



**Rhode Island Department of Health**  
 3 Capitol Hill, Providence, RI 02908-5097  
**Regulatory Agenda – 15 January 2017**

January 13, 2017

**PART I - Rules Promulgated June 16, 2016 through January 15, 2017**

Please indicate if your agency did not promulgate rules during this period, OR complete all sections of the following for each rule promulgated (add or delete rows accordingly).

**PLEASE DO NOT INCLUDE PROPOSED RULES, EMERGENCY RULES OR TECHNICAL REVISIONS.**

	<i>ERLID #</i>	<i>Type Filing</i>	<i>Title of Regulation</i>	<i>Effective Date</i>
1.	8436	Amendment	Rules and Regulations Pertaining to the Fee Structure for Licensing, Laboratory, and Administrative Services Provided by the Department of Health (R23-1-17-Fee) (Supersedes 8150)	1/3/17
2.	8459	Technical Revision	Rules and Regulations Related to the Medical Marijuana Program Administered by the Department of Health (R21-28.6-MMP) (Supersedes 8435)	1/3/17
3.	8435	Amendment	Rules and Regulations Related to the Medical Marijuana Program Administered by the Department of Health (R21-28.6-MMP) (Superseded by 8459 on 1/3/17. Supersedes 7659)	1/3/17



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**PART II - Expected Rule-making Activity January 16, 2017– June 15, 2017**

Please indicate if your agency does not anticipate rule-making activity during this period, OR complete **all** sections of the following for **each** rule anticipated (add or delete rows accordingly).

“TYPES OF FILINGS” ARE EITHER ADOPTION (BRAND NEW), AMENDMENT (REPLACING AN EXISTENT RULE/REGULATION), OR REPEAL.

	<i>Type Filing</i>	<i>Title/Subject Area of Regulation</i>	<i>Objective</i>	<i>Legal Basis</i>	<i>Anticipated Schedule</i>	<i>Agency Contact Information</i>	<i>Interested Parties</i>
1.	Amendment	Rules and Regulations Pertaining to Dentists-Dental Hygienists-and Dental assistants (R5-31.1-DHA)	To incorporate requirements enacted by PL 2014-163 and PL 2015-192 and other amendments	5-31.1	March 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
2.	Amendment	Rules and Regulations Pertaining to the Fee Structure for Licensing, Laboratory, and Administrative Services Provided by the Department of Health (R23-1-17-Fee)	To incorporate amendments related to the amendments to the dental regulations.	23-1-17	March 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
3.	Amendment	Rules and Regulations Pertaining to the Birth Defects Registry (R23-13.3-BD)	To update reporting requirements	23-13.3	February 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates



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4.	Amendment	Rules and Regulations for the Licensing of Hospitals	To incorporate requirements enacted by PL 2015-115 (Caregiver Act)	23-17	February 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
5.	Repeal	Rules and Regulations for the Licensure of Clinical Laboratory Science Practitioners (R23-16.3-CLS)	To repeal regulations as required by PL 2015-141 (Budget Article 20)	23-16.3	January 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
6.	Amendment	Rules and Regulations for Lead Poisoning Prevention (R23-24.6-PB)	To revise, update, and clarify the current regulations	23-24.6	March 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
7.	Amendment	Rules and Regulations for Pain Management, Opioid Use and the Registration of distributors of Controlled Substances in Rhode Island (R21-28-CSD)	To incorporate requirements enacted by PL 2016 199 and PL 2016 180	21-28	February 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
8.	Amendment	Rules and Regulations for the Licensing of Hospitals	To incorporate requirements enacted by PL 2016-172 and PL 2016-189 (Discharge Plan) and o update the current regulations and recodify per 2016 APA statute	23-17	March 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates



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9.	Amendment	Rules and Regulations Relating to Pharmacists, Pharmacies and Manufacturers, Wholesalers and Distributors (R5-19.1-PHAR)	To update the current regulations and recodify per 2016 APA statute	5-19.1	April 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
10.	Amendment	Rules and Regulations Pertaining to the Processing and Distribution of Shellfish	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	21-14	April 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
11.	Amendment	Grade Pasteurized Milk Ordinance	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	21-2-23	May 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
12.	Amendment	FY-2011 State Plan of Operations and Administration of the WIC Program and Farmers Market Services	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	23-13	May 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
13.	Amendment	Rules and Regulations for Licensing Electronic Nicotine Delivery System Distributors and Dealers (R23-23-1-ECIG)	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	23-1-55 through 23-1-58	May 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates



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14.	Amendment	Rules and Regulations Pertaining to Smoke Free Public Places and Workplaces	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	23-20.10	May 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
15.	Amendment	Rules and Regulations for Certifying Analytical Laboratories	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	23-16.2	June 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
16.	Brand New	Laboratory Testing – Marijuana	Laboratory Testing – Marijuana per PL 2016-102 (Budget Article 14)	21-28.6	June 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
17.	Amendment	Rules and Regulations Pertaining to Procurement of Anatomical Gifts	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	23-18.6.1	June 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates
18.	Amendment	Rules and Regulations Related to the Medical Examiner System	To update existing regulations to bring them in compliance with new federal requirements and recodify per 2016 APA statute	23-24	June 2017	Cheryl Le Clair, Chief, Center for Legislative & Regulatory Affairs, 401-222-5942, Cheryl.leclair@health.ri.gov	Licensees, professional associations, health care facilities, advocates