

2012 -- S 2285

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2012

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A N A C T

RELATING TO CORPORATIONS - ASSOCIATIONS AND PARTNERSHIPS -  
PROFESSIONAL SERVICE CORPORATIONS

Introduced By: Senators Ottiano, Jabour, Bates, Cote, and Lynch

Date Introduced: February 01, 2012

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1           SECTION 1. Sections 7-5.1-2 and 7-5.1-3 of the General Laws in Chapter 7-5.1 entitled  
2 "Professional Service Corporations" are hereby amended to read as follows:

3           **7-5.1-2. Definitions.** -- As used in this chapter:

4           (1) "Professional services" means the rendering of personal services by a person  
5 authorized to practice as one of the following professions as defined:

6           (i) Physicians;

7           (ii) Dentists;

8           (iii) Attorneys at law;

9           (iv) [Deleted by P.L. 2000, ch. 328, section 1, and by P.L. 2000, ch. 513, section 1.]

10          (v) Professional engineers;

11          (vi) Architects;

12          (vii) Certified public accountants and licensed public accountants;

13          (viii) Veterinarians;

14          (ix) Chiropractors;

15          (x) Podiatrists;

16          (xi) Registered nurses;

17          (xii) Optometrists;

18          (xiii) Physical therapists;

1 (xiv) Landscape architects;

2 (xv) Land surveyors;

3 (xvi) Opticians; ~~or~~

4 (xvii) Physician assistants;

5 (xviii) Psychologists; or

6 (xix) Midwives or nurse-midwives.

7 (2) "Regulatory agency" means:

8 (i) The ~~division of~~ professional ~~regulation~~ licensing board contained within the  
9 department of health, as set forth in title 5 of the general laws when referring to physicians,  
10 dentists, chiropractors, podiatrists, registered nurses, optometrists, physical therapists, opticians,  
11 ~~or~~ physician assistants; or midwives or nurse-midwives;

12 (ii) The Supreme Court when referring to attorneys at law;

13 (iii) The board of registration of professional engineers and land surveyors when referring  
14 to professional engineers and/or land surveyors;

15 (iv) The board of examination and registration of architects when referring to architects;

16 (v) The board of accountancy when referring to certified public accountants, and licensed  
17 public accountants;

18 (vi) The board of veterinarians when referring to veterinarians;

19 (vii) The board of examiners of landscape architects when referring to landscape  
20 architects;

21 (viii) The board of psychology when referring to psychologists.

22 (3) "Authorized to practice" means duly licensed, certified, or registered by the proper  
23 regulatory agency.

24 **7-5.1-3. Authority to practice.** -- (a) Except as specifically provided in subsection (b) of  
25 this section, any corporation organized under this chapter may engage in rendering professional  
26 services of not more than one of the professions enumerated in section 7-5.1-2, provided that  
27 every officer, director, and shareholder of the corporation is an individual authorized to practice  
28 the profession and is employed by the corporation in that practice. No individual may be an  
29 officer, shareholder, director, or employee of any other corporation engaged in the practice of the  
30 same profession without the prior written approval of the applicable regulatory agency or  
31 agencies.

32 (b) Nothing in these provisions is to be construed to prohibit a corporation organized  
33 under this chapter from engaging in the practice of the following combination of professions:

34 (1) Physicians, dentists, registered nurses, podiatrists, optometrists, physician assistants,

- 1 chiropractic physicians; physical therapists, psychologists, midwives or nurse-midwives;
- 2 (2) Landscape architects, professional engineers, architects, and land surveyors; and
- 3 (3) Certified public accountants and licensed public accountants.
- 4 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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1           This act would add psychologists, midwives and nurse-midwives to the list of professions  
2 included in the definition of professional services in the provisions of the general laws regulating  
3 professional service corporations.

4           This act would take effect upon passage.

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