

2023 -- S 0757 AS AMENDED

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LC002353  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2023

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A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- SMALL BUSINESS  
ADVOCACY COUNCIL

Introduced By: Senators Burke, McKenney, and Tikoian

Date Introduced: March 23, 2023

Referred To: Senate Commerce

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-91-2 of the General Laws in Chapter 42-91 entitled "Small  
2 Business Advocacy Council" is hereby amended to read as follows:

3 **42-91-2. Membership of council.**

4 (a) The council shall consist of ~~twenty (20)~~ twenty-three (23) members, ~~ten (10)~~ thirteen  
5 (13) of whom shall be public members, two (2) to be appointed by the governor, ~~two (2)~~ three (3)  
6 by the lieutenant governor, ~~two (2)~~ three (3) by the speaker of the house, ~~two (2)~~ three (3) by the  
7 president of the senate, one by the secretary of state, and one by the general treasurer; provided,  
8 however, that all of the public members shall be officers, partners, or proprietors of Rhode Island  
9 companies that are small businesses or nonprofit corporations as defined by the United States Small  
10 Business Administration; one of whom shall be affiliated with a business-related department of a  
11 Rhode Island institution of higher learning, to be appointed by the lieutenant governor; ~~one of~~  
12 ~~whom shall be a minority party member of the joint committee on small business, to be appointed~~  
13 ~~by the speaker of the house;~~ one of whom shall be affiliated with a nonprofit corporation, to be  
14 appointed by the lieutenant governor; one of whom shall be affiliated with a nonprofit corporation,  
15 to be appointed by the speaker of the house; one of whom shall be affiliated with a nonprofit  
16 organization, to be appointed by the president of the senate; one of whom shall be a member of the  
17 governor's staff, to be appointed by the governor; ~~and the chairperson of the joint committee on~~  
18 ~~small business, ex officio; the vice chairperson of the joint committee on small business, ex officio;~~

1 ~~the director of the Rhode Island economic development corporation~~ and the secretary of Rhode  
2 Island commerce, or the ~~director's~~ secretary's permanent designee, ex officio; the director of the  
3 department of labor and training, or the director's permanent designee, ex officio; the secretary of  
4 state, or the secretary's permanent designee, ex officio; the general treasurer, or the treasurer's  
5 permanent designee, ex officio; and the lieutenant governor, ex officio. The lieutenant governor  
6 shall serve as chairperson of the council.

7 (b) One of the public members appointed by each of the appointing authorities shall be  
8 appointed to serve until the first day of June, 1987, and the other to serve until the first day of June,  
9 1988; and all members shall serve until their successors are appointed and qualified. In the month  
10 of May in any year in which a public member's term of office expires, the respective appointing  
11 authorities shall appoint successors to the members whose terms shall expire in that year, to hold  
12 office commencing on the first day of June in the year of appointment for a term of three (3) years  
13 or until their respective successors are appointed and qualified. Any vacancy of an appointed  
14 member, which may occur in the council shall be filled by appointment by the respective appointing  
15 authority for the remainder of the unexpired term. Ex-officio members shall serve until the end of  
16 their term of office; the member of the governor's staff shall serve until the end of the governor's  
17 term of office.

18 (c) The council shall meet at the call of the lieutenant governor and shall elect from among  
19 themselves a vice-chairperson, who shall be one of the public members, and a secretary. The  
20 council shall meet at least quarterly during each calendar year.

21 (d) The membership shall receive no compensation for their services. The council may  
22 request, through the department of economic development, any clerical and technical assistance it  
23 may deem necessary to accomplish its purpose.

24 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

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RELATING TO STATE AFFAIRS AND GOVERNMENT -- SMALL BUSINESS  
ADVOCACY COUNCIL

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- 1           This act would amend the composition of the small business advocacy council to
- 2 permanently provide for the vacancy of three (3) unappointed seats.
- 3           This act would take effect upon passage.

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