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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2025

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- OFFICE OF HEALTH CARE
ADVOCATE

Introduced By: Representatives Donovan, Speakman, Boylan, Cotter, McGaw, Bennett,
Fogarty, Handy, Giraldo, and Potter
Date Introduced: May 28, 2025

Referred To: House Judiciary

(Attorney General)

It is enacted by the General Assembly as follows:

- 1 SECTION 1. Chapter 42-9.1 of the General Laws entitled "Office of Health Care
2 Advocate" is hereby amended by adding thereto the following section:
- 3 **42-9.1-7. Hospital receivership.**
- 4 (a) The health care advocate may petition the superior court for the immediate appointment
5 of a receiver if:
- 6 (1) A hospital's corporate assets are being misapplied or are in danger of being wasted or
7 lost;
- 8 (2) The hospital is being mismanaged, is in severe financial distress, or is insolvent; or
9 (3) The hospital is being operated in a manner which will have a detrimental impact on the
10 health, safety, or well-being of patients and/or their medical care.
- 11 (b) The superior court shall approve the health care advocate's petition for immediate
12 appointment of a receiver if such appointment would:
- 13 (1) Facilitate the management of the hospital;
14 (2) Protect the health, safety, or well-being of patients and/or their medical care; or
15 (3) Ensure compliance with or advance any of the purposes of the hospital conversions act,
16 § 23-17.14-2 et seq.
- 17 (c) In any proceeding for appointment of a receiver pursuant to this section, it shall not be
18 necessary for the health care advocate to show that, without relief, the injury that will result will be

1 irreparable, or that the remedy at law is inadequate.
2 (d) The court may, as it deems necessary or appropriate, confer upon any receiver appointed
3 under this section any or all of the powers available to a receiver under common law, the laws of
4 this state, and/or the rules of its courts regarding receiverships.

5 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 -- OFFICE OF HEALTH CARE
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- 1 This act would allow the health care advocate to petition the superior court for the
2 appointment of a receiver as deemed necessary or appropriate by the court.
3 This act would take effect upon passage.

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