

1 (4) Have passed an examination approved or administered by the board. The examination
2 may have been passed before ~~July 1, 2013~~[December 31, 2019](#).

3 SECTION 2. Section 5-65.2-3 of the General Laws in Chapter 5-65.2 entitled “Rhode
4 Island Well-Drilling, Pump Installers, and Water-Filtration Contractors Licensing Law” is hereby
5 amended to read as follows:

6 **5-65.2-3. Licensing procedure.**

7 (a) In addition to the provisions of chapter 65 of this title, the contractors' registration and
8 licensing board is authorized to establish a program to license well-drilling contractors, pump
9 installers, water-filtration/treatment-system contractors, and water-filtration/treatment-system
10 installers to ensure persons performing well-drilling work, pump installation, and residential water-
11 filtration/treatment-system installation as properly qualified to conduct the work. On or before
12 January 1, 2017, the board shall promulgate regulations to establish a licensing program that
13 provides for appropriate categories of work to ensure proper qualifications pertaining to the use of
14 different equipment and approaches to construct, install, repair, alter, or remove wells, well pumps,
15 water-supply systems, residential water-treatment/supply systems, and water-filtration systems,
16 and that will allow well-drilling contractors, pump installers, or residential water-
17 filtration/treatment-system contractors and residential water-filtration/treatment-system installers,
18 as described herein, to fulfill the relevant requirements of chapter 65 of this title through the
19 licensing program. Upon promulgation of applicable regulations, the license issued by the board to
20 a contractor shall serve to fulfill the contractor registration requirements of chapter 65 of this title.

21 (b) Pursuant to board regulations, all persons seeking to be licensed as a well-drilling
22 contractor, pump installer, residential water-filtration/treatment-system contractor, or residential
23 water-filtration/treatment-system installer as defined herein shall submit an application to the
24 contractors' registration and licensing board on the form or forms that the board requires. As
25 specified by the board, the application shall include the following information:

26 (1) The name of the applicant;

27 (2) The business address of the applicant;

28 (3) The mailing address of the applicant;

29 (4) The telephone number of the applicant;

30 (5) Any registration number and/or other license numbers issued by the state, or any city
31 or town;

32 (6) A statement of the skills, training, and experience of the applicant sufficient to ensure
33 public safety, health and welfare; and

34 (7) Agent of service for out-of-state contractors.

1 (c) To be eligible for licensure as a well-drilling contractor, pump installer, residential
2 water-filtration/treatment-system contractor, or residential water-filtration/treatment-system
3 installer, an applicant shall also fulfill the following requirements:

4 (1) Be of good moral character;

5 (2) Pass appropriate examinations approved or administered by the contractors' registration
6 and licensing board, unless otherwise exempted in accordance with § 5-65-3(g), and has met all the
7 requirements of the rules and regulations established by the board;

8 (3) Be in good standing with the contractors' registration and licensing board;

9 (4) Take five (5) hours continuing education per year as set forth and recognized by the
10 contractors' registration and licensing board.

11 (d) The contractors' registration and licensing board is authorized to adopt rules and
12 regulations pursuant to the Administrative Procedures Act, chapter 35 of title 42, necessary to
13 effectuate the purpose of this chapter. Rules and regulations shall provide a fine schedule, which
14 will establish grounds for discipline for license holders or non-licensed contractors. Fines shall be
15 structured not to exceed five thousand (\$5,000) dollars per day, per offense for conduct injurious
16 to the welfare of the public, as well as those required pursuant to § 5-65-10.

17 (e) Any person applying for a license or registration and making any material misstatement
18 as to his or her experience or other qualifications, or any person, firm, or corporation subscribing
19 to or vouching for any misstatement, shall be subject to the discipline and penalties provided in §
20 5-65-10.

21 (f) No corporation, firm, association, or partnership shall engage in the business of well
22 drilling, pump installation, water-filtration/treatment-system contracting, or represent itself as a
23 well-drilling contractor, pump installer, or water-filtration/treatment-system contractor, unless a
24 licensed well-drilling contractor, pump installer, or water-filtration/treatment-system contractor, as
25 provided in this chapter, is continuously engaged in the supervision of its well-drilling, pump-
26 installing, or water-filtration/treatment-system contracting work. If the license holder dies or
27 otherwise becomes incapacitated, the corporation, firm, or association shall be allowed to continue
28 to operate until the next examination shall be given or such times as the board shall see fit. In no
29 event, shall the corporation, firm, association, or partnership continue to operate longer than twelve
30 (12) months or in accordance with the board's established rules and regulations without satisfying
31 the license requirements of this chapter.

32 (g) Those well-drilling contractors who were previously registered with the department of
33 environmental management, and remain in good standing as of December 31, ~~2012~~,2017 and that

1 were previously exempted from fulfilling the testing requirements required for registration by the
2 department, shall also be exempt from the testing requirements set forth in this chapter.

3 (h) Prior to ~~January 1, 2018~~ July 1, 2020, the authority shall, without examination, upon
4 receipt of the fees required in this chapter, issue through the contractors' registration and licensing
5 board a residential water-filtration/treatment-system installer's license to any applicant who shall
6 present satisfactory evidence that they have the qualifications for the type of license applied for.
7 On or After after January 1, 2018July 1, 2020, in order to qualify for a residential water-
8 filtration/treatment installer's license the eligible individual shall be required to pass a written
9 examination and show proof as required by the contractors' registration and licensing board of their
10 eligibility.

11 (i) Satisfactory evidence shall be any of the following that is applicable:

12 (1) The applicant must have been employed by a contractor registered with the contractors'
13 registration and licensing board to do business designating water-filtration/treatment-system
14 installation and/or service as a service provided for the previous one year and been actively engaged
15 in the installation and servicing of water-filtration/treatment systems during that time period; or

16 (2) ~~Notarized confirmation~~ Signed statements by three (3) water-filtration/treatment-
17 system contractors that the applicant has the requisite training and experience to be licensed under
18 this act.

19 (j) Prior to ~~January 1, 2018~~ July 1, 2020, the authority shall, without examination, upon
20 receipt of the fees required in this chapter, issue through the contractors' registration and licensing
21 board, a residential water-filtration/treatment-system contractor's license to any applicant who shall
22 present satisfactory evidence that they have the qualifications for the type of license applied for.
23 On or After after January 1, 2018July 1, 2020, in order to qualify for a residential water-
24 filtration/treatment-system contractor's license, the eligible contractor shall be required to pass a
25 written examination and show proof, as required by the contractors' registration and licensing
26 board, of their eligibility.

27 (k) Satisfactory evidence shall be any of the following that is applicable:

28 (1) The owner or owners of an enterprise must have been active in water filtration for the
29 previous two (2) years; or

30 (2) The contractor has been previously registered with the contractors' registration and
31 licensing board to do business designating water-filtration/treatment system installation and/or
32 service as a provided service; or

1 (3) ~~Notarized confirmation~~ Signed Statements by three (3) water-filtration/treatment-
2 system contractors that the applicant has the requisite training and experience to be licensed under
3 this chapter.

4 SECTION 3. Section 5-73-3 of the General Laws in Chapter 5-73 entitled "Roofing
5 Contractors" is hereby amended to read as follows:

6 **5-73-3. Registration and licensing of roofing contractors.**

7 (a) All roofing contractors, in addition to the requirements of chapter 65 of this title entitled
8 "Contractor's Registration and Licensing Board," if applicable, prior to conducting roofing business
9 in the state of Rhode Island, shall first submit an application to and be licensed by the contractor
10 registration and licensing board on the form or forms that the board requires. The application shall
11 include the following information:

- 12 (1) The name of the applicant;
- 13 (2) The business address of the applicant;
- 14 (3) The mailing address of the applicant;
- 15 (4) The telephone number of the applicant;
- 16 (5) The name of the party or officer who shall be responsible for all roofing activities
17 conducted in the state of Rhode Island;
- 18 (6) Any registration number and/or other license numbers issued by the state, or any city
19 or town; and
- 20 (7) A statement of the skills, training and experience of the applicant sufficient to ensure
21 public safety, health and welfare.

22 (b) Licensing requirements shall not apply to roofing contractors applying shingles only.

23 (c) To be eligible for licensure as a roofing contractor an applicant shall also fulfill the
24 following requirements:

- 25 (1) Be of good moral character;
- 26 (2) Pass an examination approved or administered by the contractors' registration board or
27 has previously been registered as a commercial roofer in good standing and has met all the
28 requirements of the rules and regulations established by the board;
- 29 (3) Be in good standing with the contractors' registration and licensing board;
- 30 (4) All field personnel of the roofing contractor must have a current certificate of
31 completion of the ten (10) hours OSHA safety course or equivalent thereof as determined by the
32 contractors' registration and licensing board;
- 33 (5) Take ten (10) hours continuing roofing education per two-year licensing cycle as set
34 forth and recognized by the contractors' registration board; and

1 ~~(6) Be bonded in the aggregate amount of the total dollar value of any contract entered~~
2 ~~into to perform roofing work, single project in the amount of one hundred thousand dollars~~
3 ~~(\$100,000) minimum; and~~

4 (7) Provide the board with an insurance certificate in the amount of ~~one million five~~
5 ~~hundred thousand dollars (\$1,500,000)~~two million (\$2,000,000) dollars per occurrence pursuant to
6 the established rules and regulations, with the board as the holder, from the date of issuance,
7 continuously.

8 (d)(1) The contractors' registration and licensing board is authorized to adopt rules and
9 regulations pursuant to the Administrative Procedures Act, chapter 35 of title 42, necessary to
10 effectuate the purposes of this chapter.

11 (2) Rules and regulations shall provide a fine schedule, which will establish grounds for
12 discipline for licensee holders or non-licensed contractors.

13 (3) Fines shall be structured not to exceed five thousand dollars (\$5,000) per day per
14 offense for conduct injurious to the welfare of the public as well as those required pursuant to § 5-
15 65-10.

16 (e) Any person applying for a license or registration and making any material misstatement
17 as to his or her experience or other qualifications, or any person, firm, or corporation subscribing
18 to or vouching for any misstatement shall be subject to the discipline and penalties provided in §
19 5-65-10.

20 (f) No corporation, firm, association, or partnership shall engage in the business of
21 commercial roofing or represent itself as a commercial roofing contractor unless a licensed
22 commercial roofer as provided in this chapter is continuously engaged in the supervision of its
23 commercial roofing work, provided that the commercial roofer is a general partner or an officer
24 and shareholder in the firm or corporation. If the license holder dies or otherwise becomes
25 incapacitated, the corporation, firm, or association shall be allowed to continue to operate until the
26 next examination shall be given or such times as the board shall see fit. In no event, shall the
27 corporation, firm, association, or partnership continue to operate longer than twelve (12) months
28 or in accordance with the board's established rules and regulations without satisfying the license
29 requirements of this chapter. Those roofers who have been registered with the board on July 1,
30 ~~2003~~2015, and remain in good standing, shall be exempt from the testing requirements set forth in
31 this chapter.

32 (g) Complaints filed with the board shall be heard only in regard to those issues so
33 established in the rules and regulations.

1 SECTION 4. Section 12-19-34 of the General Laws in Chapter 12-19 entitled "Sentence
2 and Execution" is hereby amended to read as follows:

3 **12-19-34. Priority of restitution payments to victims of crime.**

4 (a)(1) If a person, pursuant to §§ 12-19-32, 12-19-32.1, or 12-19-33, is ordered to make
5 restitution in the form of monetary payment the court may order that it shall be made through
6 the administrative office of state courts which shall record all payments and pay the money to
7 the person injured in accordance with the order or with any modification of the order;
8 provided, in cases where the court determines that the defendant has the present ability to
9 make full restitution, payment shall be made at the time of sentencing.

10 (2) Payments made on account when both restitution to a third-party is ordered, and court
11 costs, fines, and fees, and assessments related to prosecution are owed, shall be disbursed by
12 the administrative office of the state courts in the following priorities:

13 (i) ~~Upon determination of restitution, Court costs related to prosecution court ordered~~
14 ~~restitution payments~~ shall be paid first ~~to persons injured until such time as the court's~~
15 ~~restitution is fully satisfied~~ until such time as these payments are made in full;

16 (ii) Followed by ~~the payment of court costs, fines, fees, and assessments related to~~
17 ~~prosecution~~ court ordered restitution payments to persons injured until such time as the court
18 ordered restitution is fully satisfied.

19 (iii) Followed by the payment of court fines, fees, and assessments related to prosecution.

20 (3) Notwithstanding any other provision of law, any interest which has been accrued by the
21 restitution account in the central registry shall be deposited on a regular basis into the crime
22 victim compensation fund, established by chapter 25 of this title. In the event that the office
23 of the administrator of the state courts cannot locate the person or persons to whom restitution
24 is to be made, the principal of the restitution payment shall escheat to the state pursuant to the
25 provisions of chapter 12 of title 8.

26 (b) The state is authorized to develop rules and/or regulations relating to assessment,
27 collection, and disbursement of restitution payments when any of the following events occur:

28 (1) The defendant is incarcerated or on home confinement or has completed probation
29 without completing restitution but is able to pay some portion of the restitution; or

30 (2) The victim dies before restitution payments are completed.

31 (c) The state may maintain a civil action to place a lien on the personal or real property of a
32 defendant who is assessed restitution, as well as to seek wage garnishment, and/or seek

1 enforcement of civil judgment entered in accordance with § 12-28-5.1 consistent with state
2 and federal law.

3 SECTION 5. Section 21-28-5.04 of the General Laws in Chapter 21-28 entitled “Uniform
4 Controlled Substance Act” is hereby amended to read as follows:

5 **21-28-5.04. Forfeiture of property and money.**

6 (a) Any property, real or personal, including, but not limited to, vessels, vehicles, or
7 aircraft, and money or negotiable instruments, securities, or other things of value or any property
8 constituting, or derived from any proceeds, furnished, or intended to be furnished, by any person
9 for the transportation of, or in exchange for, a controlled substance and that has been, or is being
10 used, in violation of § 21-28-4.01(a) or 21-28-4.01(b) or in, upon, or by means of which any
11 violation of §§ 21-28-4.01(a) or 21-28-4.01(b) or §§ 21-28-4.01.1 or 21-28-4.01.2 or 21-28-4.08
12 has taken, or is taking place, and all real property including any right, title, and interest in the whole
13 of any lot or tract of land and any appurtenances or improvements that is used in the commission
14 of a violation of §§ 21-28-4.01(a) or 21-28-4.01(b) or §§ 21-28-4.01.1 or 21-28-4.01.2 or 21-28-
15 4.08, or that was purchased with funds obtained as a result of the commission of a violation of §§
16 21-28-4.01(a) or §§ 21-28-4.01(b) or §§ 21-28-4.01.1 or 21-28-4.01.2 or 21-28-4.08, shall be seized
17 and forfeited; provided that no property or money, as enumerated in this subsection, used by any
18 person shall be forfeited under the provisions of this chapter unless it shall appear that the owner
19 of the property or money had knowledge, actual or constructive, and was a consenting party to the
20 alleged illegal act. All moneys, coin and currency, found in close proximity to forfeitable controlled
21 substances, to forfeitable drug manufacturing or distributing paraphernalia, or to forfeitable records
22 of the importation, manufacture, or distribution of controlled substances, are presumed to be
23 unlawfully furnished in exchange for a controlled substance or used in violation of this chapter.
24 The burden of proof is upon claimants of the property to rebut this presumption.

25 (b) Property taken or detained under this section shall not be repleviable, but shall be
26 deemed to be in the custody of the law enforcement agency making the seizure and whenever
27 property or money is forfeited under this chapter it shall be utilized as follows:

28 (1) Where the seized property is a vessel, vehicle, aircraft, or other personal property it
29 may be retained and used by the law enforcement agency that seized the property where the use of
30 the property is reasonably related to the law enforcement duties of the seizing agency. If the seized
31 property is a motor vehicle that is inappropriate for use by the law enforcement agency due to style,
32 size, or color, the seizing agency shall be allowed to apply the proceeds of sale or the trade-in value
33 of the vehicle towards the purchase of an appropriate vehicle for use in activities reasonably related
34 to law enforcement duties.

1 (2) The law enforcement agency may sell any forfeited property not required by this chapter
2 to be destroyed and not harmful to the public. The proceeds from the sale are to be distributed in
3 accordance with subdivision (3) of this subsection.

4 (3) As to the proceeds from the sale of seized property as referred to in subdivision (2) of
5 this subsection, and as to moneys, coin and currency, negotiable instruments, securities, or other
6 things of value as referred to in subsection (a) of this section, the distribution shall be as follows:

7 (i)(A) All proceeds of the forfeiture of real or personal property shall be distributed as
8 follows: All costs of advertising administrative forfeitures shall first be deducted from the amount
9 forfeited. Of the remainder, twenty percent (20%) of the proceeds shall be provided to the attorney
10 general's department to be used for further drug-related law enforcement activities including, but
11 not limited to, investigations, prosecutions, and the administration of this chapter; seventy percent
12 (70%) of the proceeds shall be divided among the state and local law enforcement agencies
13 proportionately based upon their contribution to the investigation of the criminal activity related to
14 the asset being forfeited; and ten percent (10%) of the proceeds shall be provided to the department
15 of ~~health~~ behavioral healthcare, developmental disabilities and hospitals for distribution to
16 substance abuse prevention and treatment programs.

17 (B) The law enforcement agencies involved in the investigation, with the assistance of the
18 attorney general, shall by agreement determine the respective proportionate share to be received by
19 each agency. If the agencies are unable to reach agreement, application shall be made by one or
20 more of the agencies involved to the presiding justice of the superior court who shall determine the
21 respective proportionate share attributable to each law enforcement agency. The proceeds from all
22 forfeitures shall be held by the general treasurer in a separate account until such time as an
23 allocation is determined by agreement of the agencies or by the presiding justice. It shall be the
24 duty and responsibility of the general treasurer to disburse the allocated funds from the separate
25 account to the respective law enforcement agencies.

26 (ii) Each state or local law enforcement agency shall be entitled to keep the forfeited money
27 or the proceeds from sales of forfeited property. The funds shall be used for law enforcement
28 purposes and investigations of violations of this chapter. The funds received by a state law
29 enforcement agency shall be maintained in a separate account by the general treasurer. The funds
30 received by a local law enforcement agency shall be maintained in a separate account by the local
31 agency's city or town treasurer.

32 (c)(1) There is established in the state's treasury a special fund to be known as the asset
33 forfeiture fund in which shall be deposited the excess proceeds of forfeitures arising out of criminal
34 acts occurring before July 1, 1987. The asset forfeiture fund shall be used to fund drug-related law

1 enforcement activity and the treatment and rehabilitation of victims of drug abuse. The fund shall
2 be administered through the office of the general treasurer. The presiding justice of the superior
3 court shall have the authority to determine the feasibility and amount of disbursement to those state
4 or local law enforcement agencies that have made application.

5 (2) Upon the application of any law enforcement agency of the state of Rhode Island, when
6 a special need exists concerning the enforcement of the provisions of this chapter, the attorney
7 general, or his or her designee, may apply to the presiding justice of the superior court for the
8 release from the general treasury of sums of money. When the presiding justice upon consideration
9 of the reasons set forth by that agency deems them to be reasonable and necessary to the
10 accomplishment of a goal within the powers and duties of that law enforcement agency, he or she
11 may issue an order ex parte providing for the release of the funds.

12 (d) Each law enforcement agency making any seizure(s) that result(s) in a forfeiture
13 pursuant to this section shall certify and file with the state treasurer between January 1 and January
14 30 an annual report detailing the property or money forfeited during the previous calendar year and
15 the use or disposition of the property or money. The report shall be made in the form and manner
16 as may be provided or specified by the treasurer and these annual law enforcement agency reports
17 shall be provided to the local governmental body governing the agency and to the house and senate
18 judiciary committees.

19 (e) Any law enforcement agency whose duty it is to enforce the laws of this state relating
20 to controlled substances is empowered to authorize designated officers or agents to carry out the
21 seizure provisions of this chapter. It shall be the duty of any officer or agent authorized or
22 designated, or authorized by law, whenever he or she shall discover any property or monies that
23 have been, or are being, used in violation of any of the provisions of this chapter, or in, upon, or by
24 means of which any violation of this chapter has taken or is taking place, to seize the property or
25 monies and to place it in the custody of the person as may be authorized or designated for that
26 purpose by the respective law enforcement agency pursuant to those provisions.

27 (f) For purposes of this section and § 30-14-2 only, the Rhode Island national guard shall
28 be deemed a law enforcement agency eligible to participate in the forfeiture of money and assets
29 seized through counterdrug operations in which members of the guard support federal, state or
30 municipal efforts.

31 SECTION 6. Effective January 1, 2021, section 31-10.3-20 of the General Laws in Chapter
32 31-10.3 entitled “Rhode Island Uniform Commercial Driver's License Act” is hereby amended to
33 read as follows:

34 [31-10.3-20. Fees. \[Effective January 1, 2020.\]](#)

1 The fees charged for commercial licenses, endorsements, classifications, restrictions, and
2 required examinations shall be as follows:

3 (1) For every commercial operator's first license, thirty dollars (\$30.00);

4 (2) For every renewal of a commercial license, fifty dollars (\$50.00);

5 (3) For every duplicate commercial license, ten dollars (\$10.00);

6 (4) For every duplicate commercial learner's permit, ten dollars (\$10.00);

7 (5) For any change of:

8 (i) Classification(s), ten dollars (\$10.00);

9 (ii) Endorsement(s), ten dollars (\$10.00);

10 (iii) Restriction(s), ten dollars (\$10.00);

11 (6) For every written and/or oral examination, ten dollars (\$10.00);

12 (7) ~~The Rhode Island board of education shall establish fees that are deemed necessary for~~
13 ~~the Community College of Rhode Island~~ For the division of motor vehicles to administer the skill
14 test, ~~not to exceed~~ one hundred dollars (\$100);

15 (8) For every commercial learner's permit, sixty dollars (\$60.00).

16 (9) [Deleted by P.L. 2019, ch. 49, § 1 and P.L. 2019, ch. 75, § 1].

17 SECTION 7. Section 40.1-1-13 of the General Laws in Chapter 40.1-1 entitled "Behavioral
18 Healthcare, Developmental Disabilities and Hospitals" is hereby amended to read as follows:

19 **40.1-1-13. Powers and duties of the office.**

20 (a) Notwithstanding any provision of the Rhode Island general laws to the contrary, the
21 department of behavioral healthcare, developmental disabilities and hospitals shall have the
22 following powers and duties:

23 (1) To establish and promulgate the overall plans, policies, objectives, and priorities for
24 state substance-abuse education, prevention, and treatment; provided, however, that the director
25 shall obtain and consider input from all interested state departments and agencies prior to the
26 promulgation of any such plans or policies;

27 (2) Evaluate and monitor all state grants and contracts to local substance-abuse service
28 providers;

29 (3) Develop, provide for, and coordinate the implementation of a comprehensive state plan
30 for substance-abuse education, prevention, and treatment;

31 (4) Ensure the collection, analysis, and dissemination of information for planning and
32 evaluation of substance-abuse services;

1 (5) Provide support, guidance, and technical assistance to individuals, local governments,
2 community service providers, public and private organizations in their substance-abuse education,
3 prevention, and treatment activities;

4 (6) Confer with all interested department directors to coordinate the administration of state
5 programs and policies that directly affect substance-abuse treatment and prevention;

6 (7) Seek and receive funds from the federal government and private sources in order to
7 further the purposes of this chapter;

8 (8) To act in conjunction with the executive office of health and human services as the
9 state's co-designated agency (42 U.S.C. § 300x-30(a)) for administering federal aid and for the
10 purposes of the calculation of the expenditures relative to the substance-abuse block grant and
11 federal funding maintenance of effort. The department of behavioral healthcare, developmental
12 disabilities and hospitals, as the state's substance-abuse authority, will have the sole responsibility
13 for the planning, policy and implementation efforts as it relates to the requirements set forth in
14 pertinent substance-abuse laws and regulations including 42 U.S.C. § 300x-21 et seq.;

15 (9) Propose, review, and/or approve, as appropriate, proposals, policies, or plans involving
16 insurance and managed care systems for substance-abuse services in Rhode Island;

17 (10) To enter into, in compliance with the provisions of chapter 2 of title 37, contractual
18 relationships and memoranda of agreement as necessary for the purposes of this chapter;

19 (11) To license facilities and programs for the care and treatment of substance abusers and
20 for the prevention of substance abuse, and provide the list of licensed chemical dependency
21 professionals (LCDP) and licensed chemical dependency clinical supervisors (LCDCS) (licensed
22 by the department of health pursuant to chapter 69 of title 5) for use by state agencies including,
23 but not limited to, the adjudication office of the department of transportation, the district court and
24 superior court and the division of probation and parole for referral of individuals requiring
25 substance-use disorder treatment;

26 (12) To promulgate rules and regulations necessary to carry out the requirements of this
27 chapter;

28 (13) Perform other acts and exercise any other powers necessary or convenient to carry out
29 the intent and purposes of this chapter;

30 (14) To exercise the authority and responsibilities relating to education, prevention, and
31 treatment of substance abuse, as contained in, but not limited to, the following chapters: chapter
32 1.10 of title 23; chapter 10.1 of title 23; chapter 28.2 of title 23; chapter 21.2 of title 16; chapter
33 21.3 of title 16; chapter 50.1 of title 42; chapter 109 of title 42; chapter 69 of title 5 and § 35-4-18;

1 (15) To establish a Medicare Part D restricted-receipt account in the hospitals and
2 community rehabilitation services program to receive and expend Medicare Part D reimbursements
3 from pharmacy benefit providers consistent with the purposes of this chapter;

4 (16) To establish a **RICLAS** group home operations restricted-receipt account in the
5 services for the developmentally disabled program to receive and expend rental income from
6 **RICLAS** group clients for group home-related expenditures, including food, utilities, community
7 activities, and the maintenance of group homes;

8 (17) To establish a non-Medicaid, third-party payor restricted-receipt account in the
9 hospitals and community rehabilitation services program to receive and expend reimbursement
10 from non-Medicaid, third-party payors to fund hospital patient services that are not Medicaid
11 eligible; and

12 (18) To certify recovery housing facilities directly, or through a contracted entity, as
13 defined by department guidelines, that includes adherence to using National Alliance for Recovery
14 Residences (NARR) standards. In accordance with a schedule to be determined by the department,
15 all referrals from state agencies or state-funded facilities shall be to certified houses, and only
16 certified recovery housing facilities shall be eligible to receive state funding to deliver recovery
17 housing services.

18 SECTION 8. Section 42-142-8 of the General Laws in Chapter 42-142 entitled
19 "Department of Revenue" is hereby amended to read as follows:

20 **42-142-8. Collection Unit**

21 (a) The director of the department of revenue is authorized to establish within the
22 department of revenue a collection unit for the purpose of assisting state agencies in the collection
23 of debts owed to the state. The director of the department of revenue may enter into an agreement
24 with any state agency(ies) to collect any delinquent debt owed to the state.

25 (b) The director of the department of revenue shall initially implement a pilot program to
26 assist the agency(ies) with the collection of delinquent debts owed to the state. All state agencies,
27 including, but not limited to quasi-agencies, boards and commissions, shall begin participating in
28 the collection unit pilot program no later than October 1, 2020 and shall refer all eligible debts
29 pursuant to the criteria in paragraph (c) no later than January 31, 2021, unless prohibited by federal
30 law, rule or regulation. After February 1, 2021, the participating agencies shall refer all eligible
31 debts to the collection unit within thirty (30) days of eligibility pursuant to paragraph (c) of this
32 statute. Nothing herein shall prohibit the collection unit from exercising its discretion in
33 determining whether or not to accept a referred debt.

34 (c) The agency(ies) ~~participating in the pilot program~~ shall refer to the collection unit

1 within the department of revenue, debts owed by delinquent debtors where the nature and amount
2 of the debt owed has been determined and reconciled by the agency and the debt is: (i) The subject
3 of a written settlement agreement and/or written waiver agreement and the delinquent debtor has
4 failed to timely make payments under the agreement and/or waiver and is therefore in violation of
5 the terms of the agreement and/or waiver; (ii) The subject of a final order, judgment, or decision
6 of a court of competent jurisdiction, or an agency's final order or decision, and the debtor has not
7 timely appealed the order, judgment, or decision; or (iii) The subject of a final order, judgment,
8 or decision of a court of competent jurisdiction and the debtor has not timely appealed the order,
9 judgment, or decision. The collection unit shall not accept a referral of any delinquent debt unless
10 it satisfies subsections (c) (i), (ii) or (iii) of this section.

11 (d) Any agency(ies) entering into an agreement with the department of revenue to allow
12 the collection unit of the department to collect a delinquent debt owed to the state shall indemnify
13 the department of revenue against injuries, actions, liabilities, or proceedings arising from the
14 collection, or attempted collection, by the collection unit of the debt owed to the state.

15 (e) Before referring a delinquent debt to the collection unit, the agency(ies) must notify
16 the debtor of its intention to submit the debt to the collection unit for collection and of the debtor's
17 right to appeal that decision not less than thirty (30) days before the debt is submitted to the
18 collection unit.

19 (f) At such time as the agency(ies) refers a delinquent debt to the collection unit, the
20 agency shall: (i) Represent in writing to the collection unit that it has complied with all applicable
21 state and federal laws and regulations relating to the collection of the debt, including, but not
22 limited to, the requirement to provide the debtor with the notice of referral to the collection unit
23 under subsection (e) of this section; and (ii) Provide the collection unit personnel with all relevant
24 supporting documentation including, but not limited to, notices, invoices, ledgers,
25 correspondence, agreements, waivers, decisions, orders, and judgments necessary for the
26 collection unit to attempt to collect the delinquent debt.

27 (g) The referring agency(ies) shall assist the collection unit by providing any and all
28 information, expertise, and resources deemed necessary by the collection unit to collect the
29 delinquent debts referred to the collection unit.

30 (h) Upon receipt of a referral of a delinquent debt from an agency(ies), the amount of the
31 delinquent debt shall accrue interest at the annual rate of interest established by law for the
32 referring agency or at an annual rate of 13%, whichever percentage is greater.

33 (i) Upon receipt of a referral of a delinquent debt from the agency(ies), the collection unit
34 shall provide the delinquent debtor with a "Notice of Referral" advising the debtor that:

1 (1) The delinquent debt has been referred to the collection unit for collection; and

2 (2) The collection unit will initiate, in its names, any action that is available under state
3 law for the collection of the delinquent debt, including, but not limited to, referring the debt to a
4 third party to initiate and prosecute said action.

5 (j) Upon receipt of a referral of a delinquent debt from an agency(ies), the director of the
6 department of revenue shall have the authority to initiate, in its name, any action(s) that are
7 available under state law for collection of the delinquent debt and may negotiate the terms of a
8 settlement agreement, including the amount of principal, interest, penalties, and/or fees thereon
9 and ~~to~~, with or without initiating suit, to settle the delinquent debt. The collection unit shall have
10 discretion to refer a debt back to the referring agency when the unit deems it appropriate.

11 (k) In exercising its authority under this section, the collection unit shall comply with all
12 state and federal laws and regulations related to the collection of debts.

13 (l) Upon the receipt of payment from a delinquent debtor, whether a full or partial
14 payment, the collection unit shall disburse ~~or~~ deposit the proceeds of the payment in the following
15 order:

16 (1) To the appropriate federal account to reimburse the federal government funds owed ~~to~~
17 ~~them~~ by the state from the funds that are recovered;

18 (2) In the event that less than fifty percent (50%) of the amount collected on the debt is to
19 be deposited into the general fund as general revenues, the central collections unit shall withhold
20 fifteen percent (15%) of the collected amount and that amount shall be deposited into the general
21 fund as general revenues; and

22 ~~(2)(3)~~ The balance of the amount collected to the referring agency.

23 (a) Notwithstanding the above, the establishment of a collection unit within the
24 department of revenue shall be contingent upon an annual appropriation by the general assembly
25 of amounts necessary and sufficient to cover the costs and expenses to establish, maintain, and
26 operate the collection unit including, but not limited to, computer hardware and software,
27 maintenance of the computer system to manage the system, and personnel to perform work within
28 the collection unit.

29 (b) In addition to the implementation of any pilot program, the collection unit shall comply
30 with the provisions of this section in the collection of all delinquent debts under this section.

31 (c) The department of revenue is authorized to promulgate rules and regulations as it
32 deems appropriate with respect to the collection unit.

33 (d) By September 1, 2020, and each year thereafter, the department of revenue shall
34 specifically assess the performance, effectiveness, and revenue impact of the collections

1 associated with this section, including, but not limited to, the total amounts referred and collected
2 by each referring agency during the previous state fiscal year to the governor, the speaker of the
3 house of representatives, the president of the senate, the chairpersons of the house and senate
4 finance committees, and the house and senate fiscal advisors. The report shall include the net
5 revenue impact to the state of the collection unit.

6 (e) No operations of a collection unit pursuant to this chapter shall be authorized after
7 June 30, 2021.

8 SECTION 9. Section 45-13-1.1 of the General Laws in Chapter 45-13 entitled "State Aid"
9 is hereby amended to read as follows:

10 **45-13-1.1. Aid reduced by amounts owed state entities.**

11 If any city or town fails to pay any assessment, bill, or charge levied, presented, or imposed
12 by any public or quasi-public board, commission, corporation, council, authority, agency,
13 department, committee or other similar body organized under the laws of this state, within ninety
14 (90) ~~one hundred eighty (180)~~ days of the presentment for payment of the assessment, bill, or charge
15 to the city or town, then there shall be deducted from any state aid determined to be due under the
16 provisions of this chapter, or from any funds distributed pursuant to chapters 44-18 (sales and use
17 tax) and 44-13 (public service corporation tax) of Title 44, and an amount equal to that due and
18 owing any or all of those commissions; provided, that the amount of any deduction shall be reduced
19 by the amount of any bill or charge presented for payment by city or town to the state, which bill
20 or charge has not been paid by the state within ninety (90) ~~one hundred eighty (180)~~ days of
21 presentment.

22 SECTION 10. Section 45-42-1 of the General Laws in Chapter 45-42 entitled "Emergency
23 Police Power" is hereby amended to read as follows:

24 **45-42-1. Emergency police power.**

25 (a) When the police chief of a city or town within the state, or his or her designee, requests
26 emergency police assistance from another city or town police department within the state, the
27 officers responding to the request shall be subject to the authority of the requesting chief and have
28 the same authority, powers, duties, privileges, and immunities as a duly appointed police officer of
29 the city or town making the request, until the requesting chief of police discharges and releases the
30 assisting police officers to their own city or town departments.

31 (b) Law enforcement officers from out of state shall have limited emergency police powers
32 to transport, guard, and maintain custody of any person who is arrested out of state but transported
33 to a Rhode Island medical facility for emergency medical treatment. Prior to entry into Rhode
34 Island, the out-of-state police department maintaining custody of said arrested person shall notify

1 the Rhode Island state police of the transport and the site of the emergency medical treatment. The
2 emergency police powers granted shall cease immediately upon the expiration of eight (8) hours
3 from the time ~~of notification~~ [the arrested person is released from the medical facility](#), or upon a
4 fugitive-from-justice warrant being executed, whichever shall arise first.

5 SECTION 11. This section shall serve as joint resolution required pursuant to Section 1,
6 Article XIV of the Constitution of the State of Rhode Island and Providence Plantations.

7 JOINT RESOLUTION

8 TO APPROVE AND PUBLISH AND SUBMIT TO THE ELECTORS A PROPOSITION
9 OF AMENDMENT TO THE CONSITUTION OF THE STATE –ITEM VETO

10 RESOLVED, That a majority of the members elected to each house of the general
11 assembly noting therefor, the following amendment to the Constitution of the state be proposed to
12 the qualified electors of the state for their approval in accordance with the provisions of Article
13 XIV of the Constitution:

14 ARTICLE IX – OF THE EXECUTIVE POWER

15 **Section 14.** Veto power of governor -- Veto overrides by general assembly -- Acts
16 effective without action by governor. -- Every bill, resolution, or vote (except such as relate to
17 adjournment, the organization or conduct of either or both houses of the general assembly, and
18 resolutions proposing amendment to the Constitution) which shall have passed both houses of
19 the general assembly shall be presented to the governor. If the governor approves it the governor
20 shall sign it, and thereupon it shall become operative, but if the governor does not approve it the
21 governor shall return it, accompanied by the governor's objections in writing to the house in
22 which it originated, which shall enter the governor's objections in full upon its journal and
23 proceed to reconsider it. If, after such reconsideration, three-fifths of the members present and
24 voting in ([except for any bill addressing appropriation of money, two-thirds of the members](#)
25 [elected to](#)) that house shall vote to pass the measure, it shall be sent with the objections, to the
26 other house, by which it shall likewise be reconsidered, and if approved by three-fifths of the
27 members present and voting in ([except for any bill addressing appropriation of money, two-thirds](#)
28 [of the members elected to](#)) that house, it shall become operative in the same manner as if the
29 governor had approved it, but in such cases the votes of both houses shall be determined by ayes
30 and nays and the names of the members voting for and against the measure shall be entered upon
31 the journal of each house, respectively. If the measure shall not be returned by the governor
32 within six days (Sundays excepted) after it shall have been presented to the governor the same
33 shall become operative unless the general assembly, by adjournment, prevents its return, in which

1 case it shall become operative unless transmitted by the governor to the secretary of state, with
2 the governor's disapproval in writing within ten days after such adjournment.

3 If any bill presented to the governor shall address appropriation of money, the governor
4 may:

5 (a) Approve or disapprove the entire bill in like manner as the passage of other bills set
6 forth in this section; or

7 (b) Reduce or eliminate any sum or sums of money appropriated in the bill while approving
8 other portions of the bill, in which case the portions of the bill approved by the governor shall
9 become law, and each reduced or eliminated sum of money shall also become law unless the general
10 assembly reconsiders and separately and individually passes the original sum according to the rules
11 and limitations prescribed in this section for the passage of other bills over the governor's veto;
12 and/or

13 (c) Disapprove one or more items or parts of items of the bill (other than sum or sums of
14 money described in the immediately preceding paragraph (b) of this section), in which case the
15 portions of the bill approved by the governor shall become law, and each item or part of an item
16 disapproved by the governor shall not become law unless the general assembly reconsiders and
17 separately and individually passes the original version of the item or part of an item according to
18 the rules and limitations prescribed in this section for the passage of other bills over the governor's
19 veto, provided:

20 (1) That

21 in approving the bill in part, the governor may not create:

22 (i) a new word by rejecting individual letters in the words; or

23 (ii) a new sentence by combining parts or two or more sentences; and

24 (2) Further, that to the extent an item or part of an item disapproved by the governor
25 constitutes a condition, including but not limited to directing or restricting the use, of an
26 appropriated fund, the sum corresponding to the specific item of appropriated fund to which the
27 disapproved condition applies shall not be reduced but shall remain as part of the appropriated
28 funds.

29 RESOLVED, That this proposition of amendment shall be submitted to qualified electors
30 for their approval or rejection at the next statewide general election. The voting places in the several
31 cities and towns shall be kept open during the hours required by law for voting therein for general
32 officers of the state; and be it further

33 RESOLVED, That the secretary of state shall cause this proposition of amendment to be
34 published in the newspapers of the state prior to the date of the meetings of qualified electors; and

1 this proposition of amendment shall be inserted in notices to be issued prior to the meetings of
2 qualified electors for the purpose of warning the town, ward, or district meetings, and this
3 proposition of amendment shall be read by the town, ward, or district meetings to be held as
4 aforesaid; and be it further

5 RESOLVED, That the town, ward, and district meetings to be held as aforesaid shall be
6 warned, and the list of voters shall be canvassed and made up, and the town, ward, and district
7 meetings shall be conducted in the same manner as now provided by law for the town, ward, and
8 district meetings for the election of general officers of the state; and be it further

9 RESOLVED, That upon approval by the qualified electors, this proposition of amendment
10 shall take effect and amend Section 14 of Article IX of the Constitution of the state on January 3,
11 2023.

12 SECTION 12. This article shall take effect upon passage.