



Governor's Commission on Disabilities

Legislation Committee

Monday May 14, 2007 3 – 4:30 PM

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Attendees:	Timothy Flynn (Chair); Jeanne Behie; Sharon Brinkworth; Rosemary C. Carmody; Linda Deschenes; William R. Inlow; Ken Pariseau; & Gwendolyn Reeve		
Excused:	Kate McCarthy-Barnett (Vice Chair); Raymond Bandusky; Paul Choquette; Deborah Garneau; Elaina Goldstein; Liberty Goodwin; Dianne Kayala; Paula Parker; Arthur M. Plitt; Rev. Gerard O. Sabourin; Janet Spinelli; & Michael Spoerri		
----- Minutes -----			
Call to Order and Acceptance of the Minutes	Tim Flynn Chairperson	5 min.	
Introductions: Chair called the meeting to order at 3:05 PM			
MOTION: To accept the minutes of the previous meeting as presented LD/RC passed unanimously			
Action Items:	Discussion Leader:	Time:	
1. Consideration of Tabled Bills			
Discussion: Comments from Dianne Kayala: H 6278 would probably make access to services easier, but state money would be needed to pay service providers for anyone not found eligible. If the department has funds available to do this under the reallocation of funds from reduced nursing facility bed days, and the stakeholder community considers it to be a priority for funding, it would be okay.			
Tabled for more information from Department of Human Services			
07 H-6278 An Act Relating To Human Services - Long-Term Care Service And Finance Reform by Rep. Sullivan is in the House Finance Committee			
This act would authorize the department of human services to use "presumptive eligibility" screening to avoid unnecessary institutionalization of persons during the full established determination process for Medicaid community based care. This act would take effect on January 1, 2008.			
1-1	SECTION 1. Section 40-8.9-3 of the General Laws in Chapter 40-8.9 entitled "Medical		
1-2	Assistance - Long-Term Care Service and Finance Reform" is hereby amended to read as		
1-3	follows:		
1-4	40-8.9-3. Least restrictive setting requirement. -- Beginning on July 1, 2006, the		
1-5	department of human services is directed and authorized to allocate existing Medicaid resources		
1-6	as needed to ensure that those in need of long-term care and support services receive them in the		
1-7	least restrictive setting appropriate to their needs and preferences. The department is hereby		

1-8 authorized to utilize screening [and presumptive eligibility](#) criteria, to avoid unnecessary
1-9 institutionalization of persons during the full eligibility determination process for Medicaid
1-10 community based care.
1-11 SECTION 2. This act shall take effect on January 1, 2008.

MOTION: To find beneficial [07 H-6278 An Act Relating To Human Services – Long-Term Care Service And Finance Reform RC/KP](#) passed unanimously

Tabled for more information from Department of Elementary & Secondary Education
07 H-6167 An Act Relating To Education – Health and Safety Of Pupils by Rep. Fellela died in the House Health, Education, & Welfare Committee
This act would require that there be a 504 plan in effect for any student who is at risk of anaphylactic shock reaction. This act would take effect upon passage.

1-1 SECTION 1. Chapter 16-21 of the General Laws entitled "Health and Safety of Pupils" is
1-2 hereby amended by adding thereto the following section:
1-3 [16-21-22.1. Requirement of 504 plan for anaphylaxis shock. -- Any child in any](#)
1-4 [school within the state who is at risk of anaphylactic shock reaction shall have a 504 plan in](#)
1-5 [place.](#)
1-6 SECTION 2. This act shall take effect upon passage.

The Committee took no position on H 6167

2. Consideration of New Bills

Discussion:

Health Care Services

07 S-0949 An Act Relating To Businesses And Professions – Confidentiality Of Health Care Communications And Information Act by Sen. Gibbs & Sen. Perry Referred to Committee Senate Judiciary Committee Identical to

07 H-6366 by Rep. Slater & Reps. Almeida, Dennigan, Naughton Referred to the House Health, Education, & Welfare Committee

Description: This act would clarify the circumstances under which a health care professional may share confidential health care information with the DCYF or a law enforcement agency when reporting suspected child abuse. It would also clarify the type of confidential information that may be shared. This act would take effect upon passage.

1-1 SECTION 1. Section 5-37.3-4 of the General Laws in Chapter 5-37.3 entitled
1-2 "Confidentiality of Health Care Communications and Information Act" is hereby amended to read
1-3 as follows:
1-4 **5-37.3-4. Limitations on and permitted disclosures. --** (a) (1) Except as provided in
1-5 subsection (b) of this section or as specifically provided by the law, a patient's confidential health
1-6 care information shall not be released or transferred without the written consent of the patient or
1-7 his or her authorized representative, on a consent form meeting the requirements of subsection (d)
1-8 of this section. A copy of any notice used pursuant to subsection (d) of this section, and of any
1-9 signed consent shall, upon request, be provided to the patient prior to his or her signing a consent
1-10 form. Any and all managed care entities and managed care contractors writing policies in the state
1-11 shall be prohibited from providing any information related to enrollees which is personal in
1-12 nature and could reasonably lead to identification of an individual and is not essential for the
1-13 compilation of statistical data related to enrollees, to any international, national, regional, or local
1-14 medical information data base. This provision shall not restrict or prohibit the transfer of
1-15 information to the department of health to carry out its statutory duties and responsibilities.
1-16 (2) Any person who violates the provisions of this section may be liable for actual and
1-17 punitive damages.
1-18 (3) The court may award a reasonable attorney's fee at its discretion to the prevailing
2-1 party in any civil action under this section.

2-2 (4) Any person who knowingly and intentionally violates the provisions of this section
2-3 shall, upon conviction, be fined not more than five thousand (\$5,000) dollars for each violation,
2-4 or imprisoned not more than six (6) months for each violation, or both.

2-5 (5) Any contract or agreement which purports to waive the provisions of this section
2-6 shall be declared null and void as against public policy.

2-7 (b) No consent for release or transfer of confidential health care information shall be
2-8 required in the following situations:

2-9 (1) To a physician, dentist, or other medical personnel who believes, in good faith, that
2-10 the information is necessary for diagnosis or treatment of that individual in a medical or dental
2-11 emergency;

2-12 (2) To medical and dental peer review boards, or the board of medical licensure and
2-13 discipline, or board of examiners in dentistry;

2-14 (3) To qualified personnel for the purpose of conducting scientific research, management
2-15 audits, financial audits, program evaluations, actuarial, insurance underwriting, or similar studies;
2-16 provided, that personnel shall not identify, directly or indirectly, any individual patient in any
2-17 report of that research, audit, or evaluation, or otherwise disclose patient identities in any manner;

2-18 (4) By a health care provider to appropriate law enforcement personnel, or to a person if
2-19 the health care provider believes that person or his or her family is in danger from a patient; or to
2-20 appropriate law enforcement personnel if the patient has or is attempting to obtain narcotic drugs
2-21 from the health care provider illegally; or to appropriate law enforcement personnel or
2-22 appropriate child protective agencies if the patient is a minor child who the health care provider
2-23 believes, after providing health care services to the patient, to have been sexually, physically or
2-24 psychologically abused and/or neglected as reportable under section 40-11-3 or if the parent or
2-25 guardian of the minor child is or has been a patient and the disclosure of the confidential health
2-26 care information of the parent or guardian may be necessary to prevent harm to the minor child;
2-27 or to law enforcement personnel in the case of a gunshot wound reportable under section 11-47-
2-28 48;

2-29 (5) Between or among qualified personnel and health care providers within the health
2-30 care system for purposes of coordination of health care services given to the patient and for
2-31 purposes of education and training within the same health care facility; or

2-32 (6) To third party health insurers including to utilization review agents as provided by
2-33 section 23-17.12-9(c)(4), third party administrators licensed pursuant to chapter 20.7 of title 27
2-34 and other entities that provide operational support to adjudicate health insurance claims or
3-1 administer health benefits;

3-2 (7) To a malpractice insurance carrier or lawyer if the health care provider has reason to
3-3 anticipate a medical liability action; or

3-4 (8) (i) To the health care provider's own lawyer or medical liability insurance carrier if
3-5 the patient whose information is at issue brings a medical liability action against a health care
3-6 provider.

3-7 (ii) Disclosure by a health care provider of a patient's health care information which is
3-8 relevant to a civil action brought by the patient against any person or persons other than that
3-9 health care provider may occur only under the discovery methods provided by the applicable
3-10 rules of civil procedure (federal or state). This disclosure shall not be through ex parte contacts
3-11 and not through informal ex parte contacts with the provider by persons other than the patient or
3-12 his or her legal representative. Nothing in this section shall limit the right of a patient or his or her
3-13 attorney to consult with that patient's own physician and to obtain that patient's own health care
3-14 information;

3-15 (9) To public health authorities in order to carry out their functions as described in this
3-16 title and titles 21 and 23, and rules promulgated under those titles. These functions include, but
3-17 are not restricted to, investigations into the causes of disease, the control of public health hazards,
3-18 enforcement of sanitary laws, investigation of reportable diseases, certification and licensure of
3-19 health professionals and facilities, review of health care such as that required by the federal
3-20 government and other governmental agencies;

3-21 (10) To the state medical examiner in the event of a fatality that comes under his or her
3-22 jurisdiction;

3-23 (11) In relation to information that is directly related to current claim for workers'
3-24 compensation benefits or to any proceeding before the workers' compensation commission or
3-25 before any court proceeding relating to workers' compensation;

3-26 (12) To the attorneys for a health care provider whenever that provider considers that
3-27 release of information to be necessary in order to receive adequate legal representation;

3-28 (13) By a health care provider to appropriate school authorities of disease, health
3-29 screening and/or immunization information required by the school; or when a school age child
3-30 transfers from one school or school district to another school or school district;

3-31 (14) To a law enforcement authority to protect the legal interest of an insurance
3-32 institution, agent, or insurance-support organization in preventing and prosecuting the
3-33 perpetration of fraud upon them;

3-34 (15) To a grand jury or to a court of competent jurisdiction pursuant to a subpoena or
4-1 subpoena duces tecum when that information is required for the investigation or prosecution of
4-2 criminal wrongdoing by a health care provider relating to his or her or its provisions of health
4-3 care services and that information is unavailable from any other source; provided, that any
4-4 information so obtained is not admissible in any criminal proceeding against the patient to whom
4-5 that information pertains;

4-6 (16) To the state board of elections pursuant to a subpoena or subpoena duces tecum
4-7 when that information is required to determine the eligibility of a person to vote by mail ballot
4-8 and/or the legitimacy of a certification by a physician attesting to a voter's illness or disability;

4-9 (17) To certify, pursuant to chapter 20 of title 17, the nature and permanency of a
4-10 person's illness or disability, the date when that person was last examined and that it would be an
4-11 undue hardship for the person to vote at the polls so that the person may obtain a mail ballot;

4-12 (18) To the central cancer registry;

4-13 (19) To the Medicaid fraud control unit of the attorney general's office for the
4-14 investigation or prosecution of criminal or civil wrongdoing by a health care provider relating to
4-15 his or her or its provision of health care services to then Medicaid eligible recipients or patients,
4-16 residents, or former patients or residents of long term residential care facilities; provided, that any
4-17 information obtained shall not be admissible in any criminal proceeding against the patient to
4-18 whom that information pertains;

4-19 (20) To the state department of children, youth, and families pertaining to the disclosure
4-20 of health care records of children in the custody of the department;

4-21 (21) To the foster parent or parents pertaining to the disclosure of health care records of
4-22 children in the custody of the foster parent or parents; provided, that the foster parent or parents
4-23 receive appropriate training and have ongoing availability of supervisory assistance in the use of
4-24 sensitive information that may be the source of distress to these children;

4-25 (22) A hospital may release the fact of a patient's admission and a general description of
4-26 a patient's condition to persons representing themselves as relatives or friends of the patient or as
4-27 a representative of the news media. The access to confidential health care information to persons
4-28 in accredited educational programs under appropriate provider supervision shall not be deemed
4-29 subject to release or transfer of that information under subsection (a) of this section; or

4-30 (23) To the workers' compensation fraud prevention unit for purposes of investigation
4-31 under sections 42-16.1-12 -- 42-16.1-16. The release or transfer of confidential health care
4-32 information under any of the above exceptions is not the basis for any legal liability, civil or
4-33 criminal, nor considered a violation of this chapter; or

4-34 (24) To a probate court of competent jurisdiction, petitioner, respondent, and/or their
5-1 attorneys, when the information is contained within a decision-making assessment tool which
5-2 conforms to the provisions of section 33-15-47.

5-3 (c) Third parties receiving and retaining a patient's confidential health care information
5-4 must establish at least the following security procedures:

5-5 (1) Limit authorized access to personally identifiable confidential health care
5-6 information to persons having a "need to know" that information; additional employees or agents
5-7 may have access to that information which does not contain information from which an individual
5-8 can be identified;

5-9 (2) Identify an individual or individuals who have responsibility for maintaining security

5-10 procedures for confidential health care information;

5-11 (3) Provide a written statement to each employee or agent as to the necessity of
5-12 maintaining the security and confidentiality of confidential health care information, and of the
5-13 penalties provided for in this chapter for the unauthorized release, use, or disclosure of this
5-14 information. The receipt of that statement shall be acknowledged by the employee or agent, who
5-15 signs and returns the statement to his or her employer or principal, who retains the signed
5-16 original. The employee or agent shall be furnished with a copy of the signed statement;

5-17 (4) Take no disciplinary or punitive action against any employee or agent solely for
5-18 bringing evidence of violation of this chapter to the attention of any person.

5-19 (d) Consent forms for the release or transfer of confidential health care information shall
5-20 contain, or in the course of an application or claim for insurance be accompanied by a notice
5-21 containing, the following information in a clear and conspicuous manner:

5-22 (1) A statement of the need for and proposed uses of that information;

5-23 (2) A statement that all information is to be released or clearly indicating the extent of
5-24 the information to be released; and

5-25 (3) A statement that the consent for release or transfer of information may be withdrawn
5-26 at any future time and is subject to revocation, except where an authorization is executed in
5-27 connection with an application for a life or health insurance policy in which case the
5-28 authorization expires two (2) years from the issue date of the insurance policy, and when signed
5-29 in connection with a claim for benefits under any insurance policy the authorization shall be valid
5-30 during the pendency of that claim. Any revocation shall be transmitted in writing.

5-31 (e) Except as specifically provided by law, an individual's confidential health care
5-32 information shall not be given, sold, transferred, or in any way relayed to any other person not
5-33 specified in the consent form or notice meeting the requirements of subsection (d) of this section
5-34 without first obtaining the individual's additional written consent on a form stating the need for
6-1 the proposed new use of this information or the need for its transfer to another person.

6-2 (f) Nothing contained in this chapter shall be construed to limit the permitted disclosure
6-3 of confidential health care information and communications described in subsection (b) of this
6-4 section.

6-5 SECTION 2. Section 40.1-5-26 of the General Laws in Chapter 40.1-5 entitled "Mental
6-6 Health Law" is hereby amended to read as follows:

6-7 **40.1-5-26. Disclosure of confidential information and records.** -- (a) The fact of
6-8 admission or certification and all information and records compiled, obtained, or maintained in
6-9 the course of providing services to persons under this chapter shall be confidential.

6-10 (b) Information and records may be disclosed only:

6-11 (1) To any person, with the written consent of the patient or his or her guardian.

6-12 (2) In communications among qualified medical or mental health professionals in the
6-13 provision of services or appropriate referrals, or in the course of court proceedings. The consent
6-14 of the patient, or his or her guardian, must be obtained before information or records may be
6-15 disclosed by a professional person employed by a facility to a professional person not employed
6-16 by the facility who does not have the medical responsibility for the patient's care.

6-17 (3) When the person receiving services, or his or her guardian, designates persons to
6-18 whom information or records may be released, or if the person is a minor, when his or her parents
6-19 or guardian make the designation.

6-20 (4) To the extent necessary for a recipient to make a claim, or for a claim to be made on
6-21 behalf of a recipient for aid, insurance, or medical assistance to which he or she may be entitled.

6-22 (5) To proper medical authorities for the purpose of providing emergency medical
6-23 treatment where the person's life or health are in immediate jeopardy.

6-24 (6) For program evaluation and/or research, provided that the director adopts rules for
6-25 the conduct of the evaluations and/or research. The rules shall include, but need not be limited to,
6-26 the requirement that all evaluators and researchers must sign an oath of confidentiality, agreeing
6-27 not to divulge, publish, or otherwise make known, to unauthorized persons or the public, any
6-28 information obtained in the course of the evaluation or research regarding persons who have
6-29 received services such that the person who received the services is identifiable.

6-30 (7) To the courts and persons designated by judges thereof in accordance with applicable

6-31 rules of procedure. The records and files maintained in any court proceeding pursuant to this
6-32 chapter shall be confidential and available only to the person who was the subject of the
6-33 proceeding or his or her attorney.

6-34 (8) To the state medical examiner in connection with the investigation of a fatality of a
7-1 current or former patient to the extent necessary to assist the medical examiner in determining the
7-2 cause of death.

7-3 (9) To the director of health in accordance with and to the extent authorized by the
7-4 provisions of chapter 37.3 of title 5 and all applicable federal laws and regulations; provided,
7-5 however, that with respect to any information obtained, the department complies with all state
7-6 and federal confidentiality laws, including, but not limited to, chapter 37.3 of title 5 and
7-7 specifically section 5-37.3-4(c), and that the name or names of the patient or patients who is or
7-8 are determined by the director of health to be immaterial to the request, inquiry or investigation
7-9 remain unidentifiable. Any treatment facility, which provides information to the director of health
7-10 in accord with a request under this subsection is not liable for wrongful disclosure arising out of
7-11 any subsequent disclosure by the director of health.

7-12 (10) To a probate court of competent jurisdiction, petitioner, respondent, and/or their
7-13 attorneys, when the information is contained within a decision-making assessment tool which
7-14 conforms to the provisions of section 33-15-47.

7-15 (11) To the department of children, youth, and families or the department's contracted
7-16 designee for the purpose of facilitating effective care planning pursuant to section 42-72-5.2(2)
7-17 for ~~children~~ a child hospitalized for psychiatric services and such ~~placement is supported by the~~
7-18 ~~department~~ services are paid for in whole or in part by the state or for a child who may be
7-19 discharged from an acute care facility to an out-of-home ~~placement supported by the department,~~
7-20 ~~for the purpose of effective care planning.~~ mental or behavioral health agency for services and
7-21 such services will be paid for in whole or in part by the state.

7-22 (12) To the RIte Care health plans for any child enrolled in RIte Care.

7-23 SECTION 3. Chapter 40.1-5 of the General Laws entitled "Mental Health Law" is hereby
7-24 amended by adding thereto the following section:

7-25 **40.1-5-27.2. Disclosure by mental health professional to the department of children,**
7-26 **youth and families. -- (a) A mental health professional providing care and treatment to a minor**
7-27 **child, or to a parent or guardian of that child, and who the mental health professional believes or**
7-28 **has reason to believe, after providing health care services, that a child has been or may be**
7-29 **sexually, physically or psychologically abused and/or neglected as reportable under section 40-**
7-30 **11-3, may provide confidential health care information to the appropriate law enforcement**
7-31 **agency or to an appropriate child protective agency.**

7-32 SECTION 4. This act shall take effect upon passage.

MOTION: To find beneficial 07 S-0949 / H 6366 Acts Relating To Businesses And Professions - Confidentiality Of Health Care Communications And Information Act RC/GR passed unanimously

Disability Prevention

07 H-5276 An Act Relating To Alcoholic Beverages – Taxation by Rep. Pacheco & Reps. Ajello, Handy, Dennigan, & Coderre House Finance Committee Continued its hearing.

Description: This act would raise the tax on alcoholic beverages and direct \$3.00 of the tax to be used for alcoholism prevention and treatment. This act would take effect upon passage.

1-1 SECTION 1. Section 3-10-1 of the General Laws in Chapter 3-10 entitled "Taxation of
1-2 Beverages" is hereby amended to read as follows:

1-3 **3-10-1. Manufacturing tax rates -- Exemption of religious uses.** -- (a) There shall be
1-4 assessed and levied by the tax administrator on all beverages manufactured, rectified, blended, or
1-5 reduced for sale in this state a tax of ~~three six~~ dollars (~~\$3.00~~) (\$6.00) on every thirty-one (31)
1-6 gallons, and a tax at a like rate for any other quantity or fractional part. On any beverage
1-7 manufactured, rectified, blended, or reduced for sale in this state consisting in whole or in part of
1-8 wine, whiskey, rum, gin, brandy spirits, ethyl alcohol, or other strong liquors (as distinguished

1-9 from beer or other brewery products) the tax to be assessed and levied is as follows:
 1-10 (1) Still wines (whether fortified or not), sixty cents (\$.60) per gallon;
 1-11 (2) Still wines (whether fortified or not) made entirely from fruit grown in this state,
 1-12 thirty cents (\$.30) per gallon;
 1-13 (3) Sparkling wines (whether fortified or not), seventy five cents (\$.75) per gallon;
 1-14 (4) Whiskey, rum, gin, brandy spirits, cordials, and other beverages consisting in whole
 1-15 or in part of alcohol which is the product of distillation, three dollars and seventy-five cents
 1-16 (\$3.75) per gallon, except that whiskey, rum, gin, brandy spirits, cordials, and other beverages
 1-17 consisting in whole or in part of alcohol which is the product of distillation but which contains
 1-18 alcohol measuring thirty (30) proof or less, one dollar and ten cents (\$1.10) per gallon;
 1-19 (5) Ethyl alcohol to be used for beverage purposes, seven dollars and fifty cents (\$7.50)
 2-1 per gallon; and
 2-2 (6) Ethyl alcohol to be used for nonbeverage purposes, eight cents (\$.08) per gallon.
 2-3 (b) Sacramental wines are not subject to any tax if sold directly to a member of the
 2-4 clergy for use by the purchaser, or his or her congregation for sacramental or other religious
 2-5 purposes.
 2-6 (c) A brewer who brews beer in this state which is actively and directly owned,
 2-7 managed, and operated by an authorized legal entity which has owned, managed, and operated a
 2-8 brewery in this state for at least twelve (12) consecutive months, shall receive a tax exemption on
 2-9 the first one hundred thousand (100,000) barrels of beer that it produces and distributes in this
 2-10 state in any calendar year. A barrel of beer is thirty one (31) gallons.
 2-11 SECTION 2. Chapter 3-4 of the General Laws entitled "Transportation of Beverages" is
 2-12 hereby amended by adding thereto the following section:
 2-13 **3-4-9. Designation of funds for prevention, intervention and treatment of alcoholism**
 2-14 **and other drug dependency.. – The sum of three dollars (\$3.00) from the six dollars (\$6.00)**
 2-15 **raised from the tax imposed on every thirty-one (31) gallons on alcoholic beverages pursuant to**
 2-16 **section 3-10-1 shall be placed in a restrictive receipt account to be used solely to fund the**
 2-17 **treatment of alcoholism in accordance with chapter 23-1.10.**
 2-18 SECTION 3. This act shall take effect upon passage.

The Committee took no position on H 5276

Special Education

07 S-0923 An Act Relating To Education – Residence Of Children For School Purposes by Sen. Paiva-Weed Referred to the House Health, Education, & Welfare Committee

Description: This act would require the department of elementary and secondary education to submit their findings and plans in a report to the general assembly by March 30, 2008 which addresses the statewide system of transport of all students, including those with special needs. This act would take effect upon passage.

1-1 SECTION 1. Sections 16-21.1-7 and 16-21.1-8 of the General Laws in Chapter 16-21.1
 1-2 entitled "Transportation of School Pupils Beyond City and Town Limits" are hereby amended to
 1-3 read as follows:
 1-4 **16-21.1-7. Statewide transportation of students with special needs.** -- Notwithstanding
 1-5 the regional structure created in this chapter, and pursuant to the obligation of school committees
 1-6 to transport children with special needs to and from school either within the school district or in
 1-7 another school district of the state created by section 16-24-4, the department of elementary and
 1-8 secondary education, in collaboration with the office of statewide planning of the department of
 1-9 administration, and the Rhode Island public transit authority shall develop a plan for the creation
 1-10 and implementation of a statewide system of transportation of students with special needs to and
 1-11 from school. The statewide school transportation system for children with special needs shall be
 1-12 provided through a competitive request for proposals to which vendors of transportation services
 1-13 may respond. Effective upon the implementation of this statewide system of transportation for
 1-14 students with special needs, each school committee may purchase the transportation services for
 1-15 their own resident students with special needs by accessing this integrated statewide system of
 1-16 transportation for children with special needs on a fee-for-service basis for each child. The goals

1-17 of the statewide system of transportation for students with special needs shall be the reduction of
1-18 duplication of cost and routes in transporting children from the various cities and towns to the
1-19 same special education program providers using different buses from each city and town, the
2-1 improvement of services to children through the development of shorter ride times and more
2-2 efficient routes of travel, and the reduction of cost to local school committees through achieving
2-3 efficiency in eliminating the need for each school district to contract for and provide these
2-4 specialized transportation services separately. [The department of elementary and secondary
2-5 education shall submit a report of their findings and plans to the general assembly by March 30,
2-6 2008.](#)

2-7 **16-21.1-8. Statewide transportation system for all students to be established. --**

2-8 Notwithstanding the regional structure created in this chapter, the department of elementary and
2-9 secondary education, in collaboration with the office of statewide planning of the department of
2-10 administration, and the Rhode Island public transit authority shall conduct a comprehensive study
2-11 of all current transportation services for students in Rhode Island school districts in order to
2-12 develop a plan for the creation and implementation of a statewide system of transportation of all
2-13 students to and from school. The statewide school transportation system for all students shall be
2-14 provided through a competitive request for proposals to which vendors of transportation services
2-15 may respond. Effective upon the implementation of this statewide system of transportation for all
2-16 students, each school committee may purchase the transportation services for their own resident
2-17 students by accessing this integrated statewide system of transportation on a fee-for-service basis
2-18 for each child. The goals of the statewide system of transportation for all students shall be the
2-19 reduction of duplication of cost and routes in transporting children from the various cities and
2-20 towns using different buses within and between each city and town, the improvement of services
2-21 to children through the development of shorter ride times and more efficient routes of travel, and
2-22 the reduction of cost to local school committees through achieving efficiency in eliminating the
2-23 need for each school district to contract for and provide these transportation services separately.
2-24 The comprehensive study of all current transportation services for students in Rhode Island
2-25 school districts and development of a plan for a statewide system of transportation of all students
2-26 to and from school shall be completed, with a report to the general assembly by ~~January 15, 2007~~
2-27 [March 30, 2008.](#)

2-28 SECTION 2. This act shall take effect upon passage.

**MOTION: To find beneficial 07 S-923 An Act Relating To Education -- Residence
of Children for School Purposes JB/SB passed, BI abstained**

07 H-6317 An Act Relating To Education -- Residence Of Children For School Purposes by
Rep. Carter Requested by the Town of Exeter In the House Finance Committee
This act would require that DCYF pay for the special education expenses of children placed by
DCYF in group homes who require special education. This act would take effect upon passage.

1-1 SECTION 1. Section 16-64-1.1 of the General Laws in Chapter 16-64 entitled
1-2 "Residence of Children for School Purposes" is hereby amended to read as follows:

1-3 **16-64-1.1. Payment and reimbursement for educational costs of children placed in**
1-4 **foster care, group homes, or other residential facility by a Rhode Island state agency. --** (a)
1-5 Children placed in foster care by a Rhode Island licensed child placing agency or a Rhode Island
1-6 governmental agency shall be entitled to the same free appropriate public education provided to
1-7 all other residents of the city or town where the child is placed. The city or town shall pay the cost
1-8 of the education of the child during the time the child is in foster care in the city or town.

1-9 (b) Children placed by DCYF in a group home or other residential facility that does not
1-10 include the delivery of educational services are to be educated by the community in which the
1-11 group home or other residential facility is located, and those children shall be entitled to the same
1-12 free appropriate public education provided to all other residents of the city or town where the
1-13 child is placed. For purposes of payment and reimbursement for educational costs under this
1-14 chapter, the term "group home or other residential facility" shall not include independent living
1-15 programs. Each city and town that contains one or more group homes or other residential
1-16 facilities that do not include delivery of educational services will receive funds as part of state aid

1-17 to education in accordance with the following provisions:

1-18 (1) On June 30 of each year the DCYF shall provide the department of elementary and
1-19 secondary education with a precise count of how many group home or other residential facility
2-1 "beds" exist in each Rhode Island city or town, counting only those "beds" in facilities that do not
2-2 include the delivery of educational services. The number of "beds" in each group home or other
2-3 residential facility shall be equal to the maximum number of children that may be placed in that
2-4 group home or other residential facility on any given night according to the applicable licensure
2-5 standards of the DCYF. This notification shall also include an estimate of the number of group
2-6 home beds by city or town that are projected to be licensed by DCYF between July 1 and
2-7 December 31 of each year.

2-8 (2) On June 30 of each year the DCYF shall provide the department of elementary and
2-9 secondary education with a precise count of the total number of students aged three (3) to twenty-
2-10 one (21) in DCYF care on that date who reside in group homes in the state of Rhode Island, ~~as~~
2-11 ~~well as an accurate accounting of the percentage of those children that are eligible for special~~
2-12 ~~education and related services pursuant to the Individuals with Disabilities Education Act [20~~
2-13 ~~U.S.C. section 1400 et seq.] as of that date;~~

2-14 (3) Each city or town shall receive state education aid in an amount equal to the number
2-15 of group home or other residential facility "beds" in that community multiplied by a per pupil
2-16 rate, subject to appropriation, intended to reflect the average cost per pupil ~~based on the blend of~~
2-17 ~~regular education and special education~~ for students in group homes as derived from figures
2-18 supplied on June 30 of the reference year as defined in section 16-7-16(11). Each city or town
2-19 shall receive an additional per pupil rate for beds certified by DCYF as licensed between July 1
2-20 and December 31 of each year. Any city or town may petition the commissioner of elementary
2-21 and secondary education for additional state education aid pursuant to this section in any year in
2-22 which the total number of group home or other residential facility "beds" is increased by more
2-23 than five (5) in any annual cycle.

2-24 (4) The general assembly shall annually appropriate a sum sufficient to distribute to each
2-25 city or town the aid required by this subsection based upon the DCYF count provided on June 30
2-26 of the reference year as defined in section 16-7-16(11) and that aid shall be distributed by the
2-27 department of elementary and secondary education. For an appropriation to be made for payments
2-28 to be made for the 2001-2002 school year the DCYF shall establish a count as required in this
2-29 subsection upon passage of this legislation [July 5, 2001] This count shall be determined based on
2-30 the group home and other residential facility "beds" in existence in each community as of
2-31 December 31 of the preceding year.

2-32 (5) For fiscal year ~~2007~~ 2008, aid received pursuant to this section shall be equal to aid
2-33 received in the fiscal year ~~2006~~ 2007 enacted budget ~~with an adjustment to be made for those~~
2-34 ~~students receiving special education the expense of which shall be paid by DCYF.~~ However,
3-1 notwithstanding the language in subsection 3 limiting requests for additional aid to the year in
3-2 which facility "beds" have increased by more than five (5) in that annual cycle, communities
3-3 may, pursuant to subsection 3, petition in the fiscal year ~~2007~~ 2008 for additional aid based upon
3-4 an increase of more than five (5) "beds" subsequent to the passage of the fiscal year ~~2006~~ 2007
3-5 budget enacted by the ~~2005~~ 2006 General Assembly.

3-6 (c) Children placed by DCYF in a residential treatment program, group home, or other
3-7 residential facility, whether or not located in the state of Rhode Island, which includes the
3-8 delivery of educational services, provided by ~~that~~ that facility (excluding facilities where students
3-9 are taught on grounds for periods of time by teaching staff provided by the school district in
3-10 which the facility is located), shall have the cost of their education paid for as provided for in
3-11 subsection (d) of this section and section 16-64-1.2. The city or town determined to be
3-12 responsible to ~~DCYF~~ DCYF for a per-pupil special education cost pursuant to section 16-64-1.2
3-13 shall pay its share of the cost of educational services to DCYF or to the facility providing
3-14 educational services.

3-15 (d) Children placed by DCYF in group homes, child caring facilities, community
3-16 residences, or other residential facilities shall have the entire cost of their education paid for by
3-17 DCYF if:

3-18 (1) The facility is operated by the state of Rhode Island or the facility has a contract with

- 3-19 DCYF to fund a pre-determined number of placements or part of the facility's program;
 3-20 (2) The facility is state-licensed; and
 3-21 (3) The facility operates an approved on-grounds educational program, whether or not
 3-22 the child attends the on-grounds program.
 3-23 (4) [The child is eligible for special education and other related services pursuant to the](#)
 3-24 [Individuals with Disabilities Education Act \[20 U.S.C. 1400 et seq.\]](#)
 3-25 SECTION 2. This act shall take effect upon passage.

The Committee took no position on H 6317

Category: Taxation

07 S-0859 An Act Relating To Taxation – Property Subject To Taxation by Sen. Felag & Sens. C Levesque, Paiva-Weed, Lanzi, and Tassoni the Senate Finance Committee Continued its hearing This act would grant a veterans property tax exemption to persons who served at least twelve months prior to the start of certain actions in certain places and who were honorably discharged due to a service related injury or illness. This act would take effect upon passage.

- 1-1 SECTION 1. Section 44-3-4.2 of the General Laws in Chapter 44-3 entitled "Property
 1-2 Subject to Taxation" is hereby amended to read as follows:
 1-3 **44-3-4.2. Conflicts eligible for veterans' property tax relief.** -- (a) In addition to those
 1-4 wars and conflicts listed in subsection 44-3-4(a)(1), any person who served in the military or
 1-5 naval service of the United States in the following places shall be entitled to the veteran
 1-6 exemptions in section 44-3-4:
 1-7 (1) Berlin: May 9, 1945 to October 2, 1990. Cold War/Show of Strength.
 1-8 (2) Korea: June 27, 1950 to November 8, 1950. President Orders Intervention.
 1-9 (3) Quemay and Matsu: August 23, 1956 to June 1, 1963. Show of Force and Escort.
 1-10 (4) Lebanon: July 1, 1958 to November 1, 1958. Operation Bluebat, Peacekeeping.
 1-11 (5) Vietnam: July 1, 1958 to July 3, 1965. Advisory/U.S. Troops Ordered to Undertake
 1-12 Offensive Position.
 1-13 (6) Taiwan Straits: August 23, 1958 to January 1, 1959. Show of Force.
 1-14 (7) Congo (Zaire): July 14, 1960 to September 1, 1962. Operation Newtape, U.N.
 1-15 Peacekeeping.
 1-16 (8) Laos: April 19, 1961 to October 7, 1962. Counter Insurgency.
 1-17 (9) Berlin: August 14, 1961 to June 1, 1963. Show of Strength.
 1-18 (10) Cuba: October 24, 1962 to June 1, 1963. Missile Crisis.
 1-19 (11) Congo: November 23-27, 1964. Operation Dragon, Red & Black Rescue.
 2-1 (12) Vietnam Conflict & RVNCOM: July 3, 1965 to March 8, 1973. U.S. Troops Ordered
 2-2 to Offensive Position.
 2-3 (13) Dominican Republic: April 28, 1965 to September 21, 1966. Evacuation and
 2-4 Peacekeeping.
 2-5 (14) Korea: October 1, 1966 to June 30, 1974. Treaty Commitment.
 2-6 (15) Cambodia hailand: March 29, 1973 to August 15, 1973. Bombing Campaign.
 2-7 (16) Cambodia: April 11-13, 1975. Operation Eagle Pull, Evacuation.
 2-8 (17) Vietnam: April 29-30, 1975. Operation Frequent Wind, Evacuation.
 2-9 (18) Cambodia: May 5, 1975. Mayaguez Hostage Rescue.
 2-10 (19) Sinai, Egypt: August 3, 1981 to present. Peacekeeping.
 2-11 (20) Lebanon: June 1, 1983 to December 1, 1987. Peacekeeping.
 2-12 (21) Grenada: October 23, 1983 to November 21, 1983. Operation Urgent Fury,
 2-13 Evacuation.
 2-14 (22) Libya: April 12-17, 1986. Operation Eldorado Canyon.
 2-15 (23) Persian Gulf: July 24, 1987 to August 1, 1990. Operation Earnest Will, Naval
 2-16 Escort.
 2-17 (24) Panama: December 20, 1989 to January 31, 1990. Operation Just Cause.
 2-18 (25) Persian Gulf: August 2, 1990 to November 30, 1995. Operation Desert Shield &
 2-19 Desert Storm.

2-20 (26) Operation Sharp Edge: August 5-25, 1990. Humanitarian, Liberia.
2-21 (27) Combined Task Force "Provide Comfort": April 5, 1991 to July 31, 1993.
2-22 Humanitarian-Northern Iraq & Turkey.
2-23 (28) Combined Task Force "Provide Comfort": December 1, 1995 to December 31,
2-24 1996. Northern Iraq & Incirlik Air Base, Turkey.
2-25 (29) Joint Task Force Guantanamo Bay: November 22, 1991 to June 30, 1992.
2-26 Humanitarian, Guantanamo Bay.
2-27 (30) Operation "Provide Hope": February 1, 1992 to April 30, 1993. Humanitarian,
2-28 Russia.
2-29 (31) Joint Task Force "Provide Relief": August 18, 1992 to December 4, 1992.
2-30 Humanitarian, Kenya & Somalia.
2-31 (32) Somalia: December 5, 1992 to March 31, 1995. Operation Restore Hope & United
2-32 Shield.
2-33 (33) Joint Task Force "Provide Refuge": February 11, 1993 to March 11, 1993.
2-34 Humanitarian, Kwazalern, Republic of Marshall Islands.
3-1 (34) Joint Task Force 160 Operation "Sea Signal": May 20, 1994 to April 15, 1996.
3-2 Humanitarian, Guantanamo Bay.
3-3 (35) Joint Task Force "Distant Haven": August 19, 1994 to October 31, 1994.
3-4 Humanitarian, Surname.
3-5 (36) Joint Task Force "Safe Haven": August 26, 1994 to March 3, 1995. Humanitarian,
3-6 Panama.
3-7 (37) Joint Task Force 180, 190 & MNF Operations "Uphold and Restore Democracy":
3-8 September 10, 1994 to March 31, 1995. Humanitarian, Haiti.
3-9 (38) Joint Task Force "Support Hope": July 20, 1994 to October 7, 1994. Humanitarian,
3-10 Rwanda.
3-11 (39) Haiti: September 16, 1994 to March 31, 1995. Operation Uphold Democracy.
3-12 (40) El Salvador: January 1, 1981 to February 1, 1992. Advisory raining.
3-13 (41) Former Republic of Yugoslavia: November 20, 1995 to December 19, 1996 and
3-14 December 20, 1996 to June 20, 1998. Operation Joint Endeavor & Guard.
3-15 (42) Wake Island, Mid-Pacific Joint Task Force "Prompt Return": July 12, 1995 to
3-16 August 10, 1995. Humanitarian, Wake Island, Mid-Pacific.
3-17 (43) Southwest Asia: December, 1995 ongoing. Operation Southern Watch, Maritime
3-18 Intercept Operation, Operation Vigilant Sentinel, Operation Northern Watch, Operation Desert
3-19 Thunder, Operation Desert Fox, Exercise Intrinsic Action, Exercise Iris Gold, Operation Desert
3-20 Spring.
3-21 (44) Former Republic of Yugoslavia: December 20, 1995 -- ongoing. Operation Joint
3-22 Endeavor, Joint Guard and Force.
3-23 (45) Haiti: April 1, 1995 to January 31, 2000. Operation: UNMHI, U.S. For Haiti,
3-24 USSPTG-Haiti.
3-25 (46) Liberia Joint Task Force "Assured Response": April 8, 1996 to August 12, 1996.
3-26 Humanitarian, Liberia.
3-27 (47) Kosova: March 24, 1999 -- ongoing. Operation Allied Force, Joint Guardian.
3-28 (b) Persons who served in the military or naval service of the United States "Operation
3-29 Noble Eagle", "Operation Enduring Freedom", "Operation Iraqi Freedom"; September 12, 2001 --
3-30 ongoing are entitled to the veteran exemptions in section 44-3-4.
3-31 (c) Persons who served in the military or naval service of the United States and have
3-32 received the "Global War Expeditionary Medal" and the "Global War on Terrorism Medal" are
3-33 entitled to the veteran exemptions in section 44-3-4.
3-34 [\(d\) In addition to those wars and conflicts listed in subdivision 44-3-4\(a\)\(1\), persons who
4-1 served in the places enumerated in subsection 44-3-4.2\(a\) at least twelve \(12\) months prior to the
4-2 dates specified and who were honorably discharged due to a service related injury or illness are
4-3 entitled to the veteran exemptions in section 44-3-4.](#)
4-4 SECTION 2. This act shall take effect upon passage.

The Committee took no position on S 859

3. Consideration of Amended versions of Bills

Discussion: Comments from Dianne Kayala: S 0455 is simply a mechanism to place our Connect Care Choice program into the managed care statute, and to allow physicians to provide behavioral health and such services within their practices. We don't think this would add costs to Medicaid (any cost should be offset by earlier and more appropriate intervention). We supported this in Committee

Status: Passed the Senate and in now in the House Finance Committee

07 S-0455 Sub A An Act Relating To Human Services - Health Care For Families by Sen. Perry & Sens. Goodwin, Connors, Gallo, and Paiva-Weed

Description: This act would amend the law regarding medical assistance for the elderly and disabled by requiring supplemental and well-coordinated care. This act would take effect upon passage. Substitute changed the definition of managed care to be plural systems, as opposed to an individual system.

1-1 SECTION 1. Section 40-8.5-1 of the General Laws in Chapter 40-8.5 entitled "Health
1-2 Care for Elderly and Disabled Residents Act" is hereby amended to read as follows:
1-3 **40-8.5-1. Categorically needy medical assistance coverage.** -- (a) The department of
1-4 human services is hereby authorized and directed to amend its Title XIX state plan to provide for
1-5 categorically needy medical assistance coverage as permitted pursuant to Title XIX of the Social
1-6 Security Act, 42 U.S.C. section 1396 et seq., as amended, to individuals who are sixty-five (65)
1-7 years or older or are disabled, as determined under section 1614(a)(3) of the Social Security Act,
1-8 42 U.S.C. section 1382c(a)(3), as amended, whose income does not exceed one hundred percent
1-9 (100%) of the federal poverty level (as revised annually) applicable to the individual's family
1-10 size, and whose resources do not exceed four thousand dollars (\$4,000) per individual, or six
1-11 thousand dollars (\$6,000) per couple. The department shall provide medical assistance coverage
1-12 to such elderly or disabled persons in the same amount, duration and scope as provided to other
1-13 categorically needy persons under the state's Title XIX state plan.
1-14 (b) In order to ensure that individuals with disabilities have access to quality and
1-15 affordable health care, the department is authorized to plan and to implement a system of health
1-16 care delivery through a voluntary (opt-out) managed care health ~~system~~ [systems](#) for such
1-17 individuals. "Managed care" is defined as ~~a system~~ [systems](#) that: ~~integrates~~ [integrate](#) an efficient
1-18 financing mechanism with quality service delivery; provides a "medical home" to assure
1-19 appropriate care and deter unnecessary and inappropriate care; and places emphasis on preventive
2-1 and primary care.
2-2 (c) The department is authorized to obtain any approval and/or waivers from the United
2-3 States Department of Health and Human Services, necessary to implement a voluntary (opt-out)
2-4 managed health care delivery system to the extent approved by the United States Department of
2-5 Health and Human Services- [, including a primary care case management model in which](#)
2-6 [ancillary services are provided under the direction of a physician in a practice that meets](#)
2-7 [standards established by the department of human services. Nothing in this subsection shall be](#)
2-8 [interpreted to reduce the scope or duration of services or benefits covered for any Medicaid](#)
2-9 [recipient or to restrict or remove any services or benefits from a managed care benefit plan](#)
2-10 [provided by the state Medicaid program.](#)
2-11 (d) The department shall submit a report to the permanent joint committee on health care
2-12 oversight no later than April 1, 2006 that proposes an implementation plan for this voluntary
2-13 program, based on beginning enrollment not sooner than July 1, 2006. The report will describe
2-14 projected program costs and savings, the outreach strategy to be employed to educate the
2-15 potentially eligible populations, the enrollment plan, and an implementation schedule.
2-16 (e) To ensure the delivery of timely and appropriate services to persons who become
2-17 automatically eligible for Medicaid by virtue of their eligibility for a Social Security
2-18 Administration program, data on their special needs may be reported to the department of human
2-19 services by the Social Security Administration. The department of human services is authorized
2-20 to seek any and all data sharing agreements or other agreements with the Social Security
2-21 Administration as may be necessary to receive timely and accurate diagnostic data and clinical

- 2-22 assessments to be used exclusively for the purpose of service planning, and to be held and
 2-23 exchanged in accordance with all applicable state and federal medical record confidentiality laws
 2-24 and regulations.
 2-25 SECTION 2. This act shall take effect upon passage.

MOTION: To find beneficial S-0455 An Act Relating To Human Services - Health Care For Families JB/LD passed Abstained - KP

Questions on the Report on Commission’s Legislative Package Status
 (mailed with the agenda)

20 min.

The Commission Position: Commission Supports this bill

Recommended to House Finance Committee

07 H-5371 Sub A AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- HANDICAPPED ACCESSIBLE TAXICABS by Rep. Coderre Identical to S 0553

Total of GCD Bills Commission Supports this bill - Recommended: 1

Passed on the Senate Desk waiting transmittal to the House

07 S-0142 AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- OPEN MEETINGS by Sen. Ciccone

07 S-0330 AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY GOVERNMENTAL TORT LIABILITY - DEPARTMENT OF ATTORNEY GENERAL by Sen. Lenihan Identical to H 5290

07 S-0553 Sub A AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- ACCESSIBLE TAXICABS by Sen. Walaska Identical to H 5371

Total of GCD Bills Commission Supports this bill - Passed: 3

In the Senate Finance Committee

07 S-0086 AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - DEPARTMENT OF HUMAN SERVICES by Sen. Blais Identical to H 5191

07 S-0127 AN ACT RELATING TO HUMAN SERVICES -- HEALTH CARE FOR ELDERLY AND DISABLED RESIDENTS ACT By Sen. Ciccone

07 S-0128 AN ACT RELATING TO EDUCATION - SCHOOL AND MUNICIPAL PLAYGROUND SAFETY By Sen. Blais

07 S-0597 AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH PROFESSIONAL LOAN REPAYMENT PROGRAM By Sen. Sosnowski Identical to H 5313

In the House Finance Committee

07 H-5191 AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT By Rep. McNamara Identical to S 0086

Total of GCD Bills Commission Supports this bill - In Committee: 5

Hearing Continued No votes taken by the deadline:

House Judiciary Committee - 07 H-5290 AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE GENERALLY GOVERNMENTAL TORT LIABILITY - DEPARTMENT OF ATTORNEY GENERAL By Rep. Mumford Identical to S 0330

Senate Housing and Municipal Government Committee - 07 S-0266 AN ACT RELATING TO TOWNS AND CITIES -- ZONING ORDINANCES By Sen. Levesque

Hearing Continued by the House Finance Committee

07 H-5313 AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH PROFESSIONAL LOAN REPAYMENT PROGRAM By Rep. Ginaitt Identical to S0597

Total of GCD Bills Commission Supports this bill - Continued: 3

Total of GCD Bills Commission Supports this bill - 12

The Commission Position: Committee finds this bill Beneficial

Recommended to Senate Judiciary Committee

07 S-0484 AN ACT RELATING TO PROPERTY -- RHODE ISLAND FAIR HOUSING

PRACTICES ACT By Sen. Metts Identical to H 5509

Total of GCD Bills Committee finds this bill Beneficial - Recommended: 1

Passed on the House referred to:

Senate Health and Human Services Committee: 07 H-5200 Sub A as Amended AN ACT RELATING TO INSURANCE -- ORTHOTIC AND PROSTHETIC SERVICES By Rep. Giannini Identical to S0062

07 H-5770 Sub A as Amended AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ELDERLY AFFAIRS DEPARTMENT By Rep. Singleton Identical to S 0442

Senate Judiciary Committee: 07 H-5294 AN ACT RELATING TO LABOR AND LABOR RELATIONS -- EQUAL OPPORTUNITY AND AFFIRMATIVE ACTION By Rep. Almeida

07 H-5969 AN ACT RELATING TO ELECTIONS -- MATCHING PUBLIC FUNDS By Rep. Handy

Passed on the Senate Desk waiting transmittal to the House

07 S-0186 Sub A AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- RHODE ISLAND PUBLIC TRANSIT AUTHORITY By Sen. Raptakis

07 S-0193 AN ACT RELATING TO COURTS AND CIVIL PROCEDURE -- PROCEDURE GENERALLY - SOVEREIGN IMMUNITY By Sen. McCaffrey Identical to H 5203

Total of GCD Bills Committee finds this bill Beneficial - Passed: 6

Passed on the Senate referred to:

House Health, Education, & Welfare Committee - 07 S-0442 Sub A as Amended AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - ELDERLY AFFAIRS DEPARTMENT By Sen. June M. Gibbs Identical to H 5770

No Hearings Scheduled by the deadline:

Senate Health and Human Services Committee - 07 S-0062 AN ACT RELATING TO INSURANCE -- ORTHOTIC AND PROSTHETIC SERVICES By Sen. Ciccone Identical to H 5200

Total of GCD Bills Committee finds this bill Beneficial - In Committee: 2

Hearing Continued by the House Finance Committee

07 H-5203 AN ACT RELATING TO COURTS AND CIVIL PROCEDURE - SOVEREIGN IMMUNITY By Rep. Lally Identical to S 0193

07 H-5613 AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT - RHODE ISLAND HOUSING AND MORTGAGE FINANCE By Rep. Naughton

Hearing Continued No votes taken by the deadline:

House Health, Education, & Welfare Committee - 07 H-5178 AN ACT RELATING TO HEALTH AND SAFETY OF PUPILS By Rep. Lewiss

House Corporations Committee - 07 H-5738 AN ACT RELATING TO INSURANCE -- INSURANCE COVERAGE FOR MENTAL ILLNESS AND SUBSTANCE ABUSE By Rep. Ajello Identical to S 0325

Senate Health and Human Services Committee - 07 S-0325 AN ACT RELATING TO INSURANCE - - COVERAGE FOR MENTAL ILLNESS AND SUBSTANCE ABUSE By Sen. Perry Identical to H 5738

House Judiciary Committee - 07 H-5509 AN ACT RELATING TO PROPERTY -- RHODE ISLAND FAIR HOUSING PROTECTION ACT By Rep. Segal Identical to S 0484

Total of GCD Bills Committee finds this bill Beneficial - Continued: 6

Total of GCD Bills Committee finds this bill Beneficial - 15

The Commission Position: Committee finds this bill Harmful

Recommend Passage, awaiting vote by the Senate

07 S-0361 Sub A as Amended JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO MAKE A COMPREHENSIVE STUDY OF THE IMPACT OF MANDATES ON RHODE ISLAND'S SCHOOL DISTRICTS By Sen. Tassoni Identical to H 5500

Total of GCD Bills Committee finds this bill Harmful - Recommend Passage: 1

House Recommend No Passage (Dead for the year)

07 H-5649 AN ACT RELATING TO INITIATIVE AND REFERENDUM By Rep. Picard Related to H 5887, & H 6026, S 0037, & S 0036

07 H-6026 AN ACT TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (INITIATIVE AND REFERENDUM) By Rep. Gorham Related to H 5887, H 5649, S 0036 & S 0037

Total of GCD Bills Committee finds this bill Harmful - Recommend No Passage: 2

Passed on the House referred to:

Senate Constitutional and Regulatory Issues Committee: 07 H-5267 Sub A AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DISABLED VETERANS By Rep. Carter Identical to S-0307
Senate Health & Human Services Committee: 07 H-6187 Sub A AN ACT RELATING TO HUMAN SERVICES -- PHARMACEUTICALS By Rep. Mumford

Total of GCD Bills Committee finds this bill Harmful - Passed: 2

Hearings Scheduled by the House Finance Committee on 5/17/07

07 H-5451 AN ACT RELATING TO EDUCATION -- SCHOOL COMMITTEES AND SUPERINTENDENTS By Rep. Loughlin Similar to H 5242 & H 5662

No Hearings Scheduled by the deadline:

Senate Constitutional and Regulatory Issues Committee:

07 S-0036 AN ACT RELATING TO INITIATIVE AND REFERENDUM By Sen. Cote Related to S 0037, H 5887, H 5649, & H 6026

07 S-0037 JOINT RESOLUTION TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION OF AMENDMENT TO THE CONSTITUTION OF THE STATE (INITIATIVE AND REFERENDUM) By Sen. Cote Related to H 5887, H 5649, & H 6026 & S 0036
Senate Health and Human Services Committee - 07 S-0088 AN ACT RELATING TO INSURANCE By Sen. Blais Identical to H 5553

House Health, Education, & Welfare Committee:

07 H-5500 JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO MAKE A COMPREHENSIVE STUDY OF THE IMPACT OF MANDATES ON RHODE ISLAND'S SCHOOL DISTRICTS By Rep. Church Identical to S 0361

07 H-5857 AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE FACILITIES -- HANDICAPPED ACCESS By Rep. Ucci

House Judiciary Committee:

07 H-6070 AN ACT RELATING TO PUBLIC RECORDS By Rep. Dennigan Identical to S 341

07 H-6076 AN ACT RELATING TO PUBLIC RECORDS -- ACCESS By Rep. Dennigan

Total of GCD Bills Committee finds this bill Harmful - In Committee: 8

Hearing Scheduled 5-16-07

House Health, Education & Welfare Committee: 07 H-5242 N ACT RELATING TO EDUCATION - SCHOOL COMMITTEES AND SUPERINTENDENTS By Rep. Rose Similar to H 5451 & H 5662

Hearing Continued No votes taken by the deadline:

House Corporations Committee - 07 H-5553 AN ACT RELATING TO INSURANCE -- MANDATED BENEFITS REVIEW ACT By Rep. Mernard Identical to S 0088

House Judiciary Committee - 07 H-5887 AN ACT RELATING TO INITIATIVE AND REFERENDUM By Rep. Gorham Related to H 5649, H 6026, S 0036 & S 0037

House Health, Education, & Welfare Committee:

07 H-5662 AN ACT RELATING TO EDUCATION - - MANDATES By Rep. Corvese Similar to H 5242 & H 5451

Senate Constitutional and Regulatory Issues Committee:

07 S-0225 JOINT RESOLUTION CREATING A SPECIAL LEGISLATIVE COMMISSION TO MAKE A COMPREHENSIVE STUDY OF THE AFFECTS OF UNFUNDED MANDATES ON THE EDUCATION AND FINANCING OF SCHOOL DISTRICTS IN THE STATE OF RHODE

ISLAND By Sen. Raptakis Similar to S 361 & H 5500

07 S-0307 AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- DISABLED

VETERANS By Sen. Felag Identical to H 5267

Senate Judiciary Committee - 07 S-0341 AN ACT RELATING TO PUBLIC RECORDS By Sen. Lenihan Identical to H 6070

Total of GCD Bills Committee finds this bill Harmful - Continued: 7

Total of GCD Bills Committee finds this bill Harmful - 20

The Commission Position: Committee finds this bill Beneficial if amended

No Hearings Scheduled by the Senate Finance Committee

07 S-0166 AN ACT RELATING TO HEALTH AND SAFETY -- BREAST CANCER ACT By Sen. Pichardo Identical to H-5350

07 S-0572 AN ACT RELATING TO HOUSING RESOURCES - NEIGHBORHOOD OPPORTUNITIES PROGRAM By Sen. Pichardo Identical to H 5723

No Hearings Scheduled by the House Finance Committee

07 H-5723 AN ACT RELATING TO HOUSING RESOURCES - NEIGHBORHOOD OPPORTUNITIES PROGRAM By Rep. Fox Identical to S 0572

Total of GCD Bills Committee finds this bill Beneficial if amended - In Committee: 3

Hearing Continued by the House Finance Committee

07 H-5140 AN ACT RELATING TO HEALTH AND SAFETY - MATERNAL AND CHILD HEALTH SERVICES By Rep. Naughton

07 H-5350 AN ACT RELATING TO HEALTH AND SAFETY -- CANCER SCREENING By Rep. Naughton Identical to S 0166

Total of GCD Bills Committee finds this bill Beneficial if amended - Continued: 2

Total of GCD Bills Committee finds this bill Beneficial if amended - 5

The Commission Position: Committee finds this bill Harmful unless amended

Hearing Continued by the House Finance Committee

07 H-5300 Art. 06 AN ARTICLE RELATING TO MAKING REVISED APPROPRIATION IN SUPPORT OF THE STATE FY 2007 By Rep. Watson

Total of GCD Bills Committee finds this bill Harmful unless amended - Continued: 1

Total of GCD Bills Committee finds this bill Harmful unless amended - 1

Announcements and Scheduling of Meetings	Chairperson	5 min.
Next meeting will be on:	Monday June 11, 2007	Starting at: 3 PM
Adjournment:	Chairperson adjourned the meeting at 4:10 PM	
Resource persons:	Bob Cooper, Committee Staff	