

2019 -- H 5586

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2019

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A N A C T

RELATING TO PUBLIC FINANCE - STATE FUNDS

Introduced By: Representatives Mendez, McKiernan, O'Brien, Hawkins, and Solomon

Date Introduced: February 27, 2019

Referred To: House Finance

(Judiciary)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 35-4-27 of the General Laws in Chapter 35-4 entitled "State Funds"

2 is hereby amended to read as follows:

3 **35-4-27. Indirect cost recoveries on restricted receipt accounts.**

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

13 Executive Office of Health and Human Services

14 Organ Transplant Fund

15 HIV Care Grant Drug Rebates

16 Department of Human Services

17 Veterans' home -- Restricted account

18 Veterans' home -- Resident benefits

19 Pharmaceutical Rebates Account

1 Demand Side Management Grants
2 Veteran's Cemetery Memorial Fund
3 Donations -- New Veterans' Home Construction
4 Department of Health
5 Pandemic medications and equipment account
6 Miscellaneous Donations/Grants from Non-Profits
7 State Loan Repayment Match
8 Department of Behavioral Healthcare, Developmental Disabilities and Hospitals
9 Eleanor Slater non-Medicaid third-party payor account
10 Hospital Medicare Part D Receipts
11 RICLAS Group Home Operations
12 Commission on the Deaf and Hard of Hearing
13 Emergency and public communication access account
14 Department of Environmental Management
15 National heritage revolving fund
16 Environmental response fund II
17 Underground storage tanks registration fees
18 Rhode Island Historical Preservation and Heritage Commission
19 Historic preservation revolving loan fund
20 Historic Preservation loan fund -- Interest revenue
21 Department of Public Safety
22 Forfeited property -- Retained
23 Forfeitures -- Federal
24 Forfeited property -- Gambling
25 Donation -- Polygraph and Law Enforcement Training
26 Rhode Island State Firefighter's League Training Account
27 Fire Academy Training Fees Account
28 Attorney General
29 Forfeiture of property
30 Federal forfeitures
31 Attorney General multi-state account
32 Forfeited property -- Gambling
33 Department of Administration
34 OER Reconciliation Funding

1 RI Health Benefits Exchange
2 Information Technology Investment Fund
3 Restore and replacement -- Insurance coverage
4 Convention Center Authority rental payments
5 Investment Receipts -- TANS
6 OPEB System Restricted Receipt Account
7 Car Rental Tax/Surcharge-Warwick Share
8 Executive Office of Commerce
9 Housing Resources Commission Restricted Account
10 Department of Revenue
11 DMV Modernization Project
12 Jobs Tax Credit Redemption Fund
13 Legislature
14 Audit of federal assisted programs
15 Department of Children, Youth and Families
16 Children's Trust Accounts -- SSI
17 Military Staff
18 RI Military Family Relief Fund
19 RI National Guard Counterdrug Program
20 Treasury
21 Admin. Expenses -- State Retirement System
22 Retirement -- Treasury Investment Options
23 Defined Contribution -- Administration - RR
24 Violent Crimes Compensation -- Refunds
25 Treasury Research Fellowship
26 Business Regulation
27 Banking Division Reimbursement Account
28 Office of the Health Insurance Commissioner Reimbursement Account
29 Securities Division Reimbursement Account
30 Commercial Licensing and Racing and Athletics Division Reimbursement Account
31 Insurance Division Reimbursement Account
32 Historic Preservation Tax Credit Account
33 Judiciary
34 Arbitration Fund Restricted Receipt Account

- 1 Third-Party Grants
- 2 RI Judiciary Technology Surcharge Account
- 3 [Indirect Cost Recovery – Supreme Court](#)
- 4 [Victims' Rights Information](#)
- 5 [RI Supreme Court Disciplinary Counsel](#)
- 6 [Small Claims Mediation](#)
- 7 Department of Elementary and Secondary Education
- 8 Statewide Student Transportation Services Account
- 9 School for the Deaf Fee-for-Service Account
- 10 School for the Deaf -- School Breakfast and Lunch Program
- 11 Davies Career and Technical School Local Education Aid Account
- 12 Davies -- National School Breakfast & Lunch Program
- 13 School Construction Services
- 14 Office of the Postsecondary Commissioner
- 15 Higher Education and Industry Center
- 16 Department of Labor and Training
- 17 Job Development Fund
- 18 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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- 1 This act would add the Judiciary's Indirect Cost Recovery – Supreme Court, Victims'
- 2 Rights Information, RI Supreme Court Disciplinary Counsel and Small Claims Mediation
- 3 accounts to the list of restricted receipt accounts which are not subject to indirect cost recovery.
- 4 This act would take effect upon passage.

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