

## REGULATORY AGENDA – January 15, 2011

**Agency Name and Address:** RI Department of Human Services  
 600 New London Avenue, Building #57  
 Cranston, RI 02920

### **PART I - Rules Promulgated JUNE 16, 2010 through January 15, 2011:**

Please indicate if your agency did not promulgate rules during this period, OR complete the following for each rule promulgated (add or delete rows accordingly):

| <b>ERLID</b> | <b>Type Filing</b> | <b>Title</b>  | <b>Effective Date</b> |
|--------------|--------------------|---|-----------------------|
| 6099         | Amendment          | Medical Assistance 0352 Characteristic Requirement                      | 7/14/2010             |
| 6174         | Amendment          | Medical Assistance 0300 Medical Assistance Overview                     | 9/1/2010              |
| 6175         | Amendment          | Medical Assistance 0348 Rite Care Program                               | 9/1/2010              |
| 6129         | Amendment          | Medical Assistance 0372 Special Treatment Cover Groups                  | 9/1/2010              |
| 6179         | Amendment          | Medical Assistance 0374 Managed Care Program Options for Adults         | 9/1/2010              |
| 6131         | Amendment          | Rhode Island Works Sections 1406-1416                                   | 9/1/2010              |
| 6132         | Amendment          | Rhode Island Veteran's Home   | 9/1/2010              |
| 5906         | Amendment          | Medical Assistance 0378 Institutional Care                              | 9/21/2010             |
| 5896         | Adoption           | Principles of Reimbursement   | 9/21/2010             |
| 5897         | Repeal             | Principles of Reimbursement   | 9/21/2010             |
| 6192         | Amendment          | SNAP Section 1008 Financial Criteria Income                             | 10/1/2010             |
| 6193         | Amendment          | SNAP Section 1012 Certification Procedures                              | 10/1/2010             |
| 6194         | Amendment          | SNAP Section 1016 Special Application Procedures                        | 10/1/2010             |
| 6198         | Amendment          | SNAP Section 1038 SNAP Program Standards                                | 10/1/2010             |
| 6305         | Amendment          | Supplemental Security Income (SSI) and State Supplemental Program (SSP) | 1/1/2011              |

## PART II - Expected Rule-making Activity January 16, 2011 through June 15, 2011:

Please indicate if your agency does not anticipate rule-making activity during this period, OR complete the following for each rule anticipated (add or delete rows accordingly):

| Type Filing | Title/Subject Area   | Objective  | Legal Basis  | Anticipated Schedule | Agency Contact                     | Interested Parties                                 |
|-------------|--|--|--|----------------------|------------------------------------|--|
| Amendment   | Medical Assistance – Section 0372 Special treatment Cover Group  | Update resource limits for the Qualified Medicare Beneficiaries (QMB), Specified Low-Income Medicare Beneficiaries (SLMB) and Qualifying Individuals (QI) Programs | RIGL 42035, 40-8, Title XIX of the Social Security Act | 3/1/2011             | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment   | Medical Assistance – Section 0376 Overview of Medical Assistance | General update to LTC rules and reorganization of Sections 0376-.0399  | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011             | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment   | Medical Assistance – Section 0378 Institutional Care             | General update to LTC rules and reorganization of Sections 0376-.0399  | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011             | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment   | Medical Assistance – Section 0380 Resources Generally            | Update rule to clarify intent to return as well as primary residence including a general update to LTC rules and reorganization of Sections 0376-.0399             | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011             | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment   | Medical Assistance –   | Update rule to clarify   | RIGL 42035,  | 6/1/2011             | Kimberly                           | Families,  |

|           |  |   |  |          |                                 |  |
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|           | Section 0382 Evaluation of Resources                                   | intent to return as well as primary residence including a general update to LTC rules and reorganization of Sections 0376-.0399 | 40-8, Title XIX of the Social Security Act             |          | Merolla-Brito 462-6238          | advocacy groups and other State agencies           |
| Amendment | Medical Assistance – Section 0384 Resource Transfer                    | General update to LTC rules and reorganization of Sections 0376-.0399   | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0386 Income Generally                     | General update to LTC rules and reorganization of Sections 0376-.0399.  | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0388 Treatment of Income                  | General update to LTC rules and reorganization of Sections 0376-.0399   | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0390 Flexible Test of Income              | General update to LTC rules and reorganization of Sections 0376-.0399   | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0392 Post Eligibility Treatment of Income | Update Standard Utility Allowance as well as general update to LTC rules and reorganization of Sections 0376-.0399              | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0394 SSI-related Coverage group           | General update to LTC rules and reorganization of Sections 0376-.0399   | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |

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| Amendment | Medical Assistance – Section 0396 Waiver Program provisions   | General update to LTC rules and reorganization of Sections 0376-.0399 | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0398 Specific Waiver Programs  | General update to LTC rules and reorganization of Sections 0376-.0399 | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance – Section 0399 Global Consumer Choice Waiver Rebalancing the Long-Term Care System | General update to LTC rules and reorganization of Sections 0376-.0399 | RIGL 42035, 40-8, Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Veterans' Home Billing and Collection of Maintenance Fees   | Update cost of living and end of life program                         | RIGL 42-35, 30-24-10                                   | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Veterans' Home General Rules and regulation   | Update cost of living and end of life program                         | RIGL 42-35, 30-24-10                                   | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Office of Rehabilitative Services Federal Poverty Level   | Update FPL changes for 2011   | RIGL 42-35, 41-12-8                                    | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance Federal Poverty Level  | Update FPL changes for 2011   | RIGL 42-35, 40-8; Title XIX of the Social Security Act | 6/1/2011 | Kimberly Merolla-Brito 462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance Minimum Monthly  | Update changes for 2011 when Federal                                  | RIGL 42-35, 40-8; Title XIX of                         | 6/1/2011 | Kimberly Merolla-Brito          | Families, advocacy                                 |

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|           | Maintenance Needs Allowance (MMMNA)   | guidance is issued   | the Social Security Act  |          | 462-6238                           | groups and other State agencies                    |
| Amendment | Child Care Assistance Program (CCAP)  | Update FPL changes for 2011, change procedures for processing provider rate requests and increase access to teen mothers | RIGL 42-35, 40-6.2   | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Repeal    | Child Care Assistance Program: Comprehensive Child care Services                | Repeal as program is obsolete  | RIGL 42-35, 40-6.2   | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Supplemental Nutritional Assistance Program 1006 Financial Criteria – Resources | Update procedures for implementation of categorical eligibility  | RIGL 42-35, 40-6-8   | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Rhode Island Works Program Rules: Sections 1400- 1436                           | Update program rules and enhance provisions for hardship to time limits.   | RIGL 42-35, 40-5.2, Federal Recovery and Reinvestment Act of 2009 (ARRA) | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Office of Rehabilitative Services   | State Plan for Vocational Rehabilitation Services and Supported Employment as required by the Rehabilitation Act         | RIGL 42-35, 41-12-8  | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Medical Assistance 0342 Categorical Needy AFDC                                  | Update rule to reflect Federal Guidance on Title IV-E for an   | RIGL 42-35, 40-8; Title XIX of the Social                                | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and                      |

|           |  |   |                     |          |                                    |  |
|-----------|--|---|---------------------|----------|------------------------------------|--|
|           |  | applicable child.   | Security Act        |          |                                    | other State agencies                               |
| Amendment | General Provisions 0122<br>Civil Rights  | Update rule to be in compliance with State and Federal Law and good practice. | RIGL 42-35, 40-6-13 | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |
| Amendment | Supplemental Nutrition Assistance Program 1037<br>Electronic Benefit Transfer (EBT) System | Update rule on the issuance of replacement cards                              | RIGL 42-35, 40-6-8  | 6/1/2011 | Kimberly Merolla-Brito<br>462-6238 | Families, advocacy groups and other State agencies |