### **Agency Summary**

### DEPARTMENT OF BUSINESS REGULATION

### **Agency Mission**

To assist, educate, and protect the public through the implementation and enforcement of state laws mandating regulation and licensing of designated businesses, professions, occupations, and other specific activities while recognizing the need to foster a prosperous and sound business environment that serves the public interest.

### **Agency Description**

The Department of Business Regulation's primary function is to implement state laws mandating the regulation and licensing of designated businesses, professions, occupations and other specified activities. The department is composed of five divisions and Central Management, which includes the budget, regulatory standards, compliance and enforcement. The respective divisions are: Banking, Securities, Insurance, Building, Design and Fire Professionals, Commercial Licensing and Gaming and Athletics Licensing, and the Office of the Health Insurance Commissioner. The Director of Business Regulation is appointed by the Governor and serves statutorily as the State Banking Commissioner, Commissioner of Insurance, Real Estate Administrator, Chief of Intoxicating Beverages, and State Boxing Commissioner. The Department also houses other commissions including the Real Estate Commission, Real Estate Appraisal Board, Rhode Island Board of Accountancy, the Certified Constables' Board, and the Racing and Athletics Hearing Board. The Department issues over 200,000 licenses and conducts administrative hearings involving issuances, administrative penalties, denials, suspensions and/or revocations.

### **Statutory History**

The department was established by the Rhode Island General Assembly in 1939 and is organized under R.I. General Laws § 42-14-1, et seq.

Budget

# **Department Of Business Regulation**

	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Expenditures by Program					
Central Management	2,277,612	2,328,073	2,529,586	2,529,586	3,106,904
Banking Regulation	1,394,741	1,411,033	1,734,819	1,734,819	1,673,925
Securities Regulation	957,930	1,033,283	1,098,495	1,098,495	925,737
Insurance Regulation	5,126,088	5,022,465	5,931,271	5,997,654	6,126,943
Board of Accountancy	5,332	4,485	5,883	5,883	5,883
Commercial Licensing and Gaming and Athletics Licensing	1,968,154	2,251,496	2,086,360	1,980,897	1,959,085
Boards for Design Professionals	5	0	0	0	0
Office of Health Insurance Commissioner	2,644,720	2,921,825	2,572,277	2,760,011	2,631,572
Division of Building, Design and Fire Professionals	328,201	7,953,746	9,058,702	8,967,677	9,040,528
Office of Cannabis Regulation	0	0	1,346,264	1,327,252	4,630,680
Total Expenditures	14,702,783	22,926,405	26,363,657	26,402,274	30,101,257
Expenditures by Object					
Salary And Benefits	10,926,490	17,330,651	19,140,100	18,868,929	20,496,143
Contract Professional Services	2,099,000	2,323,247	2,687,857	3,009,067	2,782,999
Operating Supplies And Expenses	1,658,883	2,753,797	3,891,802	3,902,362	5,308,377
Assistance And Grants	0	(8,646)	80,000	112,517	155,000
Aid To Local Units Of Government	0	(450)	0	0	90,000
Subtotal: Operating	14,684,373	22,398,598	25,799,759	25,892,875	28,832,519
Capital Purchases And Equipment	18,410	527,807	563,898	509,399	1,268,738
Subtotal: Other	18,410	527,807	563,898	509,399	1,268,738
Total Expenditures	14,702,783	22,926,405	26,363,657	26,402,274	30,101,257
<b>Expenditures by Source of Funds</b>					
General Revenue	10,534,356	16,364,135	17,896,681	17,815,293	18,670,217
Federal Funds	1,022,931	1,007,599	755,788	1,045,501	768,983
Restricted Receipts	3,145,496	5,130,695	7,144,829	7,030,407	10,389,044
Operating Transfers From Other Funds	0	423,977	566,359	511,073	273,013
<b>Total Expenditures</b>	14,702,783	22,926,405	26,363,657	26,402,274	30,101,257
FTE Authorization	106.0	161.0	161.0	161.0	171.0

# **Personnel Agency Summary**

# **Department Of Business Regulation**

		FY 2020		FY 2021	
	FTE	Cost	FTE	Cost	
Classified	142.0	9,938,573	148.0	10,460,478	
Unclassified	19.0	1,857,096	23.0	2,099,558	
Subtotal	161.0	11,795,669	171.0	12,560,036	
Transfer Out		(87,853)		(100,416)	
Overtime (1.5)		143,670		150,232	
Seasonal/Special Salaries/Wages		39,100		39,100	
Turnover		(186,761)		0	
Total Salaries		11,703,825		12,648,952	
Benefits					
Contract Stipends		9,000		9,300	
FICA		883,338		957,200	
Health Benefits		1,773,353		1,971,555	
Payroll Accrual		67,474		73,131	
Retiree Health		767,701		732,753	
Retirement		3,242,582		3,645,767	
Subtotal		6,743,448		7,389,706	
Total Salaries and Benefits	161.0	18,447,273	171.0	20,038,658	
Cost Per FTE Position		114,579		117,185	
Statewide Benefit Assessment		421,656		457,485	
Payroll Costs	161.0	18,868,929	171.0	20,496,143	
Purchased Services					
Buildings and Ground Maintenance		1,185		1,185	
Clerical and Temporary Services		5,208		5,208	
Design and Engineering Services		4,200		4,200	
Information Technology		40,700		40,700	
Management & Consultant Services		2,577,225		2,381,157	
Medical Services		12,439		12,439	
Other Contracts		31,798		31,798	
Training and Educational Services		336,312		306,312	
Subtotal		3,009,067		2,782,999	
Total Personnel	161.0	21,877,996	171.0	23,279,142	
Distribution by Source of Funds					
General Revenue	131.0	15,621,901	128.0	16,038,952	
Federal Funds	2.0	583,640	2.0	168,683	
Restricted Receipts	28.0	5,602,043	41.0	6,998,494	
Operating Transfers from Other Funds	0.0	70,412	0.0	73,013	
Total All Funds	161.0	21,877,996	171.0	23,279,142	

### **Performance Measures**

### **Department Of Business Regulation**

#### **Timeliness of Banking Division License Issuance**

The figures below represent the average amount of time it takes the Banking Division to issue a license. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	30.00	40.00	40.00	35.00	35.00
Actual	52.00	27.00	27.00	0.00	

#### Office of the Health Insurance Commissioner -- Small Group Premium Base Rates

The Office of the Health Insurance Commissioner (OHIC) annually reviews and approves commercial premiums. This review supports OHIC's charge to balance insurance affordability and insurer solvency. This measure focuses on approved premiums for small groups (50 or fewer employees). Due to their size, small groups often have higher rates of increase than large employers and are more vulnerable to changes in their cost structure. OHIC has begun monitoring how closely the effective rates of increase track the approved rates, which will significantly improve future performance data monitoring. The figures below represent the average approved essential health benefits (EHB) base rate increase for small group issuers. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	4.00%	4.00%	4.00%	4.00%	4.00%
Actual	8.50%	1.60%	5.90%	0.00%	

#### **Timeliness of Design Professionals License Issuance**

The Boards for Design Professionals examines and licenses professional engineers, land surveyors, landscape and traditional architects. The figures below represent the average amount of time it takes the Boards for Design Professionals to issue a license. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual		Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021	
Target	75.00	60.00	60.00	60.00	60.00	
Actual	73.00	50.00	50.00	0.00		

#### **OHIC -- Individual Market Premium Base Rates**

The figures below represents the average approved individual market premium essential health benefits (EHB) base rate increase. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	4.50%	4.50%	0.00%	4.50%	4.50%
Actual	6.50%	12.70%	-0.70%	0.00%	

### **Performance Measures**

### **Department Of Business Regulation**

#### **Insurance Examiner Utilization Rate**

The figures below represent the utilization rate for insurance examiners, calculated by dividing the hours billed to domestic insurance companies by the total hours examiners are available to work. This measure includes only examiner positions whose time is heavily weighted towards examinations with minimal administrative functions. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual		Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021	
Target	73.00%	73.00%	73.00%	70.00%	70.00%	
Actual	56.20%	60.48%	64.00%	0.00%		

#### **Customer Satisfaction**

The figures below represent average customer satisfaction across the Department, measured through surveys that contain multiple questions to solicit ratings of 1 to 5 that aggregate to a possible perfect score of 100. [Notes: The 2019 target has been revised. Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	95.00	95.00	90.00	90.00	90.00
Actual	88.20	89.57	90.00	0.00	

#### **Business Environment Index**

This performance measure assesses the average respondant's assessment of the Rhode Island business environment, measured through surveys that contain multiple questions to solicit ratings of 1 to 5 that aggregate to a possible perfect score of 100. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	90.00	90.00	90.00	90.00	90.00
Actual	81.60	84.24	88.00	0.00	

#### **Timeliness of Complaint Resolution**

The figures below represent the average amount of time it takes across the Department to resolve complaints. [Notes: The 2019 target has been revised. Missing values appear as zeros in the measure.]

Frequency: Annual		Reporting Period: State Fiscal Year					
	2017	2018	2019	2020	2021		
Target	8.00	8.00	9.00	5.00	5.00		
Actual	7.00	10.00	3.00	0.00			

### **Performance Measures**

### **Department Of Business Regulation**

### OHIC -- Insurer Surplus as a Percentage of Revenue (SAPOR)

Surplus as a Percent of Revenue (SAPOR) is the industry standard measure of health insurer financial stability. The Office of the Health Insurance Commissioner (OHIC) tracks SAPOR in support of its legislative mandate to monitor insurer solvency. The figures below represent the straight average (unweighted by membership) of insurer SAPOR. Because SAPOR targets vary by insurance company, the targets below are averages for companies operating in the Rhode Island market. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	20.50%	20.50%	20.50%	20.00%	20.00%
Actual	17.60%	14.91%	17.51%	0.00%	

#### **OHIC -- Value-Based Alternative Payments**

The figures below represent the use of value-based alternative payment models as percent of insured medical payments. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual	Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021
Target	40.00%	50.00%	50.00%	50.00%	50.00%
Actual	45.00%	50.00%	30.00%	0.00%	

#### **OHIC -- Large Group Premium Base Rates**

The figures below represent the average approved large group premium expected overall average premium trend. [Note: Missing values appear as zeros in the measure.]

Frequency: Annual		Reporting Period: State Fiscal Year				
	2017	2018	2019	2020	2021	
Target	4.50%	4.00%	4.00%	4.00%	4.00%	
Actual	9.70%	9.20%	9.10%	0.00%		

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### **Central Management**

#### **Mission**

To administer the functions for the department with regard to the licensing and regulation of designated businesses, occupations and professions through the enforcement of applicable state laws.

### **Description**

Central Management is composed of the Director's Office, budget, regulatory standards, compliance and enforcement. Specific functions include legal research, drafting and analysis of legislation, issuance of legal opinions related to the department's operations, conducting administrative and rate hearings, and providing legal services to the Director, Deputy Directors, and advising the other commissions housed within the department. Central Management compiles, submits and monitors budgets of the respective divisions, approves vouchers and contracts, and provides all personnel and management services. The Director issues show cause and cease and desist orders; renders decisions relative to the operations of financial institutions and insurance companies; has the authority to deny, suspend, or revoke licenses and approve or disapprove rates; and acts as receiver in case of insolvency of certain regulated entities. The Director or his/her designee may be a member of various occupational licensing boards and commissions assigned to the department by the legislature in order to assist in the administration and regulation of licensing programs. The Director is also a member of such diverse administrative bodies such as the Board of Bank Incorporation and the Rhode Island Housing and Mortgage Finance Corporation. Central Management is also responsible for monitoring legislation impacting the department and for the annual submission of its own legislative program.

### **Statutory History**

R.I. General Laws § 42-14-1 establishes the Director as head of the department. RIGL § 42-14-2 enumerates the functions of the department regarding the regulation of assigned occupations, businesses, and professions.

# **Agency: Department Of Business Regulation**

## **Central Management**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	2,277,612	2,328,073	2,529,586	2,529,586	3,106,904
<b>Total Expenditures</b>	2,277,612	2,328,073	2,529,586	2,529,586	3,106,904
Expenditures by Object					
Salary and Benefits	1,021,569	1,200,079	1,469,380	1,573,283	1,600,598
Contract Professional Services	48,207	32,205	30,758	30,758	30,758
Operating Supplies and Expenses	1,206,992	1,094,692	1,027,411	923,508	1,473,511
Subtotal: Operating	2,276,768	2,326,976	2,527,549	2,527,549	3,104,867
Capital Purchases And Equipment	844	1,097	2,037	2,037	2,037
Subtotal: Other	844	1,097	2,037	2,037	2,037
Total Expenditures	2,277,612	2,328,073	2,529,586	2,529,586	3,106,904
<b>Expenditures by Source of Funds</b>					
General Revenue	2,277,612	2,328,073	2,529,586	2,529,586	3,106,904
Total Expenditures	2,277,612	2,328,073	2,529,586	2,529,586	3,106,904

# **Agency: Department Of Business Regulation**

## **Central Management**

		FY	2020	FY	2021
		FTE	Cost	FTE	Cost
Classified					
ASSISTANT DIRECTOR FINANCIAL AND CONTRACT MANAGEMENT	00141A	1.0	115,751	1.0	116,327
ASSOCIATE DIRECTOR AND SUPERINTENDENT OF INSURANCE	00141A	1.0	110,239	1.0	110,787
DEPUTY CHIEF OF LEGAL SERVICES	00137A	1.0	93,498	1.0	93,963
FISCAL MANAGEMENT OFFICER	00126A	1.0	65,022	1.0	67,437
INTERDEPARTMENTAL PROJECT MANAGER	00139A	1.0	103,611	1.0	105,569
LEGAL ASSISTANT	00119A	1.0	43,944	1.0	45,135
PRINCIPAL ECONOMIC AND POLICY ANALYST	00138A	1.0	87,313	1.0	90,926
SENIOR LEGAL COUNSEL	00134A	2.0	167,846	2.0	168,681
Subtotal Classified		9.0	787,224	9.0	798,825
Unclassified					
DIRECTOR- DEPARTMENT OF BUSINESS REGULATION	20945F	1.0	135,000	1.0	135,000
EXECUTIVE SECRETARY	00819A	1.0	48,591	1.0	50,704
PROGRAM MANAGER	00828A	1.0	88,063	1.0	88,483
Subtotal Unclassified		3.0	271,654	3.0	274,187
Subtotal		12.0	1,058,878	12.0	1,073,012
Transfer Out			(63,937)		(64,154)
Total Salaries			994,941		1,008,858
Benefits					
FICA			76,113		77,176
Health Benefits			119,705		122,947
Payroll Accrual			5,791		5,888
Retiree Health			66,162		59,220
Retirement			271,271		286,658
Subtotal			539,042		551,889
Total Salaries and Benefits		12.0	1,533,983	12.0	1,560,747
Cost Per FTE Position			127,832		130,062
Statewide Benefit Assessment			39,300		39,851
Payroll Costs		12.0	1,573,283	12.0	1,600,598
Purchased Services					
Other Contracts			30,758		30,758
Subtotal			30,758		30,758
Total Personnel		12.0	1,604,041	12.0	1,631,356

# **Agency: Department Of Business Regulation**

## **Central Management**

		FY 2020		FY 2021	
	FTE	Cost	FTE	Cost	
Distribution by Source of Funds					
General Revenue	12.0	1,604,041	12.0	1,631,356	
Total All Funds	12.0	1,604,041	12.0	1,631,356	

### DEPARTMENT OF BUSINESS REGULATION

### **Banking Regulation**

### **Mission**

To charter, license and ensure compliance with statutory requirements for the safe and sound operation of regulated financial institutions, Rhode Island bank holding companies, credit unions and licensees in order to protect the public interest. The Banking Division seeks to create a sound financial services industry in the State of Rhode Island by being both a regulator and an advocate. We have interpreted that to mean fostering the growth of a diverse and resilient financial services industry that provides credit to all corners of Rhode Island, holds the confidence of its customers, and whom we do not prevent from competing, innovating, and thriving. We believe that sound and prudent regulation creates a level playing field on which our financial institutions can thrive while at the same time providing protection to Rhode Island consumers.

### **Description**

The Banking Division provides regulatory oversight of state-chartered banks, state chartered credit unions and Rhode Island bank holding companies through financial examinations and reviews to determine compliance with state banking laws, financial solvency, and safety and soundness. The Division is also responsible for regulating, monitoring and examining other licensees, including almost 2,200 mortgage loan originators and approximately 1,100 companies licensed as debt collectors, third party loan servicers, lenders, loan brokers, small loan lenders, sellers of checks, electronic money transmitters, check cashers and debt-management companies. The purpose of examinations are to determine financial solvency and compliance with Rhode Island banking laws and regulations for the protection of depositors and the public. The Division reviews and conducts hearings on applications filed by financial institutions and other licensees. The Division enforces statutes relating to maximum interest charges and state usury laws and conducts administrative hearings when required. Additional responsibilities include investigating and resolving several hundred consumer complaints and inquiries each year.

### **Statutory History**

R.I. General Laws § 19-1 to § 19-14.10 charge the Division of Banking with the regulation, licensing, or registration of financial institutions, Rhode Island bank holding companies, credit unions and licensees (lenders, loan brokers, small loan lenders, mortgage loan originators, foreign exchange transaction businesses, sellers of checks, electronic money transmitters, check cashers, and debt management companies and debt collectors.)

RIGL § 6-26 to § 6-27 relate to Interest, Usury and Truth in Lending.

RIGL § 34-23 to § 34-27 relate to Mortgages.

RIGL § 19-14.3 to § 19-14.8 relate to the Sale of Checks, Electronic Money Transfers, Foreign Exchange Transactions, Insurance Premium Finance Agreements and Debt Management Companies.

RIGL §19-14.9 relates to the registration of debt collectors.

RIGL § 19-14.10 relates to the licensing and supervision of mortgage loan originators.

RIGL § 19-14.11 relates to the licensing of third-party loan servicers.

# **Agency: Department Of Business Regulation**

## **Banking Regulation**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	1,394,741	1,411,033	1,734,819	1,734,819	1,673,925
Total Expenditures	1,394,741	1,411,033	1,734,819	1,734,819	1,673,925
Expenditures by Object					
Salary and Benefits	1,316,767	1,339,621	1,642,018	1,536,078	1,581,124
Contract Professional Services	1,312	0	1,360	1,360	1,360
Operating Supplies and Expenses	73,322	65,601	86,441	192,381	86,441
Subtotal: Operating	1,391,401	1,405,223	1,729,819	1,729,819	1,668,925
Capital Purchases And Equipment	3,340	5,810	5,000	5,000	5,000
Subtotal: Other	3,340	5,810	5,000	5,000	5,000
<b>Total Expenditures</b>	1,394,741	1,411,033	1,734,819	1,734,819	1,673,925
<b>Expenditures by Source of Funds</b>					
General Revenue	1,325,902	1,345,787	1,659,819	1,659,819	1,598,925
Restricted Receipts	68,839	65,245	75,000	75,000	75,000
<b>Total Expenditures</b>	1,394,741	1,411,033	1,734,819	1,734,819	1,673,925

# **Agency: Department Of Business Regulation**

## **Banking Regulation**

		FY	2020	FY 2021	
		FTE	Cost	FTE	Cost
Classified					
ASSISTANT SUPERVISOR OF EXAMINATIONS	0AB35A	3.0	274,361	3.0	282,807
BANK EXAMINER	0AB24A	2.0	101,598	2.0	105,297
LICENSING AIDE	0AB15A	1.0	39,812	1.0	40,754
PRINCIPAL BANK EXAMINER	0AB31A	1.0	71,979	1.0	75,308
SENIOR BANK EXAMINER	0AB28A	5.0	318,553	5.0	326,804
STATE CHIEF BANK EXAMINER	00139A	1.0	113,149	1.0	113,697
Subtotal Classified		13.0	919,452	13.0	944,667
Subtotal		13.0	919,452	13.0	944,667
Seasonal/Special Salaries/Wages			13,800		13,800
Total Salaries			933,252		958,467
Benefits					
FICA			71,395		73,326
Health Benefits			170,412		175,013
Payroll Accrual			5,440		5,602
Retiree Health			62,063		56,262
Retirement			256,651		274,595
Subtotal			565,961		584,798
<b>Total Salaries and Benefits</b>		13.0	1,499,213	13.0	1,543,265
Cost Per FTE Position			115,324		118,713
Statewide Benefit Assessment			36,865		37,859
Payroll Costs		13.0	1,536,078	13.0	1,581,124
Purchased Services					
Clerical and Temporary Services			720		720
Other Contracts			640		640
Subtotal			1,360		1,360
Total Personnel		13.0	1,537,438	13.0	1,582,484
Distribution by Source of Funds					
General Revenue		13.0	1,537,438	13.0	1,582,484
Total All Funds		13.0	1,537,438	13.0	1,582,484

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### **Securities Regulation**

#### **Mission**

To enforce compliance with the applicable provisions of state laws and regulations related to the securities industry, franchises, charities, fund-raisers, and time-shares.

### **Description**

Securities Regulation is responsible for the registration of certain securities, the licensing and regulation of broker-dealers, sales representatives, certain investment advisers and certain investment adviser representatives. The division is also responsible for enforcing compliance with the state's Franchise Investment Act, the registration of charitable organizations and fundraising groups, and the state's Real Estate Time-Share Act. In FY 2016, the division processed approximately 131,256 licenses and 14,844 registrations, conducted fifteen (15) on-site examinations of broker dealers and investment advisers, investigated 31 complaints, and instituted Five (5) enforcement actions, pursuant to applicable state and federal laws and regulations.

### **Statutory History**

The division is charged with the administration and enforcement of the Rhode Island Uniform Securities Act ("RIUSA"), R.I. General Laws § 7-11; the Franchise Investment Act, § 19-28.1; the Charitable Solicitation Act, § 5-53.1; and the Real Estate Time-Share Act, § 34-41.

# **Agency: Department Of Business Regulation**

## **Securities Regulation**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	957,930	1,033,283	1,098,495	1,098,495	925,737
Total Expenditures	957,930	1,033,283	1,098,495	1,098,495	925,737
Expenditures by Object					
Salary and Benefits	939,555	1,017,955	1,069,268	1,065,552	896,510
Contract Professional Services	2,820	0	0	0	0
Operating Supplies and Expenses	15,555	14,001	29,227	32,943	29,227
Subtotal: Operating	957,930	1,031,956	1,098,495	1,098,495	925,737
Capital Purchases And Equipment	0	1,327	0	0	0
Subtotal: Other	0	1,327	0	0	0
Total Expenditures	957,930	1,033,283	1,098,495	1,098,495	925,737
<b>Expenditures by Source of Funds</b>					
General Revenue	957,912	1,033,283	1,083,495	1,083,495	910,737
Restricted Receipts	18	(0)	15,000	15,000	15,000
Total Expenditures	957,930	1,033,283	1,098,495	1,098,495	925,737

# **Agency: Department Of Business Regulation**

## **Securities Regulation**

		FY	2020	FY 2021	
		FTE	Cost	FTE	Cost
Classified					
ASSISTANT ADMINISTRATIVE OFFICER	0AB21A	2.0	95,058	2.0	96,654
CHIEF SECURITIES EXAMINER	00137A	1.0	96,308	1.0	96,773
DEPUTY DIRECTOR DEPARTMENT OF BUSINESS REGULATION	00144A	1.0	153,090	0.0	0
PRINCIPAL SECURITIES EXAMINER	0AB31A	1.0	78,682	1.0	79,073
SECURITIES EXAMINER	0AB24A	2.0	109,239	2.0	112,711
SENIOR SECURITIES EXAMINER	0AB28A	2.0	134,745	2.0	137,535
Subtotal Classified		9.0	667,122	8.0	522,746
Subtotal		9.0	667,122	8.0	522,746
Seasonal/Special Salaries/Wages			2,300		2,300
Turnover			(35,327)		0
Total Salaries			634,095		525,046
Benefits					
FICA			47,534		40,167
Health Benefits			140,330		126,637
Payroll Accrual			3,691		3,067
Retiree Health			42,168		30,822
Retirement			172,686		150,032
Subtotal			406,409		350,725
Total Salaries and Benefits		9.0	1,040,504	8.0	875,771
Cost Per FTE Position			115,612		109,471
Statewide Benefit Assessment			25,048		20,739
Payroll Costs		9.0	1,065,552	8.0	896,510
Total Personnel		9.0	1,065,552	8.0	896,510
<b>Distribution by Source of Funds</b>					
General Revenue		9.0	1,065,552	8.0	896,510
Total All Funds		9.0	1,065,552	8.0	896,510

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### **Insurance Regulation**

### **Mission**

To monitor effectively the financial condition and market conduct activities of insurance companies licensed to do business in the State of Rhode Island. To monitor activities of all licensees such as producers, adjusters and appraisers. To ensure consumer access to an equitable insurance market and respond to consumer inquiries and investigate complaints to ensure consumers are treated fairly.

### **Description**

The Insurance Division is responsible for conducting financial examinations of the 27 domestic insurance companies to ensure financial solvency and is also responsible for overseeing the market conduct of domestic or foreign insurance companies to ensure compliance with the insurance statutes and regulations. The Division also performs several licensing functions including, but not limited to, the licensing of over 1,300 insurance companies, over 120,000 insurance producers, adjusters and appraisers. The program also reviews rate and form filings for the Life, Accident and Health, and Property and Casualty lines of business for compliance with state statutes and regulations, and addresses consumer complaints for these lines of business. The program monitors and introduces legislation in order to protect consumers and maintain accreditation by the National Association of Insurance Commissioners, which it initially received in June of 1993. The division was reaccredited in December 1998, December 2003, June 2009, and in June 2014, each time receiving the maximum accreditation period of five years.

### **Statutory History**

All chapters of R.I. General Laws § 27-1, RIGL § 42-14, and § 28-29 through § 28-38, and all Insurance Division regulations.

# **Agency: Department Of Business Regulation**

## **Insurance Regulation**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	5,126,088	5,022,465	5,931,271	5,997,654	6,126,943
<b>Total Expenditures</b>	5,126,088	5,022,465	5,931,271	5,997,654	6,126,943
<b>Expenditures by Object</b>					
Salary and Benefits	3,794,351	3,742,348	4,106,531	4,041,595	4,159,576
Contract Professional Services	1,207,786	1,136,753	1,635,421	1,700,648	1,778,048
Operating Supplies and Expenses	118,705	136,061	185,819	251,911	185,819
Aid To Local Units Of Government	0	125	0	0	0
Subtotal: Operating	5,120,842	5,015,287	5,927,771	5,994,154	6,123,443
Capital Purchases And Equipment	5,246	7,179	3,500	3,500	3,500
Subtotal: Other	5,246	7,179	3,500	3,500	3,500
Total Expenditures	5,126,088	5,022,465	5,931,271	5,997,654	6,126,943
<b>Expenditures by Source of Funds</b>					
General Revenue	3,639,227	3,576,491	3,919,342	3,919,342	3,967,219
Restricted Receipts	1,486,861	1,445,975	2,011,929	2,078,312	2,159,724
<b>Total Expenditures</b>	5,126,088	5,022,465	5,931,271	5,997,654	6,126,943

# **Agency: Department Of Business Regulation**

# **Insurance Regulation**

		FY	2020	FY	2021
		FTE	Cost	FTE	Cost
Classified					
ASSISTANT ADMINISTRATIVE OFFICER	00121A	1.0	61,569	1.0	61,870
ASSOCIATE DIRECTOR AND SUPERINTENDENT OF INSURANCE	00141A	1.0	134,619	1.0	135,278
CHIEF INSURANCE EXAMINER	00139A	1.0	102,791	1.0	105,569
CHIEF OF LEGAL SERVICES	00139A	1.0	102,959	1.0	103,457
DEPUTY DIRECTOR DEPARTMENT OF BUSINESS REGULATION	00144A	1.0	142,314	1.0	143,002
INSURANCE ANALYST	0AB24A	3.0	161,394	3.0	166,672
INSURANCE EXAMINER	0AB24A	6.0	308,686	6.0	319,831
INSURANCE EXAMINER-IN-CHARGE	0AB36A	3.0	306,488	3.0	312,560
LEGAL COUNSEL	00132A	1.0	69,798	1.0	72,684
LICENSING AIDE	0AB15A	4.0	174,452	4.0	177,088
PRINCIPAL INSURANCE ANALYST	0AB31A	4.0	321,046	4.0	323,772
PRINCIPAL INSURANCE EXAMINER	0AB31A	2.0	148,206	2.0	151,474
SENIOR ACCOUNTANT	0AB23A	1.0	60,200	1.0	60,499
SENIOR INSURANCE ANALYST	0AB28A	1.0	62,464	1.0	64,920
SENIOR INSURANCE EXAMINER	0AB28A	5.0	331,464	5.0	339,657
Subtotal Classified		35.0	2,488,450	35.0	2,538,333
Subtotal		35.0	2,488,450	35.0	2,538,333
Seasonal/Special Salaries/Wages			23,000		23,000
Turnover			(16,970)		C
Total Salaries			2,494,480		2,561,333
Benefits					
FICA			190,522		195,872
Health Benefits			395,524		406,167
Payroll Accrual			14,524		14,955
Retiree Health			165,883		150,354
Retirement			682,128		729,725
Subtotal			1,448,581		1,497,073
Total Salaries and Benefits		35.0	3,943,061	35.0	4,058,406
Cost Per FTE Position			112,659		115,954
Statewide Benefit Assessment			98,534		101,170
Payroll Costs		35.0	4,041,595	35.0	4,159,576
Purchased Services					
Clerical and Temporary Services			2,648		2,648

# **Agency: Department Of Business Regulation**

# **Insurance Regulation**

	FY 2020		FY 2021	
	FTE	Cost	FTE	Cost
Purchased Services				
Management & Consultant Services		1,688,000		1,765,400
Training and Educational Services		10,000		10,000
Subtotal		1,700,648		1,778,048
Total Personnel	35.0	5,742,243	35.0	5,937,624
Distribution by Source of Funds				
General Revenue	34.0	3,774,491	34.0	3,888,460
Restricted Receipts	1.0	1,967,752	1.0	2,049,164
Total All Funds	35.0	5,742,243	35.0	5,937,624

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### **Board of Accountancy**

#### **Mission**

The board intends to continue to intensify its analysis of continuing education records, as well as firm compliance with peer reviews, to efficiently process license renewals and responses, and to commence and resolve disciplinary actions efficiently and promptly.

### **Description**

The Board of Accountancy is an autonomous board that is responsible for the administration of the licensing of certified public accountants, public accountants, partnerships, corporations, and sole proprietorships. It processes applications and fees, and issues initial certificates and permits to regulated business, occupations and professions. The board is responsible for governing the conduct of assigned licensees in order to comply with statutory provisions of the law and to promote the continued welfare of the general public. This includes recommending approval, denial, suspension or revocation of licenses or the imposition of such sanctions or penalties allowed by law. Hearings are held when required in order to resolve complaints and to act upon the denial, suspension or revocation of licenses. The board investigates complaints from the general public in all areas of licensing addressed above. Board personnel oversee the analysis of each CPA or PA application prior to Board review. In addition, Board personnel provide the general public with application and licensing information regarding all certified public accountants and public accountants and update monthly the listing of individual licensees and CPA firms on the DBR website, which facilitates information to the general public.

### **Statutory History**

R.I. General Laws § 5-3.1, et seq. (1956) relate to the Board of Accountancy.

# **Agency: Department Of Business Regulation**

## **Board of Accountancy**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	5,332	4,485	5,883	5,883	5,883
<b>Total Expenditures</b>	5,332	4,485	5,883	5,883	5,883
<b>Expenditures by Object</b>					
Contract Professional Services	250	0	0	0	0
Operating Supplies and Expenses	5,082	4,485	5,883	5,883	5,883
Subtotal: Operating	5,332	4,485	5,883	5,883	5,883
<b>Total Expenditures</b>	5,332	4,485	5,883	5,883	5,883
<b>Expenditures by Source of Funds</b>					
General Revenue	5,332	4,485	5,883	5,883	5,883
<b>Total Expenditures</b>	5,332	4,485	5,883	5,883	5,883

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### Commercial Licensing & Gaming & Athletic Licensing

#### Mission

To increase the efficiency and effectiveness of occupational licensing programs and inspections in order to safeguard the health, safety, and welfare of the general public.

To enforce, adjust, amend, and interpret all rules and regulations of all professional boxing, and mixed martial arts events in the state.

### **Description**

Commercial Licensing and Gaming and Athletics Licensing is responsible for the licensing and regulation of real estate agents, brokers and appraisers, auto body and salvage re-builder shops, auto wrecking and salvage yards, glass installation, auctioneers, liquor wholesalers, manufacturers, breweries, wineries, farmer wineries, brew pubs, brew on premise, salespersons (representing wholesalers) and agents (representing manufacturers and distillers), Class G (boat/airline/railroad) license holders, line-cleaners, class P caterer, and mobile and manufactured homes and parks and the enforcement of unit pricing, motor fuel advertising and health club pre-opening laws. The division is also responsible for supervising the enforcement of laws related to licensing and regulation of gaming and athletics licensing activities, including boxing, and mixed martial arts and simulcast wagering and the accounting and collection of racing taxes and fees as specified by state law. The division is also responsible for the licensing, registration and oversight of Medical Marijuana Program participants who commercially produce, manufacture, or sell medical marijuana and industrial hemp. The program provides the general public with application and licensing information for various occupations, businesses and professions. It investigates complaints received from the general public in all areas of licensing. The division also oversees simulcast wagering operations at the Twin River and Newport Grand facilities and conducts and participates in hearings, collects tax revenue and issues occupational licenses.

### **Statutory History**

R.I. General Law § 5-58 relates to auctioneers; § 5-20.5 relates to real estate; § 5-20.7 relates to real estate appraisers; § 5-38 relates to automobile body repair shops; § 5-50 relates to pre-opening of health club sales campaigns; § 6-31 relates to unit pricing; § 23-26 relates to bedding and upholstered furniture; § 31-44 and § 31-44.1 relate to mobile and manufactured homes; § 42-14.2 relates to auto wrecking and salvage yards; § 31-37 relates to advertising and sale of motor fuel at retail; § 31-46-7 relates to auto body salvage re-builders' licenses; and § 3-1 relates to alcoholic beverages. RIGL § 21-28.6 relates to the Medical Marijuana Program; § 2-26 relates to industrial hemp. RIGL § 41-1 Sports, Racing, and Athletics. On 8/11/2016 the statute was amended to Division of Gaming and Athletics Licensing.

## **Agency: Department Of Business Regulation**

## Commercial Licensing and Gaming and Athletics Licensing

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	1,968,154	2,251,496	2,086,360	1,980,897	1,959,085
Total Expenditures	1,968,154	2,251,496	2,086,360	1,980,897	1,959,085
<b>Expenditures by Object</b>					
Salary and Benefits	1,829,218	2,053,674	1,874,357	1,705,301	1,737,082
Contract Professional Services	10,361	45,215	1,040	1,040	1,040
Operating Supplies and Expenses	125,216	144,734	127,762	191,355	137,762
Assistance And Grants	0	0	80,000	80,000	80,000
Subtotal: Operating	1,964,795	2,243,623	2,083,159	1,977,696	1,955,884
Capital Purchases And Equipment	3,359	7,873	3,201	3,201	3,201
Subtotal: Other	3,359	7,873	3,201	3,201	3,201
Total Expenditures	1,968,154	2,251,496	2,086,360	1,980,897	1,959,085
<b>Expenditures by Source of Funds</b>					
General Revenue	845,173	938,966	1,135,403	1,054,015	1,014,252
Restricted Receipts	1,122,981	1,312,530	950,957	926,882	944,833
Total Expenditures	1,968,154	2,251,496	2,086,360	1,980,897	1,959,085

## **Agency: Department Of Business Regulation**

## **Commercial Licensing and Gaming and Athletics Licensing**

		FY	Z <b>2020</b>	FY 2021	
		FTE	Cost	FTE	Cost
Classified					
ADMINISTRATOR REAL ESTATE	00135A	1.0	99,432	1.0	99,908
ASSOCIATE DIRECTOR DIVISION OF COMMERCIAL LIC AND REGUL	00141A	1.0	129,299	1.0	129,931
CHIEF LICENSING EXAMINER-RACING & ATHLETICS	00137A	1.0	87,688	1.0	91,311
CHIEF PUBLIC PROTECTION INSPECTOR	0AB32A	1.0	81,754	1.0	82,160
FISCAL CLERK	03714A	0.6	38,353	0.6	39,193
IMPLEMENTATION AIDE	0AB22A	1.0	61,784	1.0	62,091
LICENSING AIDE	0AB15A	4.0	166,163	4.0	169,550
PARI-MUTUEL OPERATIONS SPECIALIST	03726A	4.0	228,841	4.0	234,226
SYSTEMS ANALYST	0AB24A	1.0	59,645	1.0	59,942
ZFTE RECONCILIATION TO AUTHORIZATION	00000A	(0.6)	0	(0.6)	0
Subtotal Classified		14.0	952,959	14.0	968,312
Unclassified					
STATE INSPECTOR-RACING AND ATHLETICS	00859Н	0.0	15,764	0.0	15,843
Subtotal Unclassified		0.0	15,764	0.0	15,843
Subtotal		14.0	968,723	14.0	984,155
Transfer In			63,937		64,154
Total Salaries			1,032,660		1,048,309
Benefits					
FICA			79,820		81,013
Health Benefits			188,590		193,680
Payroll Accrual			5,975		6,081
Retiree Health			67,623		60,608
Retirement			290,465		306,607
Subtotal			632,473		647,989
Total Salaries and Benefits		14.0	1,665,133	14.0	1,696,298
Cost Per FTE Position			118,938		121,164
Statewide Benefit Assessment			40,168		40,784
Payroll Costs		14.0	1,705,301	14.0	1,737,082
Purchased Services					
Clerical and Temporary Services			640		640
Other Contracts			400		400
Subtotal			1,040		1,040
Total Personnel		14.0	1,706,341	14.0	1,738,122

## **Agency: Department Of Business Regulation**

## **Commercial Licensing and Gaming and Athletics Licensing**

	F	FY 2020		FY 2021	
	FTE	Cost	FTE	Cost	
Distribution by Source of Funds					
General Revenue	9.0	980,119	9.0	993,949	
Restricted Receipts	5.0	726,222	5.0	744,173	
Total All Funds	14.0	1,706,341	14.0	1,738,122	

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### **Boards for Design Professionals**

### **Mission**

To examine, license, register and act upon complaints brought before the Boards for professional engineers, land surveyors, landscape architects and architects for the purpose of safeguarding the health, safety, and welfare of the public.

### **Description**

In the 1998 enacted budget, the Boards for Design Professionals was created as a consolidated program consisting of the Board of Registration for Professional Engineers, the Board of Registration for Professional Land Surveyors, the Board of Examiners of Landscape Architects and the Board of Examination and Registration of Architects. Each Board is responsible for: examining and registering qualified candidates; issuing license renewals when appropriate; proctoring exams when appropriate; maintaining records of all applicants and licensees; implementing rules and regulation; and hearing and acting upon complaints. In the FY 2008 enacted budget, the Boards for Design Professionals was moved to the Department of Business Regulation as a division known as Design Professionals.

### **Statutory History**

The Boards of Land Surveyors and Engineers were established by R.I. General Laws § 5-8 in 1938. In 1990, RIGL § 5-8 was amended and RIGL § 5-8.1 was enacted, creating two Boards—The Board of Engineers and the Board of Land Surveyors, both within the Department of Business Regulation. In 1991, the law was further amended to allow the Boards to become autonomous. RIGL § 23-27 established the Board of Architects in 1936. This law was repealed in its entirety in 1977 and was replaced by RIGL § 5-1. RIGL § 5-51 establishes the Board of Landscape Architects.

# **Agency: Department Of Business Regulation**

## **Boards for Design Professionals**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	5	0	0	0	0
Total Expenditures	5	0	0	0	0
<b>Expenditures by Object</b>					
Salary and Benefits	7	0	0	0	0
Contract Professional Services	1	0	0	0	0
Operating Supplies and Expenses	(3)	0	0	0	0
Subtotal: Operating	5	0	0	0	0
<b>Total Expenditures</b>	5	0	0	0	0
<b>Expenditures by Source of Funds</b>					
General Revenue	5	0	0	0	0
<b>Total Expenditures</b>	5	0	0	0	0

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### Office of the Health Insurance Commissioner

### **Mission**

While ensuring the solvency of health insurers, the Office of the Health Insurance Commissioner strives to protect consumers, encourage the fair treatment of providers, and work collaboratively with all interested parties to improve the health care system's quality, accessibility, and affordability.

### **Description**

The Office of the Health Insurance Commissioner (OHIC) is the first state agency dedicated solely to health insurance oversight – balancing traditional regulation with policy development. OHIC's core functions include: (1) consumer protection and market conduct; (2) health plan form and rate review across multiple health insurance lines of business (3) statutory and regulatory enforcement; and (4) policy development for health care system reform. OHIC oversees health insurer business practices in a market comprising over one billion dollars of premium. The Department of Business Regulation shares certain administrative and regulatory services and personnel with the Office of the Health Insurance Commissioner as directed by statute.

### **Statutory History**

R.I. General Laws § 42-14.5-1 established the Office of the Health Insurance Commissioner. Applicable insurer regulations are found in various chapters of the RIGL § 27 and RIGL § 42.

# **Agency: Department Of Business Regulation**

## Office of Health Insurance Commissioner

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Operations	2,644,720	2,921,825	2,572,277	2,760,011	2,631,572
<b>Total Expenditures</b>	2,644,720	2,921,825	2,572,277	2,760,011	2,631,572
<b>Expenditures by Object</b>					
Salary and Benefits	1,754,370	1,978,165	1,851,716	1,736,817	1,909,814
Contract Professional Services	826,479	852,751	618,625	869,225	595,757
Operating Supplies and Expenses	58,250	84,032	101,936	153,969	126,001
Subtotal: Operating	2,639,099	2,914,948	2,572,277	2,760,011	2,631,572
Capital Purchases And Equipment	5,621	6,877	0	0	0
Subtotal: Other	5,621	6,877	0	0	0
Total Expenditures	2,644,720	2,921,825	2,572,277	2,760,011	2,631,572
<b>Expenditures by Source of Funds</b>					
General Revenue	1,483,193	1,560,423	1,717,106	1,717,106	1,730,887
Federal Funds	1,022,931	1,001,014	376,948	534,495	112,983
Restricted Receipts	138,596	360,389	478,223	508,410	787,702
Total Expenditures	2,644,720	2,921,825	2,572,277	2,760,011	2,631,572

# **Agency: Department Of Business Regulation**

## Office of Health Insurance Commissioner

		FY 2020		FY 2021	
		FTE	Cost	FTE	Cost
Unclassified					
ADMINISTRATIVE OFFICER	00722A	1.0	51,334	1.0	53,223
ASSOCIATE DIRECTOR FOR PLANNING- POLICY & REGULATION	00743A	1.0	102,747	1.0	143,686
DEPUTY EXECUTIVE ASSISTANT/ COMMUNICATIONS	00841A	0.0	35,575	0.0	0
DIRECTOR OF CONSUMER PROTECTION/ EDUCATION PROGRAMS	00835A	0.0	0	1.0	85,904
EXECUTIVE ASSISTANT/CHIEF OF STAFF	00841A	2.0	245,758	2.0	242,699
EXECUTIVE DIRECTOR	00836A	1.0	101,792	1.0	102,299
HEALTH ECONOMIC SPECIALIST	00831A	1.0	76,717	1.0	81,199
HEALTH INSURANCE COMMISSIONER	00854A	1.0	246,931	1.0	252,592
PRINCIPAL POLICY ASSOCIATE	00837A	2.0	213,217	2.0	194,542
SENIOR POLICY ANALYST	00839A	0.0	0	1.0	98,195
SENIOR POLICY ANALYST/PUBLIC INFORMATION	00831A	2.0	151,978	2.0	86,849
Subtotal Unclassified		11.0	1,226,049	13.0	1,341,188
Subtotal		11.0	1,226,049	13.0	1,341,188
Transfer Out			(87,853)		(100,416)
Total Salaries			1,138,196		1,240,772
Benefits					
FICA			80,281		87,945
Health Benefits			82,084		103,046
Payroll Accrual			6,620		7,225
Retiree Health			75,691		72,833
Retirement			308,986		348,984
Subtotal			553,662		620,033
Total Salaries and Benefits		11.0	1,691,858	13.0	1,860,805
Cost Per FTE Position			153,805		143,139
Statewide Benefit Assessment			44,959		49,009
Payroll Costs		11.0	1,736,817	13.0	1,909,814
Purchased Services					
Management & Consultant Services			869,225		595,757
Subtotal			869,225		595,757
			·		

# **Agency: Department Of Business Regulation**

## Office of Health Insurance Commissioner

	F	FY 2020		2021
	FTE	Cost	FTE	Cost
Distribution by Source of Funds				
General Revenue	6.0	1,603,492	6.0	1,647,986
Federal Funds	2.0	527,640	2.0	112,683
Restricted Receipts	3.0	474,910	5.0	744,902
Total All Funds	11.0	2,606,042	13.0	2,505,571

### DEPARTMENT OF BUSINESS REGULATION

### **Division of Building, Design & Fire Professionals**

#### Mission

To increase the efficiency and effectiveness of occupational licensing programs and inspections in order to safeguard the health, safety, and welfare of the general public.

### **Description**

The Building, Design and Fire Professionals division's purpose is to streamline the state review, regulation, and enforcement for all professions related to building and construction design, inspection, and enforcement of the building and fire codes. The Division is comprised of the Office of the State Fire Marshal (OSFM), the Fire Safety Code Board of Appeal and Review (FSCBAR), the State Building Office (SBO), which includes the Building Code Commission (BCC), the Contractors' Registration and Licensing Board (CRLB), the Boards of Registration for Professional Engineers and Professional Land Surveyors, the Board of Examination and Registration of Architects, and the Board of Examiners of Landscape Architects.

The OSFM has four units: investigations, inspections, plan review, and the Rhode Island State Bomb Squad (Squad). The investigations unit is responsible for conducting fire investigations where arson is suspected, and/or an injury or death has occurred. The Squad is responsible for responding to, mitigating, and investigating all incidents involving explosive materials. The Squad also provides tactical assistance to Federal, State, and local law enforcement entities. The inspections & plan review units work collaboratively and are responsible for reviewing construction plans, issuing building permits and inspecting new and remodeled structures relating to fire safety.

The FSCBAR is charged with the development and administrative review of a comprehensive fire safety code covering the State. Furthermore, the FSCBAR evaluates the proposed use of new fire-related technologies and provides the OSFM, other state agencies and all municipal fire departments with legal, regulatory and technical information.

The SBO is comprised of the BCC which establishes the minimum requirements necessary to protect public health, safety and welfare in the built environment by promulgating model building codes, and conducts plan reviews, inspects and issues building permits on all state-owned buildings; the CRLB which is tasked with the registration and regulation of all contractors, and the licensing and regulation of eight professions in the construction industry, taking administrative action against persons who violate applicable laws and regulations and providing consumer protection through a dispute resolution process; and the Engineers, Land Surveyors, Landscape Architects and Architects Boards for which the Division is responsible for enforcing the laws and regulations applicable to each of those professions.

### **Statutory History**

R.I. General Laws § 5-65-15.1 establishes the duties, authority and responsibility of the State Building Commission. RIGL § 5-65 et al., establishes and sets the legislative operating authority for the Contractors' Registration and Licensing Board. RIGL § 23-28.3-1 governs the Fire Code Board of Appeal and Review. RIGL § 23-28 establishes the Rhode Island State Fire Marshal and defines its duties. RIGL § 5-8.1 establishes the Boards of Engineers Land Surveyors, RIGL § 5-1 establishes the Board of Architects. RIGL § 5-51 establishes the Board of Landscape Architects.

# **Agency: Department Of Business Regulation**

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Contractor's Registration and Licensing Board	328,201	1,553,043	1,809,290	1,608,868	1,242,939
Fire Code Board of Appeal and Review	0	333,666	348,370	357,354	360,346
Fire Marshal	0	4,421,462	5,418,216	5,480,422	5,693,782
State Building Code Commission	0	1,645,575	1,482,826	1,521,033	1,743,461
<b>Total Expenditures</b>	328,201	7,953,746	9,058,702	8,967,677	9,040,528
Expenditures by Object					
Salary and Benefits	270,653	5,998,808	6,352,167	6,447,015	6,344,723
Contract Professional Services	1,784	256,324	380,653	386,036	356,036
Operating Supplies and Expenses	55,764	1,210,191	1,830,722	1,661,448	1,974,769
Assistance And Grants	0	(8,646)	0	32,517	75,000
Aid To Local Units Of Government	0	(575)	0	0	90,000
Subtotal: Operating	328,201	7,456,101	8,563,542	8,527,016	8,840,528
Capital Purchases And Equipment	0	497,645	495,160	440,661	200,000
Subtotal: Other	0	497,645	495,160	440,661	200,000
Total Expenditures	328,201	7,953,746	9,058,702	8,967,677	9,040,528
<b>Expenditures by Source of Funds</b>					
General Revenue	0	5,576,627	5,846,047	5,846,047	6,335,410
Federal Funds	0	6,585	378,840	511,006	656,000
Restricted Receipts	328,201	1,946,556	2,267,456	2,099,551	1,776,105
Operating Transfers from Other Funds	0	423,977	566,359	511,073	273,013
<b>Total Expenditures</b>	328,201	7,953,746	9,058,702	8,967,677	9,040,528

## **Agency: Department Of Business Regulation**

		FY	2020	FY 2021	
		FTE	Cost	FTE	Cost
Classified					
ADMINISTRATIVE OFFICER	00124A	1.0	55,448	1.0	56,953
ARCHITECT BUILDING COMMISSION	00335A	1.0	89,719	1.0	90,166
ASSISTANT EXPLOSIVES AND FLAMMABLE LIQUIDS TECHNICIAN	03629A	3.0	181,536	3.0	188,893
BOMB TECHNICIAN I	03626A	0.0	0	1.0	49,810
BOMB TECHNICIAN III	03632A	1.0	73,205	1.0	76,222
BUILDING CONSTRUCTION INSPECTOR	00320A	1.0	44,737	1.0	46,059
BUSINESS MANAGEMENT OFFICER	00B26A	1.0	82,257	1.0	82,932
CHIEF DEPUTY FIRE MARSHAL	00134A	2.0	154,405	2.0	161,781
CHIEF OF FIRE SAFETY INSPECTIONS	03627A	1.0	71,536	1.0	71,892
CHIEF OF INSPECTIONS	00135A	4.0	366,759	4.0	373,216
CHIEF PLAN REVIEW OFFICER FIRE SAFETY	03627A	1.0	59,349	1.0	61,185
CHIEF STATE BUILDING CODE OFFICIAL (PLUMBING/MECH INSP)	00332A	1.0	87,038	1.0	87,458
CLERK SECRETARY	04016A	1.0	43,645	1.0	43,862
DEPUTY DIRECTOR DEPARTMENT OF BUSINESS REGULATION	00144A	1.0	117,108	1.0	122,765
DIRECTOR OF FIRE TRAINING	00136A	1.0	86,127	1.0	90,721
ENFORCEMENT AIDE	00319A	1.0	56,789	0.0	0
EXECUTIVE ASSISTANT	00118A	1.0	48,363	1.0	48,603
EXECUTIVE DIRECTOR FIRE SAFETY CODE OF APPEAL & REVIEW	03640A	1.0	110,149	1.0	110,697
FIRE INVESTIGATOR	03622A	1.0	43,974	1.0	45,618
FIRE INVESTIGATOR II	03624A	1.0	47,511	1.0	49,349
FIRE INVESTIGATOR III	03627A	2.0	119,324	2.0	123,895
FIRE INVESTIGATOR IV	03630A	1.0	61,617	1.0	64,132
FIRE SAFETY INSPECTOR II	03623A	13.0	608,917	13.0	630,740
FIRE SAFETY TRAINING OFFICER	03628A	2.0	133,054	2.0	133,715
HEARING OFFICER CONTRACTORS' REGISTRATION BOARD	00334A	1.0	99,016	1.0	99,499
IMPLEMENTATION AIDE	00322A	2.0	121,482	0.0	0
LICENSING AIDE	00315A	1.0	50,441	0.0	0
LICENSING AIDE	03615A	1.0	42,001	1.0	42,210
PRINCIPAL ECONOMIC AND POLICY ANALYST	00138A	1.0	85,270	1.0	88,803
PRINCIPAL STATE BUILDING CODE OFFICIAL (BUILDING)	00331A	1.0	73,795	1.0	74,162
PRINCIPAL STATE BUILDING CODE OFFICIAL (ELECTRICAL)	00331A	2.0	139,493	2.0	144,076
PROGRAMMING SERVICES OFFICER	00131A	1.0	74,754	0.0	0

## **Agency: Department Of Business Regulation**

		FY 2020		FY 2021	
		FTE	Cost	FTE	Cost
Classified					
SENIOR STATE BUILDING CODE OFFICIAL (BUILDING)	00328A	1.0	65,883	1.0	66,210
STATE BUILDING CODE COMMISSIONER	00142A	1.0	115,335	1.0	115,909
Subtotal Classified		55.0	3,610,037	51.0	3,441,533
Unclassified					
ADMINISTRATIVE AIDE	04514A	1.0	43,060	1.0	43,275
ADMINISTRATIVE ASSISTANT	00323A	2.0	116,986	2.0	120,008
ASSISTANT ADMINISTRATIVE OFFICER	04521A	1.0	58,530	1.0	58,816
STATE FIRE MARSHAL	00843A	1.0	125,053	1.0	130,773
Subtotal Unclassified		5.0	343,629	5.0	352,872
Subtotal		60.0	3,953,666	56.0	3,794,405
Overtime (1.5)			143,670		150,232
Turnover			(89,283)		0
Total Salaries			4,008,053		3,944,637
Benefits					
Contract Stipends			9,000		9,300
FICA			301,859		296,727
Health Benefits			598,627		576,682
Payroll Accrual			22,703		22,349
Retiree Health			256,979		222,732
Retirement			1,131,503		1,158,001
Subtotal			2,320,671		2,285,791
Total Salaries and Benefits		60.0	6,328,724	56.0	6,230,428
Cost Per FTE Position			105,479		111,258
Statewide Benefit Assessment			118,291		114,295
Payroll Costs		60.0	6,447,015	56.0	6,344,723
Purchased Services					
Buildings and Ground Maintenance			1,185		1,185
Clerical and Temporary Services			1,200		1,200
Design and Engineering Services			4,200		4,200
Information Technology			40,700		40,700
Medical Services			12,439		12,439
Training and Educational Services			326,312		296,312
Subtotal			386,036		356,036

## **Agency: Department Of Business Regulation**

	FY 2020		FY 2021	
	FTE	Cost	FTE	Cost
Total Personnel	60.0	6,833,051	56.0	6,700,759
Distribution by Source of Funds				
General Revenue	48.0	5,056,768	46.0	5,398,207
Federal Funds	0.0	56,000	0.0	56,000
Restricted Receipts	12.0	1,649,871	10.0	1,173,539
Operating Transfers from Other Funds	0.0	70,412	0.0	73,013
Total All Funds	60.0	6,833,051	56.0	6,700,759

### **Program Summary**

### DEPARTMENT OF BUSINESS REGULATION

### Office of Cannabis Regulation

#### **Mission**

The Office of Cannabis Regulation (OCR) is charged with regulating adult use marijuana, medical marijuana, and industrial hemp in order to safeguard public health, maintain public safety, and prevent youth access.

### **Description**

OCR has oversight over legal cannabis in the state, which is comprised of three elements: adult use marijuana, medical marijuana, and industrial hemp. The FY 2017 enacted budget moved regulation of the commercial aspects of the state's medical marijuana program from the Department of Health to the Department of Business Regulation. This includes overseeing the state's medical marijuana dispensaries (known as compassion centers); medical marijuana cultivators; caregivers who can grow marijuana on behalf of patients; and patients who choose to grow for themselves. The 2016 General Assembly passed the Hemp Growth Act, which established DBR as the regulator of hemp growers and handlers. As the regulator of adult use marijuana, OCR is tasked with licensing marijuana cultivators, processors, and retailers. OCR processes license application, conducts inspections, and undertakes enforcement actions when needed. OCR works alongside the Division of Taxation to ensure proper collection of marijuana excise and sales taxes, and to license and collect tax from entities selling cannabidiol (CBD) products derived from industrial hemp. OCR aids local and state law enforcement in the proper enforcement of the state's cannabis laws. OCR also helps the Department of Public Health and the Department of Behavioral Healthcare, Developmental Disabilities and Hospitals to address the prevention, treatment, and public health aspects of a legal cannabis market.

### **Statutory History**

R.I. General Laws § 21-28.11 establish The Office of Cannabis Regulation. RIGL § 21-28.6 establishes DBR's role as the regulator of the commercial medical marijuana market. RIGL § 2-26 gives DBR oversight over industrial hemp.

# **Agency: Department Of Business Regulation**

## Office of Cannabis Regulation

Expenditures by Sub Program	2018 Actuals	2019 Actuals	2020 Enacted Budget	2020 Revised Budget	2021 Recommended
Medical Marijuana Program	0	0	1,346,264	1,327,252	1,413,888
State-Control Adult Use Marijuana	0	0	0	0	3,216,792
Total Expenditures	0	0	1,346,264	1,327,252	4,630,680
Expenditures by Object					
Salary and Benefits	0	0	774,663	763,288	2,266,716
Contract Professional Services	0	0	20,000	20,000	20,000
Operating Supplies and Expenses	0	0	496,601	488,964	1,288,964
Subtotal: Operating	0	0	1,291,264	1,272,252	3,575,680
Capital Purchases And Equipment	0	0	55,000	55,000	1,055,000
Subtotal: Other	0	0	55,000	55,000	1,055,000
Total Expenditures	0	0	1,346,264	1,327,252	4,630,680
<b>Expenditures by Source of Funds</b>					
Restricted Receipts	0	0	1,346,264	1,327,252	4,630,680
Total Expenditures	0	0	1,346,264	1,327,252	4,630,680

## **Agency: Department Of Business Regulation**

## Office of Cannabis Regulation

		FY 2020		FY 2021	
		FTE	Cost	FTE	Cost
Classified					
ADMINISTRATIVE OFFICER	00124A	1.0	49,916	1.0	51,761
ADMINISTRATIVE OFFICER	0AB24A	1.0	53,567	1.0	56,139
CHIEF OF INSPECTIONS	00135A	0.0	0	1.0	78,631
CHIEF PUBLIC PROTECTION INSPECTOR	0AB32A	2.0	167,401	6.0	449,745
ECONOMIC AND POLICY ANALYST I	00130A	1.0	64,941	1.0	67,602
IMPLEMENTATION DIRECTOR POLICY AND PROGRAMS	00140A	1.0	104,949	1.0	105,667
INTERDEPARTMENTAL PROJECT MANAGER	00139A	0.0	0	1.0	90,333
INVESTIGATIVE AUDITOR	00133A	1.0	72,555	1.0	75,551
LICENSING AIDE	00315A	0.0	0	3.0	119,127
SENIOR ECONOMIC AND POLICY ANALYST	00134A	0.0	0	1.0	75,753
SENIOR LEGAL COUNSEL	00134A	0.0	0	1.0	75,753
Subtotal Classified		7.0	513,329	18.0	1,246,062
Unclassified					
ADMINISTRATIVE OFFICER	00822A	0.0	0	1.0	50,324
PRINCIPAL AUDITOR	08728A	0.0	0	1.0	65,144
Subtotal Unclassified		0.0	0	2.0	115,468
Subtotal		7.0	513,329	20.0	1,361,530
Turnover			(45,181)		C
Total Salaries			468,148		1,361,530
Benefits					
FICA			35,814		104,974
Health Benefits			78,081		267,383
Payroll Accrual			2,730		7,964
Retiree Health			31,132		79,922
Retirement			128,892		391,165
Subtotal			276,649		851,408
Total Salaries and Benefits		7.0	744,797	20.0	2,212,938
<b>Cost Per FTE Position</b>			106,400		110,647
Statewide Benefit Assessment			18,491		53,778
Payroll Costs		7.0	763,288	20.0	2,266,716
Purchased Services					
Management & Consultant Services			20,000		20,000
Subtotal			20,000		20,000

# **Agency: Department Of Business Regulation**

# Office of Cannabis Regulation

	FY	FY 2020		FY 2021	
	FTE	Cost	FTE	Cost	
Total Personnel	7.0	783,288	20.0	2,286,716	
Distribution by Source of Funds					
Restricted Receipts	7.0	783,288	20.0	2,286,716	
Total All Funds	7.0	783,288	20.0	2,286,716	