

## REGULATORY AGENDA – January 15, 2013

**Agency Name and Address:** RI Department of Human Services  
 600 New London Avenue, Building #57  
 Cranston, RI 02920

### **PART I - Rules Promulgated June 16, 2012 through January 15, 2013:**

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

<b>ERLID</b>	<b>Type Filing</b>	<b>Title</b>	<b>Effective Date</b>
6830	Amendment	Rhode Island Veteran's Home – Administrative Procedures for the Billing and Collection of Maintenance	7/1/2012
6870	Amendment	Child Care Assistance Program Section 0850 Starting Right Child Care	7/1/2012
6867	Amendment	Supplemental Nutrition Assistance Program – Section 1006: Financial Criteria Resources	7/5/2012
6884	Amendment	Title XX Social Services Block Grant July 1, 2012 through June 31, 2013	7/15/2012
6866	Amendment	Supplemental Nutrition Assistance Program – Section 1018: Additional Certification	7/15/2012
6964	Amendment	Child Support Services 0700	9/19/2012
6990	Amendment	Supplemental Nutrition Assistance Program – Section 1010: Calculating SNAP Benefits	10/1/2012
6988	Amendment	Supplemental Nutrition Assistance Program – Section 1008: Financial Criteria – Income	10/1/2012
6987	Amendment	Supplemental Nutrition Assistance Program – Section 1038: SNAP Program Standards	10/1/2012
6879	Amendment	Supplemental Nutrition Assistance Program – Section 1037: Electronic Benefit Transfer (EBT) System	11/1/2012

**PART II - Expected Rule-making Activity January 16, 2013 through June 15, 2013:**

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

Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Supplemental Security Income (SSI) and State Supplemental payment (SSP) Program	Update COLA for 2013 to be in compliance with State and Federal Guidance	RIGL 40-6-27; TITLE XVI OF THE SOCIAL SECURITY ACT	Emergency filed effective 1/1/2013 and Regular Rule-Making initiated with anticipated final of 3/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies
Amendment	Rules and Regulations Governing the Prescription Drug Discount Program for the Uninsured	This rule was promulgated in 2006. The governing statute was amended materially in 2007, and as a result the rule is inconsistent with the statute in several respects. Proposed revisions remove obsolete language and revise the Legal Provisions, Definitions, Eligibility, Fraud and Abuse, Reporting Requirements and Administrative Fees sections.	RIGL 42-66.2.1-1	Notice Provided 10/12/2012  Anticipated final filing 3/2013	Kimberly Merolla-Brito 462-6238	Advocacy groups, other state agencies, seniors, consumers, caregivers

Amendment	Rules, Regulations and Standards Governing the Pharmaceutical Assistance to the Elderly Program	The purpose of this Amendment is to modify the Program in response to the federal Patient Protection and Affordable Care Act, Public Law 111-148, enacted 3/23 2010.	RIGL 42-66.2	Notice Provided 10/03/2012  Anticipated final filing 3/2013	Kimberly Merolla-Brito 462-6238	Advocacy groups, other state agencies, seniors, consumers, caregivers
Repeal	Rules, Regulations and Standards Governing Specialized Transportation for Elders & Persons with Disabilities Provided Through the RIDE Program and Managed by the Rhode Island Department of Elderly Affairs	Management of the RIDE Program was transferred to the Department of Human Services ("DHS") as of July 1, 2009 via Public Law 09-068, and DEA no longer oversees this program. The rule is being repealed as rules governing Specialized Transportation for Elders & Persons with Disabilities Provided through the RIDE Program were filed under the Medical Assistance Program in 2012.	Public Law 09-068 (transferred mgmt of the program to DHS) RIGL 42-66-4	Notice Provided 10/10/2012  Anticipated final filing 3/2013	Kimberly Merolla-Brito 462-6238	Advocacy groups, other state agencies, seniors, consumers, caregivers
Amendment	Child Care Assistance Program (CCAP)	Update FPL changes for 2013 and revise language around providers with DCYF involvement.	RIGL 42-35, 40-6.2	3/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies

Amendment	Rhode Island Works Program Rules and Regulations	Clarify rules relating to non-citizens subject to sponsorship deeming who claim indigence.	RIGL 40-6-8	4/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies
Amendment	Supplemental Nutritional Assistance Program Section 1014 Special Situation Households	Clarify rules relating to non-citizens subject to sponsorship deeming who claim indigence.	RIGL 40-6-8	4/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies
Amendment	Veterans' Home General Rules and regulation	Update rule and provisions for the end of life program and update the cost of living scale and per diem cost of maintenance for residents of the RIVH.	RIGL 42-35, 30-24-10	4/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies
Amendment	General Provisions	Update entire Section to reflect DHS overview and appeals process.	RIGL 42-35, 40-6.2	5/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies
Adoption	Rules and Regulations Governing the Long Term Care Ombudsperson Program	For the purpose of implementing the provisions of section 42-66.7-12 of the Rhode Island General Laws, which requires the Director to promulgate regulations related to the implementation and enforcement of the long term care ombudsperson program administered	RIGL 42-66.7; 42-66-4; Older Americans Act, 42 USC 3001 et seq.	Notice Provided 10/12/2012  Anticipated final filing 6/2013	Kimberly Merolla-Brito 462-6238	Advocacy groups, other state agencies, seniors, consumers, caregivers, elder law attorneys, long term care facilities operators

		by the Division of Elderly Affairs (“DEA”).				
Amendment	Rules, Regulations and Standards Governing the Home and Community Care Services to the Elderly Program	Update the Poverty Level and Cost Share Rates. Incorporate comments received during open public comment period and revise appropriately as 2014 budget is finalized.	42-66.3-1	Notice Provided 10/03/2012  Anticipated filing 7/2013	Kimberly Merolla-Brito 462-6238	Families, advocacy groups and other State agencies