 entitled “State Funds”
14 is hereby amended to read as follows:

15 **35-4-27. Indirect cost recoveries on restricted receipt accounts.**

16 Indirect cost recoveries of ten percent (10%) of cash receipts shall be transferred from all
17 restricted-receipt accounts, to be recorded as general revenues in the general fund. However, there
18 shall be no transfer from cash receipts with restrictions received exclusively: (1) From contributions
19 from nonprofit charitable organizations; (2) From the assessment of indirect cost-recovery rates on
20 federal grant funds; or (3) Through transfers from state agencies to the department of administration
21 for the payment of debt service. These indirect cost recoveries shall be applied to all accounts,
22 unless prohibited by federal law or regulation, court order, or court settlement. The following
23 restricted receipt accounts shall not be subject to the provisions of this section:

24 Executive Office of Health and Human Services

25 Organ Transplant Fund

26 HIV Care Grant Drug Rebates

27 Health System Transformation Project

28 Adult Use Marijuana Program Licensing

29 Rhode Island Statewide Opioid Abatement Account

30 HCBS Support- ARPA

31 HCBS Admin Support- ARPA

1 Department of Human Services
2 Veterans' home — Restricted account
3 Veterans' home — Resident benefits
4 Pharmaceutical Rebates Account
5 Demand Side Management Grants
6 Veteran's Cemetery Memorial Fund
7 Donations — New Veterans' Home Construction
8 Department of Health
9 Pandemic medications and equipment account
10 Miscellaneous Donations/Grants from Non-Profits
11 State Loan Repayment Match
12 Healthcare Information Technology
13 [Adult Use Marijuana Program](#)
14 Department of Behavioral Healthcare, Developmental Disabilities and Hospitals
15 Eleanor Slater non-Medicaid third-party payor account
16 Hospital Medicare Part D Receipts
17 RICLAS Group Home Operations
18 [Adult Use Marijuana Program](#)
19 Commission on the Deaf and Hard of Hearing
20 Emergency and public communication access account
21 Department of Environmental Management
22 National heritage revolving fund
23 Environmental response fund II
24 Underground storage tanks registration fees
25 De Coppet Estate Fund
26 Rhode Island Historical Preservation and Heritage Commission
27 Historic preservation revolving loan fund
28 Historic Preservation loan fund — Interest revenue
29 Department of Public Safety
30 E-911 Uniform Emergency Telephone System
31 Forfeited property — Retained
32 Forfeitures — Federal
33 Forfeited property — Gambling
34 Donation — Polygraph and Law Enforcement Training

1 Rhode Island State Firefighter's League Training Account
2 Fire Academy Training Fees Account
3 [Adult Use Marijuana Program](#)
4 Attorney General
5 Forfeiture of property
6 Federal forfeitures
7 Attorney General multi-state account
8 Forfeited property — Gambling
9 [Automatic Expungement](#)
10 Department of Administration
11 OER Reconciliation Funding
12 Health Insurance Market Integrity Fund
13 RI Health Benefits Exchange
14 Information Technology Investment Fund
15 Restore and replacement — Insurance coverage
16 Convention Center Authority rental payments
17 Investment Receipts — TANS
18 OPEB System Restricted Receipt Account
19 Car Rental Tax/Surcharge-Warwick Share
20 Grants Management Administration
21 Executive Office of Commerce
22 Housing Resources Commission Restricted Account
23 Housing Production Fund
24 Department of Revenue
25 DMV Modernization Project
26 Jobs Tax Credit Redemption Fund
27 [Adult Use Marijuana Program](#)
28 Legislature
29 Audit of federal assisted programs
30 Department of Children, Youth and Families
31 Children's Trust Accounts — SSI
32 Military Staff
33 RI Military Family Relief Fund
34 RI National Guard Counterdrug Program

1 Treasury
2 Admin. Expenses — State Retirement System
3 Retirement — Treasury Investment Options
4 Defined Contribution — Administration - RR
5 Violent Crimes Compensation — Refunds
6 Treasury Research Fellowship
7 Business Regulation
8 Banking Division Reimbursement Account
9 Office of the Health Insurance Commissioner Reimbursement Account
10 Securities Division Reimbursement Account
11 Commercial Licensing and Racing and Athletics Division Reimbursement Account
12 Insurance Division Reimbursement Account
13 Historic Preservation Tax Credit Account
14 [Adult Use Marijuana Program](#)
15 Judiciary
16 Arbitration Fund Restricted Receipt Account
17 Third-Party Grants
18 RI Judiciary Technology Surcharge Account
19 [Automatic Expungement](#)
20 Department of Elementary and Secondary Education
21 Statewide Student Transportation Services Account
22 School for the Deaf Fee-for-Service Account
23 School for the Deaf — School Breakfast and Lunch Program
24 Davies Career and Technical School Local Education Aid Account
25 Davies — National School Breakfast & Lunch Program
26 School Construction Services
27 Office of the Postsecondary Commissioner
28 Higher Education and Industry Center
29 Department of Labor and Training
30 Job Development Fund
31 Rhode Island Council on the Arts
32 Governors' Portrait Donation Fund
33 Statewide records management system account

1 SECTION 3. Section 39-1-42 of the General Laws in Chapter 39-1 entitled "Public
2 Utilities Commission" is hereby amended to read as follows:

3 **39-1-42. Access to telephone information services for persons with disabilities.**

4 (a) The public utilities commission shall establish, administer, and promote an information
5 accessibility service that includes:

6 (1) A statewide telephone relay service and, through the competitive bidding process,
7 contract for the administration and operation of such a relay system for utilization of the
8 telecommunications network by deaf, hard-of-hearing and speech-impaired persons;

9 (2) The adaptive telephone equipment loan program capable of servicing the needs of
10 persons who are deaf, hard of hearing, severely speech impaired, or those with neuromuscular
11 impairments for use with a single-party telephone line, or wireless telephone, to any subscriber who
12 is certified as deaf, hard of hearing, severely speech impaired, or with neuromuscular impairments
13 by a licensed physician, audiologist, speech pathologist, or a qualified state agency, pursuant to
14 chapter 23 of this title; and

15 (3) A telephone access to the text of newspaper programs to residents who are blind, deaf
16 or blind, visually impaired, or reading impaired with a single-party telephone line.

17 (b) The commission shall establish, by rule or regulation, an appropriate funding
18 mechanism to recover the costs of providing this service from each residence and business
19 telephone access line or trunk in the state, including PBX trunks and centrex equivalent trunks and
20 each service line or trunk, and upon each user interface number or extension number or similarly
21 identifiable line, trunk, or path to or from a digital network. Notwithstanding the foregoing, there
22 shall not be any additional funding mechanism used to charge each residence and business
23 telephone access line or trunk in the state, including PBX trunks and centrex equivalent trunks and
24 each service line or trunk, or upon each user interface number or extension number or similarly
25 identifiable line, trunk, or path to or from a digital network, to recover the costs of providing the
26 services outlined in subsection (a)(1), (2) or (3) above.

27 (c) The commission, with the assistance of the state commission on the deaf and hard of
28 hearing, shall also develop the appropriate rules, regulations, and service standards necessary to
29 implement the provisions of subsection (a)(1). At a minimum, however, the commission shall
30 require, under the terms of the contract, that the relay service provider:

31 (1) Offer its relay services seven (7) days a week, twenty-four (24) hours a day, including
32 holidays;

33 (2) Hire only qualified salaried operators with deaf language skills; and

34 (3) Maintain the confidentiality of all communications.

1 (d) The commission shall collect from the telecommunications service providers the
2 amounts of the surcharge collected from their subscribers and remit to the department of human
3 services an additional ten thousand dollars (\$10,000) annually commencing in fiscal year 2005 for
4 the adaptive telephone equipment loan program and forty thousand dollars (\$40,000) to the
5 department of human services for the establishment of a new telephone access to the text of
6 newspaper programs. In addition, ~~eighty thousand dollars (\$80,000)~~ one hundred thousand dollars
7 (\$100,000) shall annually be remitted to the Rhode Island commission on the deaf and hard of
8 hearing for an emergency and public communication access program, pursuant to § 23-1.8-4. The
9 surcharge referenced hereunder shall be generated from existing funding mechanisms and shall not
10 be generated as a result of any new funding mechanisms charged to each residence and business
11 telephone access line or trunk in the state, including PBX trunks and centrex equivalent trunks and
12 each service line or trunk, or upon each user interface number or extension number or similarly
13 identifiable line, trunk, or path to or from a digital network.

14 SECTION 4. Section 42-7.2-10 of the General Laws in Chapter 42-7.2 entitled "Office of
15 Health and Human Services" is hereby amended to read as follows:

16 **42-7.2-10. Appropriations and disbursements.**

17 (a) The general assembly shall annually appropriate such sums as it may deem necessary
18 for the purpose of carrying out the provisions of this chapter. The state controller is hereby
19 authorized and directed to draw his or her orders upon the general treasurer for the payment of such
20 sum or sums, or so much thereof as may from time to time be required, upon receipt by him or her
21 of proper vouchers approved by the secretary of the executive office of health and human services,
22 or his or her designee.

23 (b) For the purpose of recording federal financial participation associated with qualifying
24 healthcare workforce development activities at the state's public institutions of higher education,
25 and pursuant to the Rhode Island designated state health programs (DSHP), as approved by the
26 Centers for Medicare & Medicaid Services (CMC) October 20, 2016, in the 11-W-00242/1
27 amendment to Rhode Island's section 1115 Demonstration Waiver, there is hereby established a
28 restricted-receipt account entitled "Health System Transformation Project" in the general fund of
29 the state and included in the budget of the office of health and human services.

30 (c) There are hereby created within the general fund of the state and housed within the
31 budget of the office of health and human services two restricted receipt accounts, respectively
32 entitled "HCBS Support- ARPA" and HCBS Admin Support- ARPA". Amounts deposited into
33 these accounts are the enhanced federal match received on eligible home and community-based
34 services between April 1, 2021 and March 31, 2022, allowable under Section 9817 of the American

1 Rescue Plan Act of 2021, P.L. 117-2. Funds deposited into the “HCBS Support- ARPA” account
2 will used to finance the state share of newly eligible medicaid expenditures by the executive office
3 of health and human services and its sister agencies, including the department of children, youth,
4 and families, the department of health, and the department of behavioral healthcare, developmental
5 disabilities, and hospitals. Funds deposited into the “HCBS Admin Support- ARPA” account will
6 used to finance the state share of allowable administrative expenditures attendant to the
7 implementation of these newly eligible medicaid expenditures. The accounts created under this
8 subsection shall be exempt from the indirect cost recovery provisions of Section 35-4-27 of the
9 Rhode Island general laws.

10 (d) There is hereby created within the general fund of the state and housed within the budget
11 of the office of health and human services a restricted receipt account entitled “Rhode Island
12 Statewide Opioid Abatement Account” for the purpose of receiving and expending monies from
13 settlement agreements with opioid manufacturers, pharmaceutical distributors, pharmacies, or their
14 affiliates, as well as monies resulting from bankruptcy proceedings of the same entities. The
15 executive office of health and human services shall deposit any revenues from such sources that
16 are designated for opioid abatement purposes into the restricted receipt account. Funds from this
17 account shall only to be used for forward-looking opioid abatement efforts as defined and limited
18 by any settlement agreements, state-city and town agreements, or court orders pertaining to the use
19 of such funds. By January 1 of each calendar year, the secretary of health and human services shall
20 report to the governor, the speaker of the house of representatives, the president of the senate, and
21 the attorney general on the expenditures that were funded using monies from the Rhode Island
22 statewide opioid abatement account and the amount of funds spent. The account created under this
23 subsection shall be exempt from the indirect cost recovery provisions of Section 35-4-27 of the
24 Rhode Island General Laws.

25 SECTION 5. Section 4 of this Article shall take effect as of July 1, 2021. Sections 1, 2,
26 and 3 of this Article shall take effect as of July 1, 2022.