

2016 -- H 7502

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

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A N A C T

RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES

Introduced By: Representatives Palangio, Regunberg, Maldonado, Williams, and Almeida

Date Introduced: February 05, 2016

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 23-17-28 of the General Laws in Chapter 23-17 entitled "Licensing
2 of Health Care Facilities" is hereby amended to read as follows:

3 **23-17-28. Health care cost containment.** – (a) Each health care facility licensed under
4 this chapter shall take any action consistent with the continued delivery of quality health care
5 services that it deems appropriate to reduce, limit, or contain health care costs and improve the
6 efficiency with which health care services are delivered to the citizens of this state. In furtherance
7 of these goals, health care facilities licensed under this chapter may, to the extent not inconsistent
8 with chapter 15 of this title, enter into agreements with other health care facilities, associations of
9 health care facilities, suppliers, third-party payers, and/or agencies or branches of government
10 providing, without limitation, for group planning, individual or group expenditure ceilings,
11 allocation of services and/or specialties, and group purchasing and/or service sharing.

12 **(b) Except as specifically provided in this section, no health care facility licensed as a**
13 **hospital under this chapter, or any affiliate thereof, may compensate an employee who the facility**
14 **is required to list in United States Internal Revenue Service form 990, Part VII-A (or any**
15 **successor provision) at a rate of compensation greater than one hundred and ten percent (110%)**
16 **of the amount determined annually by the director to constitute the northeast regional average**
17 **compensation level for comparable personnel serving in comparable hospitals (and their**
18 **affiliates), with facilities' comparability being determined based on the compared facilities' annual**
19 **collected revenue. Notwithstanding the foregoing, this section shall not apply to any person listed**

1 [in United States Internal Revenue Service form 990, Part VII-A who is a Rhode Island licensed](#)
2 [health care professional, including, without limitation, physicians and nurses.](#)

3 SECTION 2. This act shall take effect on October 1, 2016.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO HEALTH AND SAFETY - LICENSING OF HEALTH CARE FACILITIES

1 This act would cap certain hospital employees' compensation at a rate not exceeding one
2 hundred ten percent (110%) of the northeast regional average for comparable personnel at
3 comparable hospitals. This act would not apply to physicians, nurses, or other licensed health care
4 personnel.

5 This act would take effect on October 1, 2016.

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