

1

## ARTICLE 22

2

### RELATING TO STATE BUDGET

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SECTION 1. Section 35-16-2 of the General Laws in Chapter 35-17 entitled “Revenue Estimating Conferences” is hereby amended to read as follows:

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**§ 35-16-2. Meetings.** –(a) The principals of the R.E.C. shall meet within the first ten (10) days of May and ~~November~~ within the last ten (10) days of January of each year.

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(b) The primary purpose of regularly scheduled conferences is to prepare and reconcile economic forecasts and forecast revenue estimates and review current revenue collections under current tax law. The conference principals can agree, however, to address special legislation or special topics.

11

(c) Prior to each R.E.C., the principals will determine the documentation and information necessary to support that conference.

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(d) No votes will be taken in the revenue estimating conferences. These are truly consensus conferences and all principals must agree and are bound to the conference recommendations.

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SECTION 2. Chapter 35-17 of the General Laws entitled “Medical Assistance and Public Assistance Caseload Estimating Conferences” is hereby renamed “Medical Assistance Caseload Estimating Conferences”.

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SECTION 3. Sections 35-17-1 and 35-17-2 of the General Laws in Chapter 35-17 entitled “Medical Assistance and Public Assistance Caseload Estimating Conferences” are hereby amended to read as follows:

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**§ 35-17-1. Purpose and membership.** –(a) In order to provide for a more stable and accurate method of financial planning and budgeting, it is hereby declared the intention of the legislature that there be a procedure for the determination of official estimates of anticipated medical assistance expenditures ~~and public assistance caseloads~~, upon which the executive budget shall be based and for which appropriations by the general assembly shall be made.

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(b) The state budget officer, the house fiscal advisor, and the senate fiscal advisor shall meet in regularly scheduled caseload estimating conferences (C.E.C.). These conferences shall be open public meetings.

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(c) The chairpersonship of each regularly scheduled C.E.C. will rotate among the state

1 budget officer, the house fiscal advisor, and the senate fiscal advisor, hereinafter referred to as  
2 principals. The schedule shall be arranged so that no chairperson shall preside over two (2)  
3 successive regularly scheduled conferences on the same subject.

4 (d) Representatives of all state agencies are to participate in all conferences for which  
5 their input is germane.

6 (e) The ~~department of human services~~ [executive office of health and human services](#) shall  
7 provide monthly data to the members of the caseload estimating conference by the fifteenth day  
8 of the following month. ~~Monthly data shall include, but is not limited to, actual caseloads and~~  
~~expenditures for the following case assistance programs: Rhode Island Works, SSI state program,~~  
9 ~~general public assistance, and child care.~~ The executive office of health and human services shall  
10 report relevant caseload information and expenditures for the following medical assistance  
11 categories: hospitals, long-term care, managed care, pharmacy, ~~and~~ other medical services,  
12 [integrated care, and medicaid expansion](#). In the category of managed care, caseload information  
13 and expenditures for the following populations shall be separately identified and reported:  
14 children with disabilities, children in foster care, and children receiving adoption assistance. The  
15 information shall include the number of Medicaid recipients whose estate may be subject to a  
16 recovery ~~and the anticipated amount to be collected from those subject to recovery, the total~~  
17 ~~recoveries collected each month and number of estates attached to the collections and each~~  
18 ~~month, the number of open cases and the number of cases that have been open longer than three~~  
19 ~~months, the anticipated recoveries from the estate and the total recoveries collected each month.~~

21 **§ 35-17-2. Meetings.** – (a) The principles of the C.E.C. shall meet within the first ten  
22 (10) days of May and ~~November~~ [within the last ten \(10\) days of January](#) of each year.

23 (b) The primary purpose of regularly scheduled conferences is to forecast medical  
24 assistance ~~and public assistance~~ caseloads [and associated expenditures for the medical assistance](#)  
25 [program administered by the executive office of health and human services, financing for which](#)  
26 [is appropriated within the budget of the executive of health and human services](#). The conference  
27 principals can agree, however, to address special legislation or special topics.

28 (c) Prior to each caseload estimating conference, the principals will determine the  
29 documentation and information necessary to support that conference.

30 (d) No votes will be taken in the caseload estimating conferences. These are truly  
31 consensus conferences and all principals must agree and are bound to the conference  
32 recommendations.

33 (e) [In the interim period between departmental testimony and the day designated for the](#)  
34 [adoption of consensus estimates, the principals and /or representatives of the state budget office,](#)

1     the house fiscal advisory staff, and the senate fiscal advisory staff may meet with officials of the  
2     executive office of health and human services to further review material presented at testimony,  
3     propose modifications to estimates contained therein, and ultimately to reach provisional  
4     consensus estimates. These estimates will be presented at the caseload estimating conference and  
5     will become the officially adopted estimates provided they are unanimously ratified by the  
6     principals of the C.E.C. The executive office of health and human services will be granted the  
7     opportunity to rebut these estimates in the event of disagreement, and the principals will take  
8     these objections into account prior to adopting final estimates.

9                 SECTION 4. Section 35-17-4 of the General Laws in Chapter 35-17 entitled “Medical  
10          Assistance and Public Assistance Caseload Estimating Conferences” is hereby repealed.

11                 **§ 35-17-4. Impact meetings.** –~~(a) The caseload estimating conference principals, along~~  
12     ~~with the appropriate participants, will meet from time to time to compare current caseload data~~  
13     ~~with the most recent financial projections as required by § 35-3-1(6). Any principal can call an~~  
14     ~~impact meeting at any time.~~

15                 ~~(b) Following each legislative session, the principals, along with the appropriate~~  
16     ~~participants, shall meet and review all changes in legislation affecting caseloads and shall amend~~  
17     ~~the official recommendations of the caseload estimating conference accordingly.~~

18                 SECTION 5. Section 35-3-7 of the General Laws in Chapter 35-3 entitled “State Budget”  
19          is hereby amended to read as follows:

20                 **§ 35-3-7. Submission of budget to general assembly – Contents.** – (a) On or before the  
21     ~~third second~~ Thursday in ~~January February~~ in each year of each January session of the general  
22          assembly, the governor shall submit to the general assembly a budget containing a complete plan  
23          of estimated revenues and proposed expenditures, with a personnel supplement detailing the  
24          number and titles of positions of each agency and the estimates of personnel costs for the next  
25          fiscal year, and with the inventory required by § 35-1.1-3(b)(4). Provided, however, in those  
26          years that a new governor is inaugurated, the new governor shall submit the budget on or before  
27          the ~~first second~~ Thursday in ~~March February~~. In the budget the governor may set forth in  
28          summary and detail:

29                 (1) Estimates of the receipts of the state during the ensuing fiscal year under laws  
30          existing at the time the budget is transmitted and also under the revenue proposals, if any,  
31          contained in the budget, and comparisons with the estimated receipts of the state during the  
32          current fiscal year, as well as actual receipts of the state for the last two (2) completed fiscal  
33          years.

34                 (2) Estimates of the expenditures and appropriations necessary in the governor's

1 judgment for the support of the state government for the ensuing fiscal year, and comparisons  
2 with appropriations for expenditures during the current fiscal year, as well as actual expenditures  
3 of the state for the last two (2) complete fiscal years.

4 (3) Financial statements of the:

5 (i) Condition of the treasury at the end of the last completed fiscal year;  
6 (ii) The estimated condition of the treasury at the end of the current fiscal year; and  
7 (iii) Estimated condition of the treasury at the end of the ensuing fiscal year if the  
8 financial proposals contained in the budget are adopted.

9 (4) All essential facts regarding the bonded and other indebtedness of the state.

10 (5) A report indicating those program revenues and expenditures whose funding source is  
11 proposed to be changed from state appropriations to restricted receipts, or from restricted receipts  
12 to other funding sources.

13 (6) Such other financial statements and data as in the governor's opinion are necessary or  
14 desirable.

15 (b) Any other provision of the general laws to the contrary notwithstanding, the proposed  
16 appropriations submitted by the governor to the general assembly for the next ensuing fiscal year  
17 should not be more than five and one-half percent (5.5%) in excess of total state appropriations,  
18 excluding any estimated supplemental appropriations, enacted by the general assembly for the  
19 fiscal year previous to that for which the proposed appropriations are being submitted; provided  
20 that the increased state-share provisions required to achieve fifty percent (50%) state financing of  
21 local school operations as provided for in P.L. 1985, ch. 182, shall be excluded from the  
22 definition of total appropriations.

23 (c) ~~Notwithstanding the provisions of § 35-3-7(a), the governor shall submit to the~~  
24 ~~general assembly a budget for the fiscal year ending June 30, 2006, not later than the fourth (4th)~~  
25 ~~Thursday in January 2005.~~

26 (d) ~~Notwithstanding the provisions of § 35-3-7(a), the governor shall submit to the~~  
27 ~~general assembly a supplemental budget for the fiscal year ending June 30, 2006, and/or a budget~~  
28 ~~for the fiscal year ending June 30, 2007, not later than Thursday, January 26, 2006.~~

29 (e) ~~Notwithstanding the provisions of § 35-3-7(a), the governor shall submit to the~~  
30 ~~general assembly a supplemental budget for the fiscal year ending June 30, 2007, and/or a budget~~  
31 ~~for the fiscal year ending June 30, 2008, not later than Wednesday, January 31, 2007.~~

32 (f) ~~Notwithstanding the provisions of § 35-3-7(a), the governor shall submit to the~~  
33 ~~general assembly a budget for the fiscal year ending June 30, 2012, not later than Thursday,~~  
34 ~~March 10, 2011.~~

1           (g) Notwithstanding the provisions of § 35-3-7(a), the governor shall submit to the  
2 general assembly a budget for the fiscal year ending June 30, 2013, not later than Tuesday,  
3 January 31, 2012.

4           (h) Notwithstanding the provisions of § 35-3-7(a), the governor shall submit to the  
5 general assembly a budget for the fiscal year ending June 30, 2016, not later than Thursday,  
6 March 12, 2015.

7           SECTION 6. This article shall take effect upon passage.