



State of Rhode Island and Providence Plantations  
**Department of State | Office of the Secretary of State**  
 Nellie M. Gorbea, *Secretary of State*

**Rules and Regulations Filing Form**

**1. Agency Name and Address**

**Behavioral Healthcare, Developmental Disabilities and Hospitals, Department of**  
 Barry Hall, 14 Harrington Rd., Cranston, RI 02920

**2. Title of Rule**

Rules and Regulations Licensing Procedure and Process for Facilities and Programs Licensed by the Department of Behavioral Healthcare, Developmental Disabilities and Hospitals

**3. Statutory Source of Authority**

RIGL section 40.1-24-1 et. seq., RIGL section 40.1-24.5-1 et seq., RIGL section 40.1-8.5 et seq., and RIGL section 40.1-1-13(11) et seq.

**4. Concise Explanatory Statement - §42-35-2.6**

The purpose of the proposed amendments to the Regulations is to further define and establish prevailing standards for the licensure of agencies, facilities, programs, and organizations that provide services for adults with developmental disabilities or mental health services for adults who are not in the custody of the Department of Children, Youth, and Families (DCYF) and/or substance abuse services for children and adults. Since the close of the public comment period which was extended to July 6, 2011, BHDDH has made technical revisions to fix typographical errors and formatting.

**5. Type of Filing**

<b>Emergency Rules</b>	
A1. Emergency 120-day initial - §42-35-2.10 <input type="checkbox"/> Adoption <input type="checkbox"/> Amendment of ERLID: <input type="checkbox"/> Repeal of ERLID:	A2. Emergency 60-day renewal - §42-35-2.10 <input type="checkbox"/> Adoption <input type="checkbox"/> Amendment <input type="checkbox"/> Repeal Indicate ERLID of 120-day initial:
Brief Statement of Reason for Finding Imminent Peril §42-35-2.10:	

<b>Final Rules</b>		
<input checked="" type="checkbox"/> B1. Amendment - §42-35-3(a) <input type="checkbox"/> C. Technical Revision Supersedes ERLID: 3090 If B1 or C, please indicate new, amended, deleted, or revised sections: Revised: Title Page, Preface, Sections 1.19, 1.20, 1.33, 3.3, 3.3.1-3.3.6, 18.3, 18; New: Sections 4.1.1-4.1.5, 6.4, 6.5; Deleted: Sections 1.43, 1.47; Renumbered Sections 1.44, 1.45, 1.46, 1.48, 1.49	<input type="checkbox"/> B2. Adoption - §42-35-3(a) <input type="checkbox"/> D. Direct Final Rule - §42-35-2.11	<input type="checkbox"/> B3. Repeal - §42-35-3(a)

**6. Notice and Hearing Information**

Date of Public Notice - §42-35-2.8:06/01/2011  
 Date of Public Hearing - §42-35-2.8:07/01/2011  
 End of Comment Period - §42-35-2.8 :07/05/2011

**7. Agency Additional Information - Web Page**

<http://www.bhddh.ri.gov>

**8. Certification**

*I hereby certify that the attached rules and regulations were adopted in accordance with the Administrative Procedures Act (42-35) and that they are true copies of this Department, attest,*

\_\_\_\_\_  
 Name

\_\_\_\_\_  
 Title

\_\_\_\_\_  
 Notary Public

Subscribed and sworn before me  
 this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

