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

Health, Department of
Cannon Building

2. Title of Rule

Rules and Regulations for Determination of Need for New Health Care Equipment and New Institutional Health Care Services

3. Statutory Source of Authority

RIGL Chapter 23-15

4. Concise Explanatory Statement - §42-35-2.3

These current amendments are being promulgated for the purpose of implementing changes mandated by PL 2009-287, PL 2011-151-15 and PL 2011-250. These amendments also remove all specific dollar value fees and replace the dollar value with a reference to the Department's master fee schedule regulation (being promulgated separately). One typo in Section 3.19(b)(1) was corrected as a result of comment recieved.

5. Type of Filing

Emergency Rules

A1. Emergency 120-day initial - §42-35-3(b)
☐ Adoption
☐ Amendment of ERLID:
☐ Repeal of ERLID:

A2. Emergency 90-day renewal - §42-35-3(b)
☐ Adoption
☐ Amendment
Indicate ERLID of 120-day initial:

Brief Statement of Reason for Finding Imminent Peril §42-35-3(b)(2):

Final Rules

☑ B1. Amendment ☐ B2. Adoption ☐ B3. Repeal ☐ C. Technical Revision

Supersedes ERLID: 5342

If B1 or C, please indicate new, amended, deleted, or revised sections:
Major changes in Sections 3.0 & 15.0 to address new CON requirements. Fee changes in Chapter 4.0

6. Notice and Hearing Information

Date of Public Notice - §42-35-3(a)(1):10/05/2012
Date of Public Hearing - §42-35-3(a)(2):11/05/2012
End of Comment Period:11/05/2012

7. Agency Additional Information - Web Page

http://

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 _____, _____