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# ARTICLE 7

## RELATING TO FEES

SECTION 1. Section 7-11-307 of the General Laws in Chapter 7-11 entitled “Rhode Island Uniform Securities Act” is hereby amended as follows:

**7-11-307. Federal covered securities.**

(a) The director may require by rule or order the filing of any or all of the following documents with respect to a covered security under § 18(b)(2) of the Securities Act of 1933, 15 U.S.C. § 77r(b)(2):

(1) Prior to the initial offer of a federal covered security in this state, all documents that are part of a current federal registration statement filed with the U.S. Securities and Exchange Commission under the Securities Act of 1933, 15 U.S.C. § 77a et seq., or, in lieu of filing the registration statement, a notice as prescribed by the director by rule or otherwise, together with a consent to service of process signed by the issuer and with a nonrefundable fee of one-tenth of one percent (0.1%) of the maximum aggregate offering price at which the federal covered securities are to be offered in this state, but not less than three hundred dollars (\$300) or more than ~~one thousand dollars (\$1,000)~~ one thousand seven hundred fifty dollars (\$1,750).

(2) An open end management company, a face amount certificate company, or a unit investment trust, as defined in the Investment Company Act of 1940, 15 U.S.C. § 80a-1 et seq., ~~may~~ shall file a notice for an indefinite amount of securities. The issuer, at the time of filing, shall pay a nonrefundable fee of ~~one thousand dollars (\$1,000)~~ one thousand seven hundred fifty dollars (\$1,750).

(3) After the initial offer of the federal covered security in this state, all documents that are part of an amendment to a current federal registration statement filed with the U.S. Securities and Exchange Commission under the Securities Act of 1933, are filed concurrently with the director.

(4) Unless otherwise extended by the director, an initial notice filing under this subsection or subsection (b) is effective for one year commencing upon the date the notice or registration statement, as applicable, is received by the director unless a later date is indicated by the issuer. A notice filing may be renewed by filing a renewal notice as prescribed by the director and paying a renewal fee of ~~one thousand dollars (\$1,000)~~ one thousand seven hundred fifty dollars (\$1,750).

(b) Regarding any security that is a covered security under § 18(b)(3) of the Securities Act

1 of 1933, unless the security is exempted by § 7-11-401 or is sold in an exempt transaction under §  
2 7-11-402, the issuer shall file a notice prior to the initial offer of such security in this state. Such  
3 notice filing shall include a uniform application adopted by the director, a consent to service of  
4 process, and the payment of a nonrefundable fee as prescribed in a subsection (a)(1) of this section.

5 ~~(b)~~(c) Regarding any security that is a covered security under § 18(b)(4)(D) of the  
6 Securities Act of 1933, 15 U.S.C. § 77r(b)(4)(D), the director may by rule or otherwise require the  
7 issuer to file a notice on SEC Form D and a consent to service of process signed by the issuer no  
8 later than fifteen (15) days after the first sale of the federal covered security in this state, together  
9 with Form U-2, Form D and a nonrefundable fee of three hundred dollars (\$300).

10 ~~(c)~~(d) The director may by rule or otherwise require the filing of any document filed with  
11 the U.S. Securities and Exchange Commission under the Securities Act of 1933, 15 U.S.C. § 77a  
12 et seq., with respect to a covered security under § 18(b)(3) or (4) of the Securities Act of 1933, 15  
13 U.S.C. § 77r(b)(3) or (4), together with a notice and fees as defined in subparagraph (a)(1).

14 ~~(d)~~(e) The director may issue a stop order suspending the offer and sale of a federal covered  
15 security, except a covered security under § 18(b)(1) of the Securities Act of 1933, 15 U.S.C. §  
16 77r(b)(1), if the director finds that (1) the order is in the public interest and (2) there is a failure to  
17 comply with any condition established under this section.

18 ~~(e) Notwithstanding the provisions of this section, until October 11, 1999, the director may~~  
19 ~~require the registration of any federal covered security for which the fees required by this section~~  
20 ~~have not been paid promptly following written notification from the director to the issuer of the~~  
21 ~~nonpayment or underpayment of the fees. An issuer is considered to have promptly paid the fees if~~  
22 ~~they are remitted to the director within fifteen (15) days following the person's receipt of written~~  
23 ~~notification from the director.~~

24 (f) The director may by rule or order waive any or all of the provisions of this section.

25 SECTION 2. Section 23-17-38.1 of the General Laws in Chapter 23-17 entitled “Licensing  
26 of Health-Care Facilities” is hereby amended to read as follows:

27 **23-17-38.1. Hospitals – Licensing fee.**

28 ~~(a) There is also imposed a hospital licensing fee at the rate of five and six hundred fifty-~~  
29 ~~two thousandths percent (5.652%) upon the net patient services revenue of every hospital for the~~  
30 ~~hospital's first fiscal year ending on or after January 1, 2015, except that the license fee for all~~  
31 ~~hospitals located in Washington County, Rhode Island shall be discounted by thirty seven percent~~  
32 ~~(37%). The discount for Washington County hospitals is subject to approval by the Secretary of the~~  
33 ~~U.S. Department of Health and Human Services of a state plan amendment submitted by the~~  
34 ~~executive office of health and human services for the purpose of pursuing a waiver of the uniformity~~

~~1 requirement for the hospital license fee. This licensing fee shall be administered and collected by  
2 the tax administrator, division of taxation within the department of revenue, and all the  
3 administration, collection, and other provisions of chapter 51 of title 44 shall apply. Every hospital  
4 shall pay the licensing fee to the tax administrator on or before July 10, 2017, and payments shall  
5 be made by electronic transfer of monies to the general treasurer and deposited to the general fund.  
6 Every hospital shall, on or before June 14, 2017, make a return to the tax administrator containing  
7 the correct computation of net patient-services revenue for the hospital fiscal year ending  
8 September 30, 2015, and the licensing fee due upon that amount. All returns shall be signed by the  
9 hospital's authorized representative, subject to the pains and penalties of perjury.~~

~~(b)(a)~~ There is also imposed a hospital licensing fee at the rate of five and eight hundred  
fifty-six thousandths percent (5.856%) upon the net patient-services revenue of every hospital for  
the hospital's first fiscal year ending on or after January 1, 2016, except that the license fee for all  
hospitals located in Washington County, Rhode Island shall be discounted by thirty-seven percent  
(37%). The discount for Washington County hospitals is subject to approval by the Secretary of the  
U.S. Department of Health and Human Services of a state plan amendment submitted by the  
executive office of health and human services for the purpose of pursuing a waiver of the uniformity  
requirement for the hospital license fee. This licensing fee shall be administered and collected by  
the tax administrator, division of taxation within the department of revenue, and all the  
administration, collection, and other provisions of chapter 51 of title 44 shall apply. Every hospital  
shall pay the licensing fee to the tax administrator on or before July 10, 2018, and payments shall  
be made by electronic transfer of monies to the general treasurer and deposited to the general fund.  
Every hospital shall, on or before June 14, 2018, make a return to the tax administrator containing  
the correct computation of net patient-services revenue for the hospital fiscal year ending  
September 30, 2016, and the licensing fee due upon that amount. All returns shall be signed by the  
hospital's authorized representative, subject to the pains and penalties of perjury.

(b) There is also imposed a hospital licensing fee at the rate of six percent (6%) upon the  
net patient-services revenue of every hospital for the hospital's first fiscal year ending on or after  
January 1, 2017, except that the license fee for all hospitals located in Washington County, Rhode  
Island shall be discounted by thirty-seven percent (37%). The discount for Washington County  
hospitals is subject to approval by the Secretary of the U.S. Department of Health and Human  
Services of a state plan amendment submitted by the executive office of health and human services  
for the purpose of pursuing a waiver of the uniformity requirement for the hospital license fee. This  
licensing fee shall be administered and collected by the tax administrator, division of taxation  
within the department of revenue, and all the administration, collection, and other provisions of

1 chapter 51 of title 44 shall apply. Every hospital shall pay the licensing fee to the tax administrator  
2 on or before July 10, 2019, and payments shall be made by electronic transfer of monies to the  
3 general treasurer and deposited to the general fund. Every hospital shall, on or before June 14,  
4 2019, make a return to the tax administrator containing the correct computation of net patient-  
5 services revenue for the hospital fiscal year ending September 30, 2017, and the licensing fee due  
6 upon that amount. All returns shall be signed by the hospital's authorized representative, subject to  
7 the pains and penalties of perjury.

8 (c) For purposes of this section the following words and phrases have the following  
9 meanings:

10 (1) "Hospital" means the actual facilities and buildings in existence in Rhode Island,  
11 licensed pursuant to § 23-17-1 et seq. on June 30, 2010, and thereafter any premises included on  
12 that license, regardless of changes in licensure status pursuant to chapter 17.14 of title 23 (hospital  
13 conversions) and §23-17-6(b) (change in effective control), that provides short-term acute inpatient  
14 and/or outpatient care to persons who require definitive diagnosis and treatment for injury, illness,  
15 disabilities, or pregnancy. Notwithstanding the preceding language, the negotiated Medicaid  
16 managed care payment rates for a court-approved purchaser that acquires a hospital through  
17 receivership, special mastership, or other similar state insolvency proceedings (which court-  
18 approved purchaser is issued a hospital license after January 1, 2013) shall be based upon the newly  
19 negotiated rates between the court-approved purchaser and the health plan, and such rates shall be  
20 effective as of the date that the court-approved purchaser and the health plan execute the initial  
21 agreement containing the newly negotiated rate. The rate-setting methodology for inpatient hospital  
22 payments and outpatient hospital payments set forth in §§ 40-8-13.4(b)(1)(B)(iii) and 40-8-  
23 13.4(b)(2), respectively, shall thereafter apply to negotiated increases for each annual twelve-month  
24 (12) period as of July 1 following the completion of the first full year of the court-approved  
25 purchaser's initial Medicaid managed care contract.

26 (2) "Gross patient-services revenue" means the gross revenue related to patient care  
27 services.

28 (3) "Net patient-services revenue" means the charges related to patient care services less  
29 (i) charges attributable to charity care; (ii) bad debt expenses; and (iii) contractual allowances.

30 (d) The tax administrator shall make and promulgate any rules, regulations, and procedures  
31 not inconsistent with state law and fiscal procedures that he or she deems necessary for the proper  
32 administration of this section and to carry out the provisions, policy, and purposes of this section.

33 (e) The licensing fee imposed by this section shall apply to hospitals as defined herein that  
34 are duly licensed on July 1, ~~2017~~ 2018, and shall be in addition to the inspection fee imposed by §

1 23-17-38 and to any licensing fees previously imposed in accordance with § 23-17-38.1.

2 SECTION 3. Section 27-10-3 of the General Laws in Chapter 27-10 entitled "Claim  
3 Adjusters" is hereby amended to read as follows:

4 **27-10-3. Issuance of license.**

5 (a) The insurance commissioner may issue to any person a license to act as either a public  
6 adjuster; company adjuster; or independent adjuster once that person files an application in a format  
7 prescribed by the department and declares under penalty of suspension, revocation, or refusal of  
8 the license that the statements made in the application are true, correct, and complete to the best of  
9 the individual's knowledge and belief. Before approving the application, the department shall find  
10 that the individual:

11 (1) Is at least eighteen (18) years of age;

12 (2) Is eligible to designate this state as his or her home state;

13 (3) Is trustworthy, reliable, and of good reputation, evidence of which shall be determined  
14 by the department;

15 (4) Has not committed any act that is a ground for probation, suspension, revocation, or  
16 refusal of a professional license as set forth in § 27-10-12;

17 (5) Has successfully passed the examination for the line(s) of authority for which the person  
18 has applied;

19 (6) Has paid a fee of ~~one hundred and fifty dollars (\$150)~~ two hundred fifty dollars (\$250).

20 (b) A Rhode Island resident business entity acting as an insurance adjuster may elect to  
21 obtain an insurance adjusters license. Application shall be made using the uniform business entity  
22 application. Prior to approving the application, the insurance commissioner shall find both of the  
23 following:

24 (1) The business entity has paid the appropriate fees.

25 (2) The business entity has designated a licensed adjuster responsible for the business  
26 entity's compliance with the insurance laws and rules of this state.

27 (c) The department may require any documents reasonably necessary to verify the  
28 information contained in the application.

29 SECTION 4. Section 23-3-25 of the General Laws in Chapter 23-3 entitled "Vital Records"  
30 is hereby amended to read as follows:

31 **23-3-25. Fees for copies and searches.**

32 (a) The state registrar shall charge fees for searches and copies as follows:

33 (1) For a search of two (2) consecutive calendar years under one name and for issuance of  
34 a certified copy of a certificate of birth, fetal death, death, or marriage, or a certification of birth, or

1 a certification that the record cannot be found, and each duplicate copy of a certificate or  
2 certification issued at the same time, the fee is as set forth in § 23-1-54.

3 (2) For each additional calendar year search, if applied for at the same time or within three  
4 (3) months of the original request and if proof of payment for the basic search is submitted, the fee  
5 is as set forth in § 23-1-54.

6 (3) For providing expedited service, the additional handling fee is as set forth in § 23-1-54.

7 (4) For processing of adoptions, legitimations, or paternity determinations as specified in  
8 §§ 23-3-14 and 23-3-15, there shall be a fee as set forth in § 23-1-54.

9 (5) For making authorized corrections, alterations, and additions, the fee is as set forth in  
10 § 23-1-54; provided, no fee shall be collected for making authorized corrections or alterations and  
11 additions on records filed before one year of the date on which the event recorded has occurred.

12 (6) For examination of documentary proof and the filing of a delayed record, there is a fee  
13 as set forth in § 23-1-54; and there is an additional fee as set forth in § 23-1-54 for the issuance of  
14 a certified copy of a delayed record.

15 (b) Fees collected under this section by the state registrar shall be deposited in the general  
16 fund of this state, according to the procedures established by the state treasurer.

17 (c) The local registrar shall charge fees for searches and copies of records as follows:

18 (1) For a search of two (2) consecutive calendar years under one name and for issuance of  
19 a certified copy of a certificate of birth, fetal death, death, delayed birth, or marriage, or a  
20 certification of birth or a certification that the record cannot be found, the fee is twenty dollars  
21 (\$20.00). For each duplicate copy of a certificate or certification issued at the same time, the fee is  
22 fifteen dollars (\$15.00).

23 (2) For each additional calendar year search, if applied for at the same time or within three  
24 (3) months of the original request and if proof of payment for the basic search is submitted, the fee  
25 is two dollars (\$2.00).

26 (d) Fees collected under this section by the local registrar shall be deposited in the city or  
27 town treasury according to the procedures established by the city or town treasurer except that six  
28 dollars (\$6.00) of the certified copy fees shall be submitted to the state registrar for deposit in the  
29 general fund of this state.

30 (e) To acquire, maintain and operate an Electronic Statewide Registration System (ESRS),  
31 the state registrar shall assess a surcharge of no more than five dollars (\$5.00) for a mail-in certified  
32 records request, no more than three dollars (\$3.00) for each duplicate certified record and no more  
33 than two dollars (\$2.00) for a walk-in certified records request or a certified copy of a vital record  
34 requested for a local registrar. Notwithstanding the provisions of § 23-3-25 (d) of the general laws

1 [of Rhode Island, any such surcharges collected by the local registrar shall be submitted to the state](#)  
2 [registrar. Any funds collected from the surcharges listed above shall be deposited into the](#)  
3 [Information Technology Investment Fund \(ITIF\).](#)

4 SECTION 5. Section 21-9-3 of the General Laws in Chapter 21-9 entitled "Frozen  
5 Desserts" is hereby amended to read as follows:

6 **21-9-3. License fee.**

7 [\(a\)](#) The annual fees for the following licenses shall be as set forth in § 23-1-54:

- 8 (1) Instate wholesale frozen dessert processors;  
9 (2) Out of state wholesale frozen dessert processors; and  
10 (3) Retail frozen dessert processors.

11 [\(b\) Where a retail frozen dessert processor is also registered as a food service establishment](#)  
12 [under § 21-27-10 within a single location, the business shall not be required to pay more than one](#)  
13 [single fee for the highest classified activity listed in § 21-27-10\(e\) or subsection \(a\) of this section.](#)

14 SECTION 6. Section 21-27-11.5 of the General Laws in Chapter 21-27 entitled "Sanitation  
15 in Food Establishments" is hereby amended to read as follows:

16 **21-27-11.5. Recertification -- Renewal.**

17 Every holder of a certificate issued pursuant to these sections shall ~~triennially~~, [every five](#)  
18 [\(5\) years](#), present evidence to the division of continued eligibility as established by regulations. All  
19 certificates issued pursuant to these sections shall expire ~~triennially~~ [every five \(5\) years](#) on a date  
20 as established in the rules and regulations unless sooner suspended or revoked. Application for  
21 certification renewal shall be made as described in the rules and regulations. A ~~triennial~~-renewal  
22 fee shall be required [every five \(5\) years](#). Managers of municipal or state food establishments shall  
23 be exempt from payment of the fee set forth in this section.

24 SECTION 7. Section 23-1-54 of the General Laws in Chapter 23-1 entitled "Department  
25 of Health" is hereby amended to read as follows:

26 **23-1-54. Fees payable to the department of health.**

27 Fees payable to the department shall be as follows:

PROFESSION	RIGL Section	Description of Fee	FEE
Barbers/hairdressers	5-10-10(a)	Renewal application	\$25.00
Barbers/hairdressers	5-10-10(a)	Renewal application:	
Manicuring		Instructors and manicurists	\$25.00
Barbers/hairdressers	5-10-10(b)	Minimum late renewal fee	\$25.00
Barbers/hairdressers	5-10-10(b)	Maximum late renewal fee	\$100.00
Barbers/hairdressers	5-10-11[c]	Application fee	\$25.00



1	Barbers/hairdressers	5-10-11[c]	Application fee: manicuring	
2			Instructors and manicurists	\$25.00
3	Barbers/hairdressers	5-10-13	Demonstrator's permit	\$90.00
4	Barbers/hairdressers	5-10-15	Shop license: initial	\$170.00
5	Barbers/hairdressers	5-10-15	Shop license: renewal	\$170.00
6	<del>Barbers/hairdressers</del>	<del>5-10-15(b)</del>	<del>Initial: per licensed chair/station</del>	<del>\$50.00</del>
7	Veterinarians	5-25-10	Application fee	\$40.00
8	Veterinarians	5-25-11	Examination fee	\$540.00
9	Veterinarians	5-25-12(a)	Renewal fee	\$580.00
10	Veterinarians	5-25-12[c]	Late renewal fee	\$120.00
11	Podiatrists	5-29-7	Application fee	\$240.00
12	Podiatrists	5-29-11	Renewal fee: minimum	\$240.00
13	Podiatrists	5-29-11	Renewal fee: maximum	\$540.00
14	Podiatrists	5-29-13	Limited registration	\$65.00
15	Podiatrists	5-29-14	Limited registration:	
16			Academic faculty	\$240.00
17	Podiatrists	5-29-14	Application fee:	
18			Renewal minimum	\$240.00
19	Podiatrists	5-29-14	Application fee:	
20			Renewal maximum	\$440.00
21	Chiropractors	5-30-6	Examination fee:	\$210.00
22	Chiropractors	5-30-7	Examination exemption fee:	\$210.00
23	Chiropractors	5-30-8(b)	Exam Physiotherapy	\$210.00
24	Chiropractors	5-30-8(b)	Exam chiro and physiotherapy	\$210.00
25	Chiropractors	5-30-12	Renewal fee	\$210.00
26	Dentists/dental hygienists	5-31.1-6(d)	Dentist: application fee	\$965.00
27	Dentists/dental hygienists	5-31.1-6(d)	Dental hygienist: application fee	\$65.00
28	Dentists/dental hygienists	5-31.1-6(d)	Reexamination: dentist	\$965.00
29	Dentists/dental hygienists	5-31.1-6(d)	Reexamination: hygienist	\$65.00
30	Dentists/dental hygienists	5-31.1-21(b)	Reinstatement fee dentist	\$90.00
31	Dentists/dental hygienists	5-31.1-21(b)	Reinstatement fee hygienist	\$90.00
32	Dentists/dental hygienists	5-31.1-21(c)	Inactive status: dentist	\$220.00
33	Dentists/dental hygienists	5-31.1-21(c)	Inactive status: hygienist	\$40.00
34	Dentists/dental hygienists	5-31.1-22	Limited registration	\$65.00



1	Dentists/dental hygienists	5-31.1-23[c]	Limited reg:	
2			Academic faculty	\$965.00
3	Dentists/dental hygienists	5-31.1-23[c]	Limited reg:	
4			Academic faculty renewal	\$500.00
5	Electrolysis	5-32-3	Application fee	\$25.00
6	Electrolysis	5-32-6(b)	Renewal fee	\$25.00
7	Electrolysis	5-32-7	Reciprocal license fee	\$25.00
8	Electrolysis	5-32-17	Teaching license	\$25.00
9	Funeral directors/embalmers	5-33.2-12	Funeral establishment license	\$120.00
10	Funeral services establishments			
11	Funeral directors/embalmers	5-33.2-15	Renewal: funeral/director	\$90.00
12	funeral services establishments embalmer			\$30.00
13	Funeral directors/embalmers	5-33.2-12	Funeral branch ofc license	\$90.00
14	Funeral directors/embalmers	5-33.2-13.1	Crematories: application fee	\$120.00
15	Funeral services establishments			
16	Funeral directors/embalmers	5-33.2-15	Renewal: funeral/director	\$120.00
17	Funeral Svcs establishments establishment			
18	Funeral directors/embalmers	5-33.2-15	Additional branch office	
19	Funeral services Establishments licenses			\$120.00
20	Funeral directors/embalmers	5-33.2-15	Crematory renewal fee	
21	Funeral svcs establishments			\$120.00
22	Funeral directors/embalmers	5-33.2-15	Late renewal fee	
23	Funeral svcs establishments (All license types)			\$25.00
24	Funeral directors/embalmers	5-33.2-16(a)	Intern registration fee	
25	Funeral Services establishments			\$25.00
26	Nurses	5-34-12	RN Application fee	\$135.00
27	Nurses	5-34-16	LPN Application fee	\$45.00
28	Nurses	5-34-19	Renewal fee: RN	\$135.00
29	Nurses	5-34-19	Renewal fee: LPN	\$45.00
30	Nurses	5-34-37	RNP application fee	\$80.00
31	Nurses	5-34-37	RNP renewal fee	\$80.00
32	Nurses	5-34-37	RNP prescriptive privileges	\$65.00
33	Nurses	5-34-40.3	Clin nurse spec application	\$80.00
34	Nurses	5-34-40.3	Clin nurse spec renewal	\$80.00

1	Nurses	5-34-40.3	Clin nurse spec Rx privilege	\$65.00
2	Nurse anesthetists	5-34.2-4(a)	CRNA application fee	\$80.00
3	Nurse anesthetists	5-34.2-4(b)	CRNA renewal fee	\$80.00
4	Optometrists	5-35.1-4	Application fee	\$280.00
5	Optometrists	5-35.1-7	Renewal fee	\$280.00
6	Optometrists	5-35.1-7	Late fee	\$90.00
7	Optometrists	5-35.1-7	Reactivation of license fee	\$65.00
8	Optometrists	5-35.1-19(b)	Violations of section	\$650.00
9	Optometrists	5-35.1-20	Violations of chapter	\$260.00
10	Opticians	5-35.2-3	Application fee	\$30.00
11	Physicians	5-37-2	Application fee	\$1,090.00
12	Physicians	5-37-2	Re-examination fee	\$1,090.00
13	Physicians	5-37-10(b)	Late renewal fee	\$170.00
14	Physicians	5-37-16	Limited registration fee	\$65.00
15	Physicians	5-37-16.1	Ltd reg: academic faculty	\$600.00
16	Physicians	5-37-16.1	Ltd reg: academic Faculty renewal	\$170.00
17	Acupuncture	5-37.2-10	Application fee	\$310.00
18	Acupuncture	5-37.2-13(4)	Acupuncture assistant	\$310.00
19			Licensure fee	\$170.00
20	Social workers	5-39.1-9	Application fee	\$70.00
21	Social workers	5-39.1-9	Renewal fee	\$70.00
22	Physical therapists	5-40-8	Application fee	\$155.00
23	Physical therapists	5-40-8.1	Application: physical therapy	
24			assistants	\$50.00
25	Physical therapists	5-40-10(a)	Renewal fee: Physical therapists	\$155.00
26	Physical therapists	5-40-10(a)	Renewal fee: Physical therapy	
27			assistants	\$50.00
28	Physical therapists	5-40-10[c]	Late renewals	\$50.00
29	Occupational therapists	5-40.1-12(2)	Renewal fee	\$140.00
30	Occupational therapists	5-40.1-12(5)	Late renewal fee	\$50.00
31	Occupational therapists	5-40.1-12(b)	Reactivation fee	\$140.00
32	Occupational therapists	5-40.1-13	Application fee	\$140.00
33	Psychologists	5-44-12	Application fee	\$230.00
34	Psychologists	5-44-13	Temporary permit	\$120.00

1	Psychologists	5-44-15[c]	Renewal fee	\$230.00
2	Psychologists	5-44-15(e)	Late renewal fee	\$50.00
3	Nursing home administrators	5-45-10	Renewal fee	\$160.00
4	Speech pathologist/audiologists	5-48-1(14)	Speech lang support personnel:	
5			late filing	\$90.00
6	Speech pathologist/audiologists	5-48-9(a)	Application fee: Audiologist	\$65.00
7	Speech pathologist/audiologists	5-48-9(a)	Application fee:	
8			speech Pathologist	\$145.00
9	Speech pathologist/audiologists	5-48-9(a)	Renewal fee: Audiologist	\$65.00
10	Speech pathologist/audiologists	5-48-9(a)	Renewal fee: Speech Pathologist	\$145.00
11	Speech pathologist/audiologists	5-48-9(a)	Provisional license: renewal fee	\$65.00
12	Speech pathologist/audiologists	5-48-9(b)	Late renewal fee	\$50.00
13	Speech pathologist/audiologists	5-48-9(d)(1)	Reinstatement fee: audiologist	\$65.00
14	Speech pathologist/audiologists	5-48-9(d)(1)	Reinstatement fee: audiologist	\$65.00
15			speech pathologists	\$145.00
16			personnel: late filing	\$65.00
17	Hearing aid dealers/fitters	5-49-6(a)	License endorsement Examination fee	\$25.00
18	Hearing aid dealers/fitters	5-49-8(b)	Temporary permit fee	\$25.00
19	Hearing aid dealers/fitters	5-49-8(d)	Temporary permit renewal fee	\$35.00
20	Hearing aid dealers/fitters	5-49-11(1)	License fee	\$25.00
21	Hearing aid dealers/fitters	5-49-11(b)	License renewal fee	\$25.00
22	Hearing aid dealers/fitters	5-49-11[c]	License renewal late fee	\$25.00
23	Physician assistants	5-54-9(4)	Application fee	\$110.00
24	Physician assistants	5-54-11(b)	Renewal fee	\$110.00
25	Orthotics/prosthetic practice	5-59.1-5	Application fee	\$120.00
26	Orthotics/prosthetic practice	5-59.1-12	Renewal fee	\$120.00
27	Athletic trainers	5-60-11	Application fee	\$60.00
28	Athletic trainers	5-60-11	Renewal fee	\$60.00
29	Athletic trainers	5-60-11	Late renewal fee	\$25.00
30	Mental health counselors	5-63.2-16	Application fee: marriage	
31	Marriage and family therapists		Family therapist	\$130.00
32	Mental health counselors	5-63.2-16	Application fee: mental	
33	Marriage and family therapists		Health counselors	\$70.00
34	Mental health counselors	5-63.2-16	Reexamination fee:	

1	Marriage and family therapists		Marriage/family therapist	\$130.00
2	Mental health counselors	5-63.2-16	Reexamination fee:	
3	Marriage and family therapists		Mental health counselors	\$70.00
4	Mental health counselors	5-63.2-17(a)	Renewal fee: marriage	
5	Marriage and Family therapists		Family therapist	\$130.00
6	Mental health counselors	5-63.2-17(a)	Renewal fee:	
7	Marriage and Family therapist		Mental health counselor	\$50.00
8	Mental health counselors	5-63.2-17(b)	Late renewal fee	
9	Marriage and Family therapist		Marriage and family therapist	\$90.00
10	Dieticians	5-64-6(b)	Application fee	\$75.00
11	Dieticians	5-64-7	Graduate status: Application fee:	\$75.00
12	Dieticians	5-64-8	Renewal fee	\$75.00
13	Dieticians	5-64-8	Reinstatement fee	\$75.00
14	Radiologic technologists	5-68.1-10	Application fee maximum	\$190.00
15	Licensed chemical dependency	5-69-9	Application fee	\$75.00
16	professionals			
17	Licensed chemical dependency	5-69-9	Renewal fee	\$75.00
18	professionals			
19	Licensed chemical	5-69-9	Application fee	\$75.00
20	Licensed chemical dependency	5-69-9	Application fee	\$75.00
21	clinical supervisor			
22	Licensed chemical dependency	5-69-9	Renewal fee	\$75.00
23	clinical supervisor			
24	Deaf interpreters	5-71-8(3)	License fee maximum	\$25.00
25	Deaf interpreters	5-71-8(3)	License renewal fee	\$25.00
26	Milk producers	21-2-7(g)(1)	In-state milk processor	\$160.00
27	Milk producers	21-2-7(g)(2)	Out-of-state milk processor	\$160.00
28	Milk producers	21-2-7(g)(3)	Milk distributors	\$160.00
29	Frozen desserts	21-9-3(1)	In-state wholesale	\$550.00
30	Frozen desserts	21-9-3(2)	Out-of-state wholesale	\$160.00
31	Frozen desserts	21-9-3(3)	Retail frozen dess processors	\$160.00
32	Meats	21-11-4	Wholesale	\$160.00
33	Meats	21-11-4	Retail	\$40.00
34	Shellfish packing houses	21-14-2	License fee: Shipper/reshipper	\$320.00

1	Shellfish packing houses	21-14-2	License fee: Shucker packer/repacker	\$390.00
2	Non-alcoholic bottled Beverages,			
3	Drinks & juices	21-23-2	Bottler permit	\$550.00
4	Non-alcoholic bottled beverages,			
5	drinks and juices	21-23-2	Bottle apple cider fee	\$60.00
6	Farm home food manufacturers	21-27-6.1(4)	Registration fee	\$65.00
7	Food businesses	21-27-10(e)(1)	Food processors wholesale	<del>\$500.00</del> <u>\$300.00</u>
8	Food businesses	21-27-10(e)(2)	Food processors retail	\$120.00
9	Food businesses	21-27-10(e)(3)	Food service establishments	
10			<del>&gt;50 seats</del> <u>50 seats or less</u>	\$160.00
11	Food businesses	21-27-10(e)(3)	Food service establishments	
12			<del>&gt;50 seats</del> <u>more than 50 seats</u>	\$240.00
13	Food businesses	21-27-10(e)(3)	Mobile food service units	\$100.00
14	Food businesses	21-27-10(e)(3)	Industrial caterer or food vending	
15			Machine commissary	\$280.00
16	Food businesses	21-27-10(e)(3)	Cultural heritage educational Facility	\$80.00
17	Food businesses	21-27-10(e)(4)	Vending Machine Location >3 units	\$50.00
18	Food businesses	21-27-10(e)(4)	Vending Machine Location	
19			4-10 units	\$100.00
20	Food businesses	21-27-10(e)(4)	Vending Machine Location =	
21			11 units	\$120.00
22	Food businesses	21-27-10(e)(5)	Retail Mkt 1-2 cash registers	\$120.00
23	Food businesses	21-27-10(e)(5)	Retail Market 3-5 cash registers	\$240.00
24	Food businesses	21-27-10(e)(5)	Retail Market = 6 Cash registers	\$510.00
25	Food businesses	21-27-10(e)(6)	Retail food peddler	\$100.00
26	Food businesses	21-27-10(e)(7)	Food warehouses	\$190.00
27	Food businesses	21-27-11.2	Certified food safety mgr	\$50.00
28	License verification fee	23-1-16.1	All license types	\$50.00
29	Tattoo and body piercing	23-1-39	Annual registration fee: Person	\$90.00
30	Tattoo and body piercing	23-1-39	Annual registration fee: establishment	\$90.00
31	Vital records	23-3-25(a)(1)	Certificate of birth, fetal death,	
32			Death, marriage, birth, or	
33			Certification that such record	
34			Cannot be found	\$20.00

1	Vital records	23-3-25(a)(1)	Each duplicate of certificate of	
2			birth, fetal death, death,	
3			marriage, Birth, or certification	
4			that such record cannot be found	\$15.00
5	Vital records	23-3-25(a)(2)	Each additional calendar year	
6			Search, if within 3 months of	
7			original search and if receipt of	
8			original search presented	\$2.00
9	Vital records	23-3-25(a)(3)	Expedited service	\$7.00
10	Vital records	23-3-25(a)(4)	Adoptions, legitimations, or	
11			Paternity determinations	\$15.00
12	Vital records	23-3-25(a)(5)	Authorized corrections,	
13			Alterations, and additions	\$10.00
14	Vital records	23-3-25(a)(6)	Filing of delayed record and	
15			Examination of documentary Proof	\$20.00
16	Vital records	23-3-25(a)(6)	Issuance of certified copy of a	
17			delayed record	\$20.00
18	Medical Examiner	23-4-13	Autopsy reports	\$40.00
19	Medical Examiner	23-4-13	Cremation certificates and statistics	\$30.00
20	Medical Examiner	23-4-13	Testimony in civil suits:	
21			Minimum/day	\$650.00
22	Medical Examiner	23-4-13	Testimony in civil suits:	
23			Maximum/day	\$3,250.00
24	Emergency medical technicians	23-4.1-10[c]	Annual fee: ambulance	
25			Service maximum	\$540.00
26	Emergency medical technicians	23-4.1-10[c]	Annual fee: vehicle license	
27			maximum	\$275.00
28	Emergency medical technicians	23-4.1-10[c]	Triennial fee: EMT license	
29			maximum	\$120.00
30	Emergency medical technicians	23-4.1-10(2)	Exam fee maximum: EMT	\$120.00
31	Emergency medical technicians	23-4.1-10(2)	Vehicle inspection Maximum	\$190.00
32	Clinical laboratories	23-16.2-4(a)	Clinical laboratory license per	
33			specialty	\$650.00
34	Clinical laboratories	23-16.2-4(a)	Laboratory station license	\$650.00

1	Clinical laboratories	23-16.2-4(b)	Permit fee	\$70.00
2	Health care facilities	23-17-38	Hospital: base fee annual	\$16,900.00
3	Health care facilities	23-17-38	Hospital: annual per bed fee	\$120.00
4	Health care facilities	23-17-38	ESRD: annual fee	\$3,900.00
5	Health care facilities	23-17-38	Home nursing care/home	
6			Care providers	\$650.00
7	Health care facilities	23-17-38	OACF: annual fee	\$650.00
8	Assisted living residences/ administrators	23-17.4-15.2(d)	License application fee:	\$220.00
9	Assisted living residences/ administrators	23-17.4-15.2(d)	License renewal fee:	\$220.00
10	Assisted living residences	23-17.4-31	Annual facility fee: base	\$330.00
11	Assisted living residences	23-17.4-31	Annual facility per bed	\$70.00
12	Nursing assistant registration	23-17.9-3	Application: competency evaluation training program maximum	\$325.00
13	Nursing assistant registration	23-17.9-5	Application fee	\$35.00
14	Nursing assistant registration	23-17.9-5	Exam fee: skills proficiency	\$170.00
15	Nursing assistant registration	23-17.9-6	Registration fee	\$35.00
16	Nursing assistant registration	23-17.9-7	Renewal fee	\$35.00
17	Sanitarians	23-19.3-5(a)	Registration fee	\$25.00
18	Sanitarians	23-19.3-5(b)	Registration renewal	\$25.00
19	Massage therapy	23-20.8-3(e)	Massage therapist appl fee	\$65.00
20	Massage therapy	23-20.8-3(e)	Massage therapist renewal fee	\$65.00
21	Recreational facilities	23-21-2	Application fee	\$160.00
22	Swimming pools	23-22-6	Application license: first pool	\$250.00
23	Swimming pools	23-22-6	Additional pool fee at same location	\$75.00
24	Swimming pools	23-22-6	Seasonal application license: first pool	\$150.00
25	Swimming pools	23-22-6	Seasonal additional pool fee at same location	\$75.00
26	Swimming pools	23-22-6	Year-round license for non-profit	\$25.00
27	Swimming pools	23-22-10	Duplicate license	\$2.00
28	Swimming pools	23-22-12	Penalty for violations	\$50.00



1	Respiratory care practitioners	23-39-11	Application fee	\$60.00
2	Respiratory care practitioners	23-39-11	Renewal fee	\$60.00

3 SECTION 8. Section 39-1-62 of the General Laws in Chapter 39-1 entitled "Public Utilities  
4 Commission" is hereby amended to read as follows:

5 ~~39-1-62. E-911 Geographic Information System (GIS) and Technology Fund.~~  
6 **Geographic Information System (GIS) and Technology Fund.**

7 (a) Preamble. To allow ~~the~~ Rhode Island ~~E-911 Emergency Telephone System agency~~  
8 [emergency and first response agencies](#) to associate latitude and longitude coordinates provided by  
9 wireless carriers with physical locations throughout the state, the agency must establish and  
10 maintain a GIS database of street addresses and landmarks. The database will allow local  
11 emergency response personnel to dispatch police, fire and rescue personnel to a specific address or  
12 landmark of a cellular caller in the event the caller is unaware of his or her location, or is physically  
13 unable to communicate it. Because more than half of the 530,000 9-1-1 phone calls received in  
14 2003 came from cellular phones, it is critical that the GIS database be developed and maintained in  
15 order to improve caller location identification and reduce emergency personnel response times.

16 (b) Definitions. As used in this section, the following terms have the following meanings:

17 (1) "System" means Emergency 911 Uniform Telephone System.

18 (2) "Agency" means Rhode Island 911 Emergency Telephone System.

19 (3) "Division" means the Division of Public Utilities and Carriers.

20 (4) "GIS and Technology Fund" means the programs and funding made available to the  
21 Emergency 911 Uniform Telephone System to assist in paying the costs of the GIS database  
22 development project and GIS systems maintenance, which will enable the system to locate cellular  
23 phone callers by geocoding all addresses and landmarks in cities and towns throughout the state.  
24 GIS and Technology Fund also includes programs and funding to create system redundancy, fund  
25 the construction of a new E-911 facility, and operate and maintain other state-of-the-art equipment  
26 in public safety agencies.

27 (5) "Prepaid wireless ~~E911~~ telecommunications service" means a wireless  
28 telecommunications service that allows a caller to dial 911 to access the 911 system, which service  
29 must be paid for in advance and is sold in predetermined units or dollars of which the number  
30 declines with use in a known amount.

31 (c) Purpose. The purpose of the GIS and Technology Fund shall be to:

32 (1) Implement and maintain a geographic information system database to assist in locating  
33 wireless phone callers for emergency purposes in a manner consistent and in coordination with the  
34 Rhode Island geographic information system administered by the Division of Planning as provided

1 for in § 42-11-10(g)(3); and

2 (2) Create system redundancy to ensure the reliability of 9-1-1 service to the public;

3 (3) Operate and maintain other state-of-the-art equipment in public safety agencies; and

4 (4) Fund the construction of a new E-911 facility.

5 (d) Authority. The agency shall establish, by rule or regulation, an appropriate funding  
6 mechanism to recover from the general body of ratepayers the costs of funding GIS and technology  
7 projects.

8 (1) The general assembly shall determine the amount of a monthly surcharge to be levied  
9 upon each wireless instrument, device or means including cellular, telephony, Internet, Voice Over  
10 Internet Protocol (VoIP), satellite, computer, radio, communication, data, or any other wireless  
11 instrument, device or means that has access to, connects with, interfaces with or is capable of  
12 delivering two-way interactive communications services to the Rhode Island ~~E-911~~ Uniform  
13 Emergency Telephone System. Prepaid wireless E911 telecommunications services shall not be  
14 included in this act, but shall be governed by chapter 21.2 of title 39. The agency will provide the  
15 general assembly with information and recommendations regarding the necessary level of funding  
16 to effectuate the purposes of this article. The surcharge shall be billed monthly by each wireless  
17 telecommunications services provider as defined in § 39-21.1-3, which shall not include prepaid  
18 wireless ~~E911~~ telecommunications service, and shall be payable to the wireless  
19 telecommunications services provider by the subscriber of the telecommunications services. Each  
20 telecommunication services provider shall establish a special (escrow) account to which it shall  
21 deposit on a monthly basis the amounts collected as a surcharge under this section. The money  
22 collected by each wireless telecommunication services provider shall be transferred within sixty  
23 (60) days after its inception of wireless, cellular, telephony, Voice Over Internet Protocol (VoIP),  
24 satellite, computer, Internet, or communications, information or data services in this state and every  
25 month thereafter. Any money not transferred in accordance with this paragraph shall be assessed  
26 interest at the rate set forth in § 44-1-7 from the date the money should have been transferred. State,  
27 local and quasi-governmental agencies shall be exempt from the surcharge. The surcharge shall be  
28 deposited in restricted receipt account, hereby created within the agency and known as the GIS and  
29 Technology Fund, to pay any and all costs associated with the provisions of subsection (c).  
30 Beginning July 1, 2007, the surcharge shall be deposited in the general fund as general revenues to  
31 pay any and all costs associated with the provisions of subsection (c). The GIS and Technology  
32 Fund restricted receipt account shall be terminated June 30, 2008. The amount of the surcharge  
33 under this section shall not exceed thirty-five cents (\$.35) per wireless phone.

34 (2) The surcharge is hereby determined to be twenty-six cents (\$.26) per wireless phone,

1 cellular, telephony, Voice Over Internet Protocol (VoIP), satellite, computer, data or data only  
2 wireless lines or Internet communication or data instrument, device or means which has access to,  
3 connects with, activates or interfaces with or any combination of the above with the Rhode Island  
4 E-911 Uniform Emergency Telephone System per month and shall be in addition to the wireless  
5 surcharge charged under § 39-21.1-14. The twenty-six cents (\$.26) is to be billed to all wireless  
6 telecommunication service providers, subscribers upon the inception of services.

7 (3) The amount of the surcharge shall not be subject to the sales and use tax imposed under  
8 chapter 18 of title 44 nor be included within the gross earnings of the telecommunications  
9 corporation providing telecommunications service for the purpose of computing the tax under  
10 chapter 13 of title 44.

11 (4) [Deleted by P.L. 2010, ch. 23, art. 9, § 10].

12 (e) Administration. The division of taxation shall collect monthly from the wireless  
13 telecommunications service providers as defined in § 39-21.1-3, and which shall not include  
14 prepaid wireless ~~E911~~ telecommunications service, the amounts of the surcharge collected from  
15 their subscribers. The division of taxation shall deposit such collections in the general fund as  
16 general revenues for use in developing and maintaining the geographic information system  
17 database, creating system redundancy, funding the construction of a new E-911 facility and  
18 operating and maintaining other state-of-the-art equipment for public safety agencies. The agency  
19 is further authorized and encouraged to seek matching funds from all local, state, and federal public  
20 or private entities and shall coordinate its activities and share all information with the state Division  
21 of Planning.

22 (f) Effective date. The effective date of assessment for the GIS and Technology Fund shall  
23 be July 1, 2004.

24 (g) Nothing in this section shall be construed to constitute rate regulation of wireless  
25 communications services carriers, nor shall this section be construed to prohibit wireless  
26 communications services carriers from charging subscribers for any wireless service or feature.

27 (h) Except as otherwise provided by law, the agency shall not use, disclose or otherwise  
28 make available call location information for any purpose other than as specified in subsection (c).

29 (i) The attorney general shall, at the request of the E-911 uniform emergency telephone  
30 system division, or any other agency that may replace it, or on its own initiative, commence judicial  
31 proceedings in the superior court against any telecommunication services provider as defined in §  
32 39-21.1-3(12) providing communication services to enforce the provisions of this chapter.

33 SECTION 9. Section 39-21.1-14 of the General Laws in Chapter 39-21.1 entitled "911  
34 Emergency Telephone Number Act" is hereby amended to read as follows:

1           **39-21.1-14. Funding: Emergency services and first response surcharge.**

2           (a) A monthly surcharge of one dollar (\$1.00) is hereby levied upon each residence and  
3 business telephone line or trunk or path and data, telephony, Internet, Voice Over Internet Protocol  
4 (VoIP) wireline, line, trunk or path in the state including PBX trunks and centrex equivalent trunks  
5 and each line or trunk serving, and upon each user interface number or extension number or  
6 similarly identifiable line, trunk, or path to or from a digital network (such as, but not exclusive of,  
7 integrated services digital network (ISDN), Flexpath or comparable digital private branch  
8 exchange, or connecting to or from a customer-based or dedicated telephone switch site (such as,  
9 but not exclusive of, a private branch exchange (PBX)), or connecting to or from a customer-based  
10 or dedicated central office (such as, but not exclusive of, a centrex system but exclusive of trunks  
11 and lines provided to wireless communication companies) that can access to, connect with or  
12 interface with the Rhode Island E-911 Uniform Emergency Telephone System (RI E-911). The  
13 surcharge shall be billed by each telecommunication services provider at the inception of services  
14 and shall be payable to the telecommunication services provider by the subscriber of the services.

15          A monthly surcharge of one dollar (\$1.00) is hereby levied effective July 1, 2002, on each wireless  
16 instrument, device or means including prepaid, cellular, telephony, Internet, Voice Over Internet  
17 Protocol (VoIP), satellite, computer, radio, communication, data or data only wireless lines or any  
18 other wireless instrument, device or means which has access to, connects with, or activates or  
19 interfaces or any combination thereof with the E 9-1-1 Uniform Emergency Telephone System.  
20          The surcharge shall be in addition to the surcharge collected under § 39-1-62 and shall be billed by  
21 each telecommunication services provider and shall be payable to the telecommunication services  
22 provider by the subscriber. Prepaid wireless telecommunications services shall not be included in  
23 this act, but shall be governed by chapter 21.2 of title 39. The E-911 Uniform Emergency Telephone  
24 System shall establish, by rule or regulation an appropriate funding mechanism to recover from the  
25 general body of ratepayers this surcharge.

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

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

32          (d) The money collected by each telecommunication services provider shall be transferred  
33 within sixty (60) days after its inception of wireline, wireless, prepaid, cellular, telephony, Voice  
34 Over Internet Protocol (VoIP), satellite, computer, Internet, or communications services in this state

1 and every month thereafter, to the division of taxation, together with the accrued interest and shall  
2 be deposited in the general fund as general revenue; provided, however, that beginning July 1,  
3 2015, ten (10) percent of such money collected shall be deposited in the Information Technology  
4 Investment Fund established pursuant to § 42-11-2.5. Any money not transferred in accordance  
5 with this paragraph shall be assessed interest at the rate set forth in § 44-1-7 from the date the  
6 money should have been transferred.

7 (e) Every billed subscriber-user shall be liable for any surcharge imposed under this section  
8 until it has been paid to the telephone common carrier or telecommunication services provider. Any  
9 surcharge shall be added to and may be stated separately in the billing by the telephone common  
10 carrier or telecommunication services provider and shall be collected by the telephone common  
11 carrier or telecommunication services provider.

12 (f) Each telephone common carrier and telecommunication services provider shall annually  
13 provide the E 9-1-1 uniform emergency telephone system division or any other agency that may  
14 replace it, with a list of amounts uncollected together with the names and addresses of its  
15 subscriber-users who can be determined by the telephone common carrier or telecommunication  
16 services provider to have not paid the surcharge.

17 (g) Included within, but not limited to, the purposes for which the money collected may be  
18 used are rent, lease, purchase, improve, construct, maintenance, repair, and utilities for the  
19 equipment and site or sites occupied by the ~~E 9-1-1 uniform emergency telephone system~~ [state's](#)  
20 [first responder and emergency services agencies](#); salaries, benefits, and other associated personnel  
21 costs; acquisition, upgrade or modification of PSAP equipment to be capable of receiving E 9-1-1  
22 information, including necessary computer hardware, software, and data base provisioning,  
23 addressing, and non-recurring costs of establishing emergency services; network development,  
24 operation and maintenance; data-base development, operation, and maintenance; on-premise  
25 equipment maintenance and operation; training emergency service personnel regarding use of E 9-  
26 1-1; educating consumers regarding the operations, limitations, role and responsible use of E 9-1-  
27 1; reimbursement to telephone common carriers or telecommunication services providers of rates  
28 or recurring costs associated with any services, operation, administration or maintenance of E 9-1-  
29 1 services as approved by the division; reimbursement to telecommunication services providers or  
30 telephone common carriers of other costs associated with providing E 9-1-1 services, including the  
31 cost of the design, development, and implementation of equipment or software necessary to provide  
32 E 9-1-1 service information to PSAP's, as approved by the division.

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

34 (i) Nothing in this section shall be construed to constitute rate regulation of wireless

1 communication services carriers, nor shall this section be construed to prohibit wireless  
2 communication services carriers from charging subscribers for any wireless service or feature.

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

4 SECTION 10. Sections 39-21.2-1, 39-21.2-2, 39-21.2-3, 39-21.2-4, and 39-21.2-7 of the  
5 General Laws in Chapter 39-21.2 entitled "Prepaid Wireless E911 Charge Act" are hereby amended  
6 to read as follows:

7 **39-21.2-1. Short title.**

8 This act may be cited as the "Prepaid Wireless ~~E911~~ Charge Act of 2010."

9 **39-21.2-2. Findings.**

10 The legislature finds that:

11 (1) Maintaining effective and efficient ~~911 systems~~ [emergency services and first responder](#)  
12 [agencies](#) across the state benefits all citizens;

13 (2) 911 fees imposed upon the consumers of telecommunications services that have the  
14 ability to dial 911 are an important funding mechanism to assist state and local governments with  
15 the deployment of ~~enhanced 911~~ [emergency](#) services to the citizens of this state;

16 (3) Prepaid wireless telecommunication services are an important segment of the  
17 telecommunications industry and have proven particularly attractive to low-income, low-volume  
18 consumers;

19 (4) Unlike traditional telecommunications services, prepaid wireless telecommunications  
20 services are not sold or used pursuant to term contracts or subscriptions, and monthly bill are not  
21 sent to consumers by prepaid wireless telecommunication services providers or retail vendors;

22 (5) Prepaid wireless consumers have the same access to emergency 911 services from their  
23 wireless devices as wireless consumers on term contracts, and prepaid wireless consumers benefit  
24 from the ability to access the 911 system by dialing 911;

25 (6) Consumers purchase prepaid wireless telecommunication services at a wide variety of  
26 general retail locations and other distribution channels, not just through service providers;

27 (7) Such purchases are made on a "cash-and-carry" or "pay-as-you-go" basis from retailers;

28 and

29 (8) To ensure equitable contributions to the funding ~~911~~ [of emergencies](#) systems from  
30 consumers of prepaid wireless telecommunication services, the collection and payment obligation  
31 of charges to support ~~E911~~ [the state's first responder and emergency services](#) should be imposed  
32 upon the consumer's retail purchase of the prepaid wireless telecommunication service and should  
33 be in the form of single, statewide charge that is collected once at the time of purchase directly  
34 from the consumer, remitted to the state, and distributed to E911 authorities pursuant to state law.

1           **39-21.2-3. Definitions.**

2           For purposes of this act, the following terms shall have the following meanings:

3           (1) "Consumer" means a person who purchase prepaid wireless telecommunications  
4 service in a retail transaction.

5           (2) "Division" means the division of taxation.

6           (3) "Prepaid wireless ~~E911~~ charge" means the charge that is required to be collected by a  
7 seller from a consumer in the amount established under section 4 of this act.

8           (4) "Prepaid wireless telecommunications service" means a wireless telecommunications  
9 service that allows a caller to dial 911 to access the 911 system, which service must be paid for in  
10 advance and is sold in predetermined units or dollars of which the number declines with use in a  
11 known amount.

12           (5) "Provider" means a person that provides prepaid wireless telecommunications service  
13 pursuant to a license issued by the Federal Communications Commission.

14           (6) "Retail transaction" means the purchase of prepaid wireless telecommunications service  
15 from a seller for any purpose other than resale.

16           (7) "Seller" means a person who sells prepaid wireless telecommunications service to  
17 another person.

18           (8) "Wireless telecommunications service" means commercial mobile radio service as  
19 defined by section 20.3 of title 47 of the code of Federal Regulations, as amended.

20           **~~39-21.2-4. Collection and remittance of E911 charge. Collection and remittance of~~**  
21 **~~charge. The emergency services and first response surcharge.~~**

22           (a) Amount of charge. The prepaid wireless ~~E911~~ charge is hereby levied at the rate of two  
23 and one-half percent (2.5%) per retail transaction or, on and after the effective date of an adjusted  
24 amount per retail transaction that is established under subsection (f) of this section, such adjusted  
25 amount.

26           (b) Collection of charge. The prepaid wireless ~~E911~~ charge shall be collected by the seller  
27 from the consumer with respect to each retail transaction occurring in this state. The amount of the  
28 prepaid wireless ~~E911~~ charge shall be either separately stated on an invoice, receipt, or other similar  
29 document that is provided to the consumer by the seller, or otherwise disclosed to the consumer.

30           (c) Application of charge. For purposes of subsection (b) of this section, a retail transaction  
31 that is effected in person by a consumer at a business location of the seller shall be treated as  
32 occurring in this state if that business location is in this state, and any other retail transaction shall  
33 be treated as occurring in this state if the retail transaction is treated as occurring in this state for  
34 purposes of chapter 18 of title 44 of the general laws.



1 (d) Liability for charge. The prepaid wireless ~~E911~~ charge is the liability of the consumer  
2 and not of the seller or of any provider, except that the seller shall be liable to remit all prepaid  
3 wireless ~~E911~~ charges that the seller collects from consumers as provided in § 39-21.2-5, including  
4 all such charges that the seller is deemed to collect where the amount of the charge has not been  
5 separately stated on an invoice, receipt, or other similar document provided to the consumer by the  
6 seller.

7 (e) Exclusion of ~~E911~~ charge from base of other taxes and fees. The amount of the prepaid  
8 wireless ~~E911~~ charge that is collected by a seller from a consumer, if such amount is separately  
9 stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall  
10 not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed  
11 by this state, any political subdivision of this state, or any intergovernmental agency, including, but  
12 not limited to, the tax imposed under chapter 18 of title 44 nor be included within the telephone  
13 common carrier's gross earnings for the purpose of computing the tax under chapter 13 of title 44.

14 (f) Re-setting of charge. The prepaid wireless ~~E911~~ charge shall be proportionately  
15 increased or reduced, as applicable, upon any change to the state ~~E911~~ charge on postpaid wireless  
16 telecommunications service under § 39-21.1-14 or subdivision 39-1-62(d)(2). The adjusted amount  
17 shall be determined by dividing the sum of the surcharges imposed under § 39-21.1-14 and  
18 subdivision 39-1-62(d)(2) by fifty dollars (\$50.00). Such increase or reduction shall be effective on  
19 the effective date of the change to the postpaid charge or, if later, the first day of the first calendar  
20 month to occur at least sixty (60) days after the enactment of the change to the postpaid charge.  
21 The division shall provide not less than thirty (30) days of advance notice of such increase or  
22 reduction on the division's website.

23 (g) Bundled transactions. When prepaid wireless telecommunications service is sold with  
24 one or more other products or services for a single, non-itemized price, then the percentage  
25 specified in subsection (a) of this section shall apply to the entire non-itemized prices unless the  
26 seller elects to apply such percentage (1) If the amount of prepaid wireless telecommunications  
27 service is disclosed to the consumer as a dollar amount, such dollar amount, or (2) If the retailer  
28 can identify the portion of the price that is attributable to the prepaid wireless telecommunications  
29 service, by reasonable and verifiable standards from its books and records that are kept in the  
30 regular course of business for other purposes, including, but not limited to, non-tax purposes, such  
31 portion.

32 However, if a minimal amount of prepaid wireless telecommunications service is sold with  
33 a prepaid wireless device for a single, non-itemized price, then the seller may elect not to apply the  
34 percentage specified in subsection (a) of this section to such transaction. For purposes of this

1 paragraph, an amount of service denominated as ten (10) minutes or less, or five dollars (\$5.00) or  
2 less, is minimal.

3 **39-21.2-7. Exclusivity of prepaid wireless E911 charge. Exclusivity of prepaid wireless**  
4 **charge.**

5 The prepaid wireless ~~E911~~ charge imposed by this act shall be the only E911 funding  
6 obligation imposed with respect to prepaid wireless telecommunications service in this state, and  
7 no tax, fee, surcharge, or other charge shall be imposed by this state, any political subdivision of  
8 this state, or any intergovernmental agency, for E911 funding purposes, upon any provider, sellers,  
9 or consumer with respect to the sale, purchase, use, or provision of prepaid wireless  
10 telecommunications service.

11 SECTION 11. Sections 42-11-2.5 and 42-11-2.6 of the General Laws in Chapter 42-11  
12 entitled "Department of Administration" are hereby amended to read as follows:

13 **42-11-2.5. Information technology investment fund.**

14 (a) All sums from the sale of any land and the buildings and improvements thereon, and  
15 other real property, title to which is vested in the state, except as provided in §§ 37-7-15(b) and 37-  
16 7-15(c), shall be transferred to an information technology investment fund restricted-receipt  
17 account that is hereby established. This fund shall consist of such sums from the sale of any land  
18 and the buildings and improvements thereon, and other real property, title to which is vested in the  
19 state, except as provided in §§ 37-7-15(b) and 37-7-15(c), as well as a share of ~~E-911-Uniform~~  
20 ~~Emergency Telephone System surcharge~~ emergency services and first response surcharge revenues  
21 collected under the provisions of § 39-21.1-14. This fund may also consist of such sums as the state  
22 may from time to time appropriate; as well as money received from the disposal of information  
23 technology equipment, loan, interest, and service charge payments from benefiting state agencies;  
24 as well as interest earnings, money received from the federal government, gifts, bequest, donations,  
25 or otherwise from any public or private source. Any such funds shall be exempt from the indirect  
26 cost recovery provisions of § 35-4-27.

27 (b) This fund shall be used for the purpose of acquiring information technology  
28 improvements, including, but not limited to: hardware, software, consulting services, and ongoing  
29 maintenance and upgrade contracts for state departments and agencies.

30 (c) The division of enterprise technology strategy and service of the Rhode Island  
31 department of administration shall adopt rules and regulations consistent with the purposes of this  
32 chapter and chapter 35 of title 42, in order to provide for the orderly and equitable disbursement of  
33 funds from this account.

34 (d) For all requests for proposals that are issued for information technology projects, a

1 corresponding information technology project manager shall be assigned.

2 **42-11-2.6. Office of Digital Excellence established.**

3 (a) Within the department, division of enterprise technology strategy and services, there  
4 shall be established the Office of Digital Excellence. The purposes of the office shall be to move  
5 Rhode Island state government into the 21st century through the incorporation of innovation and  
6 modern digital capabilities throughout state government and to leverage technology to expand and  
7 improve the quality of services provided to Rhode Island citizens; to promote greater access to  
8 government and the internet throughout cities and towns; and to position Rhode Island as a national  
9 leader in e-government.

10 (b) Within the office, there shall be a chief digital officer who shall be appointed by the  
11 director of administration with the approval of the governor and who shall be in the unclassified  
12 service. The chief digital officer shall report to the director of administration and be required to:

13 (1) Manage the implementation of all new and mission-critical technology infrastructure  
14 projects and upgrades for state agencies. The division of enterprise technology strategy and  
15 services, established pursuant to § 42-11-2.8, shall continue to manage and support all day-to-day  
16 operations of the state's technology infrastructure, telecommunications, and associated  
17 applications;

18 (2) Increase the number of government services that can be provided online in order to  
19 allow residents and businesses to complete transactions in a more efficient and transparent manner;

20 (3) Improve the state's websites to provide timely information to online users and as many  
21 government services as possible online; and

22 (4) Establish, improve, and enhance the state's use of social media and mobile technological  
23 applications.

24 (c) The office shall coordinate its efforts with the division of enterprise technology strategy  
25 and services in order to plan, allocate, and implement projects supported by the information  
26 technology investment fund established pursuant to § 42-11-2.5.

27 (d) All intellectual property created as a result of work undertaken by employees of the  
28 office shall remain the property of the state of Rhode Island and Providence Plantations. Any  
29 patents applied for shall be in the name of the state.

30 (e) The director of administration may promulgate rules and regulations recommended by  
31 the chief digital officer in order to effectuate the purposes and requirements of this act.

32 (f) The chief digital officer shall report no later than January 31, 2013, and every January  
33 31 thereafter, to the governor, the speaker of the house of representatives, and the senate president  
34 regarding the implementation status of all technology infrastructure projects; website

1 improvements; number of e-government transactions and revenues generated; projects supported  
2 by the information technology investment fund; and all other activities undertaken by the office.  
3 [The report shall also include planned use for projects related to public safety communications and](#)  
4 [emergency services.](#) The annual report shall be posted on the office's website.

5 SECTION 12. This article shall take effect July 1, 2018.

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