

=====
LC002516
=====

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2025

A N A C T

RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND
HOSPITALS -- CORE STATE BEHAVIORAL HEALTH CRISIS SERVICES SYSTEMS-988

Introduced By: Representatives Shallcross Smith, Hull, Corvese, J. Lombardi, Batista,
Solomon, Casimiro, Fellela, Casey, and Cruz

Date Introduced: March 21, 2025

Referred To: House Finance

It is enacted by the General Assembly as follows:

1 SECTION 1. Legislative findings and purpose.

2 The general assembly finds as follows:

3 (1) It is in the public interest to improve the quality and access to behavioral health crisis

4 services; reducing stigma surrounding suicide, mental health and substance use conditions;

5 providing a behavioral health crisis response that is substantially equivalent to the response already

6 provided to individuals who require emergency physical health care in the state; furthering equity

7 in addressing behavioral health and substance use conditions; requiring parity in insurers' and

8 health plans' coverage of mental health and substance use disorder benefits; strengthening the crisis

9 response for children, youth, young people, and families; requiring protocols for 988 crisis

10 counselors, 911 responders, and law enforcement involvement; updating the name of the 988

11 Suicide Hotline; ensuring a culturally and linguistically competent response to behavioral health

12 crises and saving lives; requiring the state to pursue sustainable sources of funding; building a new

13 system of equitable and linguistically appropriate behavioral crisis services in which all individuals

14 are treated with respect, dignity, cultural competence, and humility; and for the purpose of

15 complying with the National Suicide Hotline Designation Act of 2020 and the Federal

16 Communication Commission's rules adopted July 16, 2020 to ensure that all citizens and visitors

17 of the state receive a consistent level of 988 and crisis behavioral health services no matter where

18 they live, work, or travel in the state.

SECTION 2. Title 40.1 of the General Laws entitled "BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND HOSPITALS" is hereby amended by adding thereto the following chapter:

CHAPTER 30

CORE STATE BEHAVIORAL HEALTH CRISIS SERVICES SYSTEMS

40.1-30-1. Definitions.

In this chapter, the following words have the following meanings:

(1) "988" means the universal telephone number designated as the universal telephone number within the United States for the purpose of the national suicide prevention and mental health crisis hotline system operating through the 988 Suicide & Crisis Lifeline, or its successor maintained by the Assistant Secretary for Mental Health and Substance Use under section 520E-3 of the Public Health Service Act (42 U.S.C. 290bb-36(c)).

(2) "988 administrator" means the administrator of the 988 national suicide prevention and mental health crisis hotline 988 Suicide & Crisis Lifeline system maintained by the Assistant Secretary for Mental Health and Substance Use under section 520E-3 of the Public Health Service Act (42 U.S.C. § 290bb-36(a)).

(3) "988 contact" means a communication with the 988 Suicide & Crisis Lifeline system within the United States operating through the National Suicide Prevention Lifeline or its successor via modalities offered, including call, chat, or text.

(4) "988 crisis center" or "988 suicide lifeline" means a state-designated center participating in the 988 Suicide & Crisis Lifeline program to respond to statewide or regional 988 contacts.

(5) "988 fee" means the surcharge assessed on commercial landline, mobile service, prepaid wireless voice service, and interconnected voice over Internet protocol service lines created under § 39-21.1-14 authority for communication law, regulation, and technological innovation.

(6) "988 Suicide & Crisis Lifeline (988 Lifeline)" means the national suicide prevention and mental health crisis hotline system maintained by the Assistant Secretary for Mental Health and Substance Use under section 520E-3 of the Public Health Service Act (42 U.S.C. 290bb-36(c)).

(7) "Behavioral health crisis services" means the continuum of services needed by an individual experiencing a mental health or substance use crisis including, but not limited to, crisis intervention, crisis stabilization, and crisis residential needs provided by 988 contact centers, mobile crisis teams, and crisis receiving and stabilization service providers.

(8) "Crisis receiving and stabilization centers" are facilities providing short term services of up to twenty-four (24) hours with capacity for diagnosis, initial management, observation, crisis

1 stabilization and follow up referral services to all persons in a home-like environment.

2 (9) "Director" means the director of the department of behavioral healthcare,
3 developmental disabilities and hospitals (BHDDH).

4 (10) "Federal Communications Commission" regulates interstate and international
5 communications by radio, television, wire, satellite, and cable in all fifty (50) states, the District of
6 Columbia and U.S. territories. An independent U.S. government agency overseen by Congress, the
7 Commission is the federal agency responsible for implementing and enforcing America's
8 communications law and regulations.

9 (11) "State or related public health authority" means the department of behavioral
10 healthcare, developmental disabilities and hospitals.

11 (12) "Substance Abuse and Mental Health Services Administration ("SAMHSA")" means
12 the agency within the U.S. Department of Health and Human Services that leads public health
13 efforts to advance the behavioral health of the nation.

14 (13) "Veterans Crisis Line (VCL)" means Veterans Crisis Line maintained by the Secretary
15 of Veterans Affairs under 28 U.S.C. § 1720F(h).

16 **40.1-30-2. Crisis services systems established.**

17 (a) The director is hereby authorized to designate a 988 crisis center or centers to provide
18 crisis intervention services and crisis care coordination to individuals accessing the 988 suicide
19 prevention and behavioral health crisis hotline within Rhode Island twenty-four (24) hours a day,
20 seven (7) days a week.

21 (b) The designated 988 Lifeline center(s) shall meet 988 Lifeline program requirements
22 and best practices guidelines for operational, performance and clinical standards.

23 (c) The designated 988 crisis center shall provide data, report, and participate in evaluations
24 and related quality improvement activities as required by the 988 administrators.

25 (d) The designated 988 crisis center shall coordinate crisis and outgoing services, access to
26 crisis receiving and stabilization services or other local resources as appropriate and consistent with
27 guidelines and best practices established by SAMHSA.

28 (e) To facilitate the ongoing care needs of persons contacting 988, the state or related public
29 health authority shall ensure active collaborations and coordination of service linkages between the
30 designated center(s), mental health and substance use disorder treatment providers, local
31 community mental health centers (including certified community behavioral health clinics and
32 community behavioral health centers), mobile crisis teams, and community-based as well as
33 hospital emergency departments and inpatient psychiatric settings, establishing formal agreements
34 and appropriate information sharing procedures where appropriate.

1 (f) The state or related public health authority shall assure active collaborations and
2 coordination of service linkages between the designated center(s) and crisis receiving and
3 stabilization services for individuals accessing the 988 Suicide & Crisis Lifeline through
4 appropriate information sharing regarding availability of services.

5 (g) The state or related, public health authority shall work in concert with the 988 Suicide
6 & Crisis Lifeline, for the purposes of ensuring consistency of public messaging about 988 services.

7 (h) The designated 988 Lifeline center(s) shall meet the requirements set forth by the 988
8 Lifeline program for serving at-risk and specialized populations as identified by the Substance
9 Abuse and Mental Health Services Administration (SAMHSA) including, but not be limited to,
10 LGBTQ+ individuals, children, youth and young people, racially, ethnically, and linguistically
11 diverse populations, rural individuals, veterans, American Indians, Alaskan Natives, and other
12 high-risk populations as well as those with co-occurring substance use; provide culturally and
13 linguistically competent care; and include training requirements and policies for transferring a 988
14 Lifeline contact to an appropriate specialized center or subnetworks within the 988 Lifeline
15 program.

16 (i) The designated 988 crisis center shall provide follow-up services to individuals
17 accessing the 988 Suicide & Crisis Lifeline consistent with guidance and policies established by
18 the 988 Lifeline program.

19 (j) The state or related public health authority having primary oversight of suicide
20 prevention and crisis service activities and essential coordination shall provide an annual report of
21 the 988 Suicide & Crisis Lifeline's usage and the services provided to the general assembly and to
22 SAMHSA.

23 **40.1-30-3. Implementation-Advisory board.**

24 The director shall provide general oversight of and direction on the state's implementation
25 and operation of the 988 Suicide & Crisis Lifeline. During the course of the oversight, the director
26 shall create an advisory board to provide guidance to the 988 Suicide & Crisis Lifeline. The
27 advisory body, consisting of eleven (11) members shall include, but not be limited to, the following
28 members: One representative of the designated 988 Suicide & Crisis Lifeline center(s), one
29 representative of the 9-1-1 call centers, one representative appointed from the department of
30 behavioral healthcare, developmental disabilities and hospitals, one member from a state substance
31 use agency, one member of law enforcement, one nurse from a hospital emergency department,
32 one member of the judiciary appointed by the chief justice, one individual with lived experience
33 with suicide prevention or behavioral health crisis services usage and two (2) family members and
34 caregivers of patients of mental health facilities, and one behavioral health crisis services provider.

1 **40.1-30-4. Collaboration with E-911 system.**

2 [The director shall act in the public interest to enhance the public emergency response](#)
3 [system to ensure individuals in a behavioral health crisis are connected to the appropriate](#)
4 [behavioral health response by facilitating collaboration between 988 and E-911 services.](#)

5 SECTION 3. Section 39-21.1-14 of the General Laws in Chapter 39-21.1 entitled "911
6 Emergency Telephone Number Act" is hereby amended to read as follows:

7 **39-21.1-14. ~~E-911 surcharge and first response surcharge.~~ E-911 and 988 suicide**
8 **lifeline surcharge and first response surcharge.**

9 (a)(1) A [combined](#) monthly E-911 [and 988](#) surcharge of fifty cents (\$.50) is hereby levied
10 upon each residence and business telephone line or trunk, or path and data, telephony, internet,
11 voice over internet protocol (VoIP) wireline, line, trunk, or path in the state including PBX trunks
12 and centrex equivalent trunks and each line or trunk serving, and upon each user interface number
13 or extension number or similarly identifiable line, trunk, or path to or from a digital network (such
14 as, but not exclusive of, integrated services digital network (ISDN), Flexpath, or comparable digital
15 private branch exchange, or connecting to or from a customer-based or dedicated telephone switch
16 site (such as, but not exclusive of, a private branch exchange (PBX)), or connecting to or from a
17 customer-based or dedicated central office (such as, but not exclusive of, a centrex system but
18 exclusive of trunks and lines provided to wireless communication companies) that can access to,
19 connect with, or interface with the Rhode Island E-911 uniform emergency telephone system (RI
20 E-911) [and 988 suicide lifeline](#). In each instance where a surcharge is levied pursuant to this
21 subsection (a)(1) there shall also be a monthly first response surcharge of fifty cents (\$.50). The
22 surcharges shall be billed by each telecommunication services provider at the inception of services
23 and shall be payable to the telecommunication services provider by the subscriber of the services.

24 (2) A monthly E-911 [and 988](#) surcharge of fifty cents (\$.50) is hereby levied on each
25 wireless instrument, device, or means, including prepaid, cellular, telephony, internet, voice over
26 internet protocol (VoIP), satellite, computer, radio, communication, data or data only wireless lines,
27 or any other wireless instrument, device, or means that has access to, connects with, or activates or
28 interfaces or any combination thereof with the E-911 uniform emergency telephone system [and the](#)
29 [988 suicide lifeline](#). In each instance where a surcharge is levied pursuant to this subsection (a)(2)
30 there shall also be a monthly first response surcharge of seventy-five cents (\$.75). The surcharges
31 shall be billed by each telecommunication services provider and shall be payable to the
32 telecommunication services provider by the subscriber. Prepaid wireless telecommunications
33 services shall not be included in this act, but shall be governed by chapter 21.2 of this title. The E-
34 911 uniform emergency telephone system [and the 988 suicide lifeline](#) shall establish, by rule or

1 regulation, an appropriate funding mechanism to recover from the general body of ratepayers this
2 surcharge.

3 (b) The amount of the surcharges shall not be subject to the tax imposed under chapter 18
4 of title 44 nor be included within the telephone common carrier's gross earnings for the purpose of
5 computing the tax under chapter 13 of title 44.

6 (c) Each telephone common carrier and each telecommunication services provider shall
7 establish a special account to which it shall deposit on a monthly basis the amounts collected as
8 surcharges under this section.

9 (d) The money collected by each telecommunication services provider shall be transferred
10 within sixty (60) days after its inception of wireline, wireless, prepaid, cellular, telephony, voice
11 over internet protocol (VoIP), satellite, computer, internet, or communications services in this state
12 and every month thereafter, to the division of taxation, together with the accrued interest. The E-
13 911 [and 988](#) surcharge shall be deposited in ~~a~~ [two \(2\) separate](#) restricted-receipt ~~account~~ [accounts](#)
14 and [each](#) used solely for the operation of the E-911 uniform emergency telephone system [and the](#)
15 [988 suicide lifeline](#). The first response surcharge shall be deposited in the general fund; provided,
16 however, that ten percent (10%) of the money collected from the first response surcharge shall be
17 deposited in the information technology restricted receipt account (ITRR account) established
18 pursuant to § 42-11-2.5(a). Any money not transferred in accordance with this subsection shall be
19 assessed interest at the rate set forth in § 44-1-7 from the date the money should have been
20 transferred.

21 (e) Every billed subscriber-user shall be liable for any surcharge imposed under this section
22 until it has been paid to the telephone common carrier or telecommunication services provider. Any
23 surcharge shall be added to and shall be stated separately in the billing by the telephone common
24 carrier or telecommunication services provider and shall be collected by the telephone common
25 carrier or telecommunication services provider.

26 (f) Each telephone common carrier and telecommunication services provider shall annually
27 provide the E-911 uniform emergency telephone system division, [and 988 suicide lifeline](#) or any
28 other agency that may replace it, with a list of amounts uncollected, together with the names and
29 addresses of its subscriber-users who can be determined by the telephone common carrier or
30 telecommunication services provider to have not paid the E-911 [and 988 suicide lifeline](#) surcharge.

31 (g) Included within, but not limited to, the purposes for which the money collected from
32 the E-911 [and 988 suicide lifeline](#) surcharge may be used, are rent, lease, purchase, improvement,
33 construction, maintenance, repair, and utilities for the equipment and site or sites occupied by the
34 E-911 uniform emergency telephone system and [988 suicide lifeline](#); salaries, benefits, and other

1 associated personnel costs; acquisition, upgrade, or modification of PSAP [and 988 suicide lifeline](#)
2 equipment to be capable of receiving E-911 [and 988 suicide lifeline](#) information, including
3 necessary computer hardware, software, and database provisioning, addressing, and non-recurring
4 costs of establishing emergency services; network development, operation, and maintenance;
5 database development, operation, and maintenance; on-premise equipment maintenance and
6 operation; training emergency service personnel regarding use of E-911 [and 988 suicide lifeline](#);
7 educating consumers regarding the operations, limitations, role, and responsible use of E-911 [and](#)
8 [988 suicide lifeline](#); reimbursement to telephone common carriers or telecommunication services
9 providers of rates or recurring costs associated with any services, operation, administration, or
10 maintenance of E-911 [and 988 suicide lifeline](#) services as approved by the division; reimbursement
11 to telecommunication services providers or telephone common carriers of other costs associated
12 with providing E-911 [and 988 suicide lifeline](#) services, including the cost of the design,
13 development, and implementation of equipment or software necessary to provide E-911 [and 988](#)
14 [suicide lifeline](#) service information to PSAPs [and 988 suicide lifeline](#), as approved by the division.

15 (h) [Deleted by P.L. 2000, ch. 55, art. 28, § 1.]

16 (i) Nothing in this section shall be construed to constitute rate regulation of wireless
17 communication services carriers, nor shall this section be construed to prohibit wireless
18 communication services carriers from charging subscribers for any wireless service or feature.

19 (j) [Deleted by P.L. 2006, ch. 246, art. 4, § 1.]

20 SECTION 4. This act shall take effect upon passage.

=====
LC002516
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO BEHAVIORAL HEALTHCARE, DEVELOPMENTAL DISABILITIES AND
HOSPITALS -- CORE STATE BEHAVIORAL HEALTH CRISIS SERVICES SYSTEMS-988

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- This act would establish the 988 lifeline as part of a core state behavioral health crisis services system, to be administered by the director of the department of behavioral healthcare, developmental disabilities and hospitals. The systems would include establishing and administering a 988 lifeline for suicide prevention and behavioral health crisis response, and expanding the use of the 911 and first responder surcharges to include the 988 lifeline fee, on subscribers of commercial land line telephone, mobile telephone and/or IP-enabled voice services.
- This act would take effect upon passage.

=====

LC002516

=====