

2019 -- S 0120

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2019

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A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- QUASI-PUBLIC
CORPORATIONS ACCOUNTABILITY AND TRANSPARENCY ACT

Introduced By: Senators Felag, Conley, DiPalma, Seveney, and Pearson

Date Introduced: January 24, 2019

Referred To: Senate Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 42-155 of the General Laws entitled "Quasi-Public Corporations
2 Accountability and Transparency Act" is hereby amended by adding thereto the following
3 section:

4 **42-155-11. Limitation on transfer or reallocation of funds collected by certain quasi-**
5 **public entities.**

6 (a) Quasi-public corporations and agencies perform essential government functions
7 and/or provide essential government services. Many quasi-public entities are granted the public
8 power to collect fees and/or generate other revenue and incur debt. Since quasi-public
9 corporations manage significant public resources, and in order to comply with the intent of § 42-
10 155-2, quasi-public corporations accountability and transparency act, all Rhode Island quasi-
11 public corporations and agencies should make their decisions and budgets especially transparent
12 and open to public scrutiny.

13 (b) The goals of public policy and transparency dictate that funds or monies collected by
14 quasi-public corporations or quasi-public agencies shall remain with the entities for use by the
15 entities in order to carry out their designated government functions and services and shall not be
16 subject to transfer or reallocation by order of or request by the governor or the general assembly
17 to the state's general fund or to another state agency, department, or quasi-public state agency or
18 corporation. In order to ensure the furtherance of the objectives of the quasi-public entities, at no

1 time shall the assets or other property of the entities inure to the benefit of any person or other
2 corporation or entity.

3 (c) The provisions of this section shall apply expressly to the following quasi-public state
4 entities:

5 (1) Capital center commission, established pursuant to 1981 Pub. L. chapter 332 and
6 amended by 1983 Pub. L. chapter 167 and 1994 Pub. L. chapter 19;

7 (2) Convention center authority, established pursuant to § 42-99-4;

8 (3) I-195 redevelopment district, established pursuant to § 42-64.14-5;

9 (4) Narragansett Bay water quality management district commission, established pursuant
10 to § 46-25-4;

11 (5) Quonset development corporation, established pursuant to § 42-64.10-2;

12 (6) Rhode Island airport corporation, established as a semi-autonomous subsidiary of the
13 then Rhode Island port authority in 1992 and now the Rhode Island commerce corporation
14 pursuant to § 42-64-7.1;

15 (7) Rhode Island commerce corporation, established pursuant to § 42-64-4, and its
16 subsidiaries;

17 (8) Rhode Island health and educational building corporation, established pursuant to §
18 45-38.1-4;

19 (9) Rhode Island housing and mortgage finance corporation, established pursuant to § 42-
20 55-4;

21 (10) Rhode Island industrial facilities corporation, established pursuant to § 45-37.1-4;

22 (11) Rhode Island industrial-recreational building authority, established pursuant to § 42-
23 34-4;

24 (12) Rhode Island infrastructure bank, established pursuant to § 46-12.2-3;

25 (13) Rhode Island public rail corporation, established pursuant to § 42-64.2-2;

26 (14) Rhode Island public transit authority, established pursuant to § 39-18-2;

27 (15) Rhode Island refunding bond authority, established pursuant to § 35-8.1-4;

28 (16) Rhode Island resource recovery corporation, established pursuant to § 23-19-6;

29 (17) Rhode Island student loan authority, established pursuant to § 16-62-4;

30 (18) Rhode Island tobacco settlement financing corporation, established pursuant to § 42-
31 133-4;

32 (19) Rhode Island turnpike and bridge authority, established pursuant to § 24-12-2;

33 (20) Small business loan fund corporation, established pursuant to chapter 64 of title 42;
34 and

1 [\(21\) Water resources board \(corporate\), established pursuant to § 46-15.1-2.](#)

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- QUASI-PUBLIC
CORPORATIONS ACCOUNTABILITY AND TRANSPARENCY ACT

1 This act would mandate that quasi-public corporations limit the use of all funds and
2 property to perform the function or service for which the quasi-public corporation was created.
3 The act also would prohibit the transfer or reallocations of funds held by a quasi-public
4 corporation.

5 This act would take effect upon passage.

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