



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Administration
DIVISION OF STATEWIDE PLANNING
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May 18, 2020

Social Security Administration
Office of Income Security Programs
Keys Section
2412A Operations Building
6401 Security Boulevard
Baltimore, MD 21235

Dear Ms. Boguski:

I hope you are safe and well. The Division of Statewide Planning, Rhode Island Department of Administration, is the designated state agency responsible for overseeing compliance with the provisions of Section 1616(e) (Keys Amendment) of the Social Security Act. This letter certifies that the State of Rhode Island is in full compliance with those provisions for federal fiscal year 2020.

Previously submitted Rules and Regulations for Licensure of Facilities where Supplemental Security Income (SSI) recipients reside or are likely to reside have been amended since March 29, 2018.

The following information is from the RI Secretary of State's website regarding the current BHDDH Department of Behavioral Healthcare, Developmental Disabilities and Hospitals Rules and Regulations:

[Rules and Regulations for the Licensing of Organizations and Facilities Licensed by the Department of Behavioral Healthcare, Developmental Disabilities and Hospitals](#)

Regulation Text	Overview	Regulation	History	Rulemaking Documents
Notify Me				
Title	212	Department of Behavioral Healthcare, Developmental Disabilities and Hospitals		
Chapter	10	Licensing and General Administration		
Subchapter	00	N/A		
Part	1	Rules and Regulations for the Licensing of Organizations and Facilities Licensed by the Department of Behavioral Healthcare, Developmental Disabilities and Hospitals		
Type of Filing		Adoption		
Regulation Status		Active		
Effective		01/07/2019		
Regulation Authority :				
R.I. Gen. Laws § 40.1-1-13(a)(12)				
Purpose and Reason :				
By this rulemaking, BHDDH is proposing to:				
Adopt prevailing standards for the licensure and operation of facilities and programs providing rehabilitation, support, and guidance for individuals with developmental and/or cognitive disabilities and behavioral health services for adults.				

Rules and Regulations for Developmental Disability Organizations

Regulation Text	Overview	Regulation	History	Rulemaking Documents
Notify Me				
Title	212	Department of Behavioral Healthcare, Developmental Disabilities and Hospitals		
Chapter	10	Licensing and General Administration		
Subchapter	05	Developmental Disability Organizations		
Part	1	Rules and Regulations for Developmental Disability Organizations		
Type of Filing		Adoption		
Regulation Status		Active		
Effective		01/07/2019		
Regulation Authority :				
R.I. Gen. Laws § 40.1-1-13(a)(12)				
Purpose and Reason :				
By this rulemaking, BHDDH is proposing to:				
Adopt prevailing standards for the licensure and operation of facilities and programs providing rehabilitation, support, and guidance for individuals with developmental disabilities or cognitive disabilities.				

The following information is from the RI Secretary of State's website regarding the current RIDOH, Rhode Island Department of Health Rules and Regulations:

[Rules and Regulations for Licensing Assisted Living Residences :](#)

216-RICR-40-10-2 **ACTIVE RULE**

Regulation Text	Overview	Regulation	History	Rulemaking Documents
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[Notify Me](#)

Title	216	Rhode Island Department of Health
Chapter	40	Professional Licensing and Facility Regulation
Subchapter	10	Facilities Regulation
Part	2	Licensing Assisted Living Residences (216-RICR-40-10-2)

Type of Filing	Amendment
Regulation Status	Active
Effective	04/30/2018

Regulation Authority :
Rhode Island General Laws § 23-17.4.

Purpose and Reason :

In accordance with the Administrative Procedures Act, R.I. Gen. Laws Section 42-35-3(a)(1), the following is a concise statement regarding this rulemaking for Licensing Assisted Living Residences ([216-RICR-40-10-2](#)). This amendment to the regulations removes statutory duplication, removes vaccination reporting requirements, increases the temperature threshold for hot water, revises reporting requirements for accidents, and corrects the name of the RIDOH center which oversees the enforcement of these regulations. In response to public comment, section 2.4.27 of the regulations was amended to require assisted living facilities to have an annual inspection to assess compliance with the Fire Safety Code, conducted under the authority of the State Fire Marshal. Additionally, documentation of the inspection required under the new section 2.4.27(A)(1)(e) must be submitted with the application for renewal of licensure, and such documentation must reflect compliance with the Fire Safety Code or be in accordance with section 2.4.27(A)(1)(a) of the regulations, which is regarding plans of correction with the State Fire Marshal for fire code deficiencies. In the development of this rule, consideration was given to: 1) alternative approaches; 2) overlap or duplication with other statutory and regulatory provisions; and 3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based on available information. RIDOH has determined that the benefits of this rule justify its costs.

Rules and Regulations for Licensing of Nursing Facilities:

216-RICR-40-10-1

ACTIVE RULE

Regulation Text	Overview	Regulation	History	Rulemaking Documents
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[Notify Me](#)

Title	216	Department of Health
Chapter	40	Professional Licensing and Facility Regulation
Subchapter	10	Facilities Regulation
Part	1	Licensing of Nursing Facilities (216-RICR-40-10-1)

Type of Filing	Technical Revision
Regulation Status	Active
Effective	03/29/2018

Regulation Authority :

R.I. Gen. Laws § 23-17-10

Purpose and Reason :

This technical revision is being filed to correct the name of the Subchapter as listed in the caption of this Part. The correct name of Subchapter 10 is "Facilities Regulation." No other changes have been made to the text of this Part.

Records of the review process are on file at the office of The Division of Statewide Planning and available for inspection.

If you have any questions or require additional information, please contact me at the above address, or by phone at (401) 222-1243.

Sincerely,

Vin Flood

Vin Flood
Data Analyst II