

2023 -- H 5128

LC000217

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

A N A C T

RELATING TO MILITARY AFFAIRS AND DEFENSE -- RHODE ISLAND VETERANS' HOME

Introduced By: Representatives Vella-Wilkinson, Noret, Donovan, Hull, Corvese, J  
Lombardi, Diaz, Azzinaro, Casimiro, and Kazarian

Date Introduced: January 12, 2023

Referred To: House Veterans` Affairs

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 30-24-10 of the General Laws in Chapter 30-24 entitled "Rhode  
2 Island Veterans' Home" is hereby amended to read as follows:

3 **30-24-10. Admissible to home — Fees.**

4 (a) Any person who has served in the army, navy, marine corps, coast guard, or air force  
5 of the United States for a period of ninety (90) days or more and that period began or ended during  
6 any foreign war in which the United States shall have been engaged or in any expedition or  
7 campaign for which the United States government issues a campaign medal, and who was  
8 honorably discharged from it, and who shall be deemed to be in need of care provided at the Rhode  
9 Island veterans' home, may be admitted to that facility subject to such rules and regulations as shall  
10 be adopted by the director of human services to govern the admission of applicants to the facility.  
11 Any person who has served in the armed forces of the United States designated herein and otherwise  
12 qualified, who has served less than the ninety-day (90) period described in this section, and who  
13 was honorably discharged from service, and who, as a result of the service, acquired a service-  
14 connected disability or disease, may be admitted. No person shall be admitted to the facility unless  
15 the person has been accredited to the enlistment or induction quota of the state or has resided in the  
16 state for at least two (2) consecutive years next prior to the date of the application for admission to  
17 the facility.

18 [\(1\) In addition to the guidelines set forth in subsection \(a\) of this section, the following](#)

1 persons shall also be eligible for admission:

2 (i) Any person who served in the army, navy, marine corps, coast guard, or air force of the  
3 United States for a period of ninety (90) days during the Cold War;

4 (ii) Any veteran as described in subsection (a) of this section who is receiving Veteran  
5 Administration service connected disability, who served less than ninety (90) days on active service  
6 during war time; or

7 (iii) Any veteran as described in subsection (a) of this section who is retired from the Rhode  
8 Island national guard, and does not have ninety (90) days of active service during war time.

9 (b)(1) The director shall, at the end of each fiscal year, determine the net, per-diem  
10 expenses of maintenance of residents in the facility and shall assess against each resident who has  
11 “net income”, as defined in this section, a fee equal to eighty percent (80%) of the resident’s net  
12 income, provided that fee shall not exceed the actual cost of care and maintenance for the resident;  
13 and provided that an amount equal to twenty percent (20%) of the maintenance fee assessed shall  
14 be allocated to, and deposited in, the veterans’ restricted account. For the purposes of this section,  
15 “net income” is defined as gross income minus applicable federal and state taxes and minus:

16 (i) An amount equal to one hundred fifty dollars (\$150) per month of residency and fifty  
17 percent (50%) of any sum received due to wounds incurred under battle conditions for which the  
18 resident received the purple heart; and

19 (ii) The amount paid by a resident for the support and maintenance of his or her spouse,  
20 parent(s), minor child(ren), or child(ren) who is/are blind or permanently and totally disabled as  
21 defined in title XVI of the Federal Social Security Act, 42 U.S.C. §§ 1381 — 1383d, subject to a  
22 maximum amount to be determined by rules and regulations as shall be adopted by the director.

23 (2) The fees shall be paid monthly to the home and any failure to make payment when due  
24 shall be cause for dismissal from the facility. Prior to dismissal, the resident shall be afforded  
25 administrative due process.

26 (c) Admissions to the veterans’ home shall be made without discrimination as to race,  
27 color, national origin, religion, sex, disability, marital status, age, sexual orientation, gender identity  
28 or expression, assets, or income.

29 (d) Laundry services shall be provided to the residents of the Rhode Island veterans’ home  
30 at no charge to the residents, with such funds to cover the cost of providing laundry services for  
31 residents of the Rhode Island veterans’ home derived from monies appropriated to the department  
32 of human services.

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

=====  
LC000217  
=====

EXPLANATION  
BY THE LEGISLATIVE COUNCIL

OF

A N A C T

RELATING TO MILITARY AFFAIRS AND DEFENSE -- RHODE ISLAND VETERANS'  
HOME

\*\*\*

1           This act would allow veterans who served during the Cold War, veterans who are receiving  
2 veteran administration connected disability, and Rhode Island National Guard member with less  
3 than ninety (90) days of war time service to be allowed admission into the Rhode Island Veterans'  
4 Home.

5           This act would take effect upon passage.

=====  
LC000217

=====