

2021 -- S 0724

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

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A N A C T

RELATING TO PUBLIC FINANCE - STATE FUNDS

Introduced By: Senator Michael J. McCaffrey

Date Introduced: March 26, 2021

Referred To: Senate Judiciary

(Judiciary)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 35-4-27 of the General Laws in Chapter 35-4 entitled "State Funds"

2 is hereby amended to read as follows:

3 **35-4-27. Indirect cost recoveries on restricted receipt accounts.**

4 Indirect cost recoveries of ten percent (10%) of cash receipts shall be transferred from all
5 restricted-receipt accounts, to be recorded as general revenues in the general fund. However, there
6 shall be no transfer from cash receipts with restrictions received exclusively: (1) From contributions
7 from nonprofit charitable organizations; (2) From the assessment of indirect cost-recovery rates on
8 federal grant funds; or (3) Through transfers from state agencies to the department of administration
9 for the payment of debt service. These indirect cost recoveries shall be applied to all accounts,
10 unless prohibited by federal law or regulation, court order, or court settlement. The following
11 restricted receipt accounts shall not be subject to the provisions of this section:

12 Executive Office of Health and Human Services

13 Organ Transplant Fund

14 HIV Care Grant Drug Rebates

15 Health System Transformation Project

16 Department of Human Services

17 Veterans' home -- Restricted account

18 Veterans' home -- Resident benefits

19 Pharmaceutical Rebates Account

1 Demand Side Management Grants
2 Veteran's Cemetery Memorial Fund
3 Donations -- New Veterans' Home Construction
4 Department of Health
5 Pandemic medications and equipment account
6 Miscellaneous Donations/Grants from Non-Profits
7 State Loan Repayment Match
8 Healthcare Information Technology
9 Department of Behavioral Healthcare, Developmental Disabilities and Hospitals
10 Eleanor Slater non-Medicaid third-party payor account
11 Hospital Medicare Part D Receipts
12 RICLAS Group Home Operations
13 Commission on the Deaf and Hard of Hearing
14 Emergency and public communication access account
15 Department of Environmental Management
16 National heritage revolving fund
17 Environmental response fund II
18 Underground storage tanks registration fees
19 De Coppet Estate Fund
20 Rhode Island Historical Preservation and Heritage Commission
21 Historic preservation revolving loan fund
22 Historic Preservation loan fund -- Interest revenue
23 Department of Public Safety
24 E-911 Uniform Emergency Telephone System
25 Forfeited property -- Retained
26 Forfeitures -- Federal
27 Forfeited property -- Gambling
28 Donation -- Polygraph and Law Enforcement Training
29 Rhode Island State Firefighter's League Training Account
30 Fire Academy Training Fees Account
31 Attorney General
32 Forfeiture of property
33 Federal forfeitures
34 Attorney General multi-state account

1 Forfeited property -- Gambling
2 Department of Administration
3 OER Reconciliation Funding
4 Health Insurance Market Integrity Fund
5 RI Health Benefits Exchange
6 Information Technology Investment Fund
7 Restore and replacement -- Insurance coverage
8 Convention Center Authority rental payments
9 Investment Receipts -- TANS
10 OPEB System Restricted Receipt Account
11 Car Rental Tax/Surcharge-Warwick Share
12 Executive Office of Commerce
13 Housing Resources Commission Restricted Account
14 Department of Revenue
15 DMV Modernization Project
16 Jobs Tax Credit Redemption Fund
17 Legislature
18 Audit of federal assisted programs
19 Department of Children, Youth and Families
20 Children's Trust Accounts -- SSI
21 Military Staff
22 RI Military Family Relief Fund
23 RI National Guard Counterdrug Program
24 Treasury
25 Admin. Expenses -- State Retirement System
26 Retirement -- Treasury Investment Options
27 Defined Contribution -- Administration - RR
28 Violent Crimes Compensation -- Refunds
29 Treasury Research Fellowship
30 Business Regulation
31 Banking Division Reimbursement Account
32 Office of the Health Insurance Commissioner Reimbursement Account
33 Securities Division Reimbursement Account
34 Commercial Licensing and Racing and Athletics Division Reimbursement Account

- 1 Insurance Division Reimbursement Account
- 2 Historic Preservation Tax Credit Account
- 3 Judiciary
- 4 Arbitration Fund Restricted Receipt Account
- 5 Third-Party Grants
- 6 RI Judiciary Technology Surcharge Account
- 7 [Indirect Cost Recovery - Supreme Court](#)
- 8 [Victims' Rights Information](#)
- 9 [RI Supreme Court Disciplinary Counsel](#)
- 10 [Small Claims Mediation](#)
- 11 Department of Elementary and Secondary Education
- 12 Statewide Student Transportation Services Account
- 13 School for the Deaf Fee-for-Service Account
- 14 School for the Deaf -- School Breakfast and Lunch Program
- 15 Davies Career and Technical School Local Education Aid Account
- 16 Davies -- National School Breakfast & Lunch Program
- 17 School Construction Services
- 18 Office of the Postsecondary Commissioner
- 19 Higher Education and Industry Center
- 20 Department of Labor and Training
- 21 Job Development Fund
- 22 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO PUBLIC FINANCE - STATE FUNDS

- 1 This act would add the Judiciary's Indirect Cost Recovery - Supreme Court, Victims' Rights
- 2 Information, RI Supreme Court Disciplinary Counsel and Small Claims Mediation accounts to the
- 3 list of restricted receipt accounts which are not subject to indirect cost recovery.
- 4 This act would take effect upon passage.

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