

Governor's FY 2016 Budget: Articles

Staff Presentation to the House Finance Committee
April 2, 2015

1

Introduction

- Article 17 – Department of Children, Youth and Families
- Article 18 - Division of Advocacy
- Article 19 - Health Board Consolidation
- Article 20 - Professional Licenses

2

Article 17 – DCYF

- Department has experienced significant budget shortfalls in prior years
 - Different reasons
 - Recently related to excess costs beyond those funded through System of Care contracts
 - Increased residential placements
 - Savings from personnel vacancies concealed shortfalls for services

3

Article 17 – DCYF

- Governor Chafee's Resource Team
 - Appointed in Summer 2014 to review issues with the System of Care
 - Financial Issues
 - Management
 - Contracts
 - Numerous problems identified
 - Information technology
 - Organizational
 - Issues with existing contracts

4

Article 17 – DCYF

- Resource Team Recommendations
 - Develop comprehensive new policy
 - Information technology upgrades
 - Incentivize innovative programming
 - Review and evaluate available services
- Some of these are addressed in the Governor's budget recommendations

5

Article 17 – DCYF

- Authorize Director of DCYF to move appropriations between line-items
- Director would be able to shift funds between lines
 - Would allow more flexibility in developing programs and addressing needs
 - Indicates no plans to reappropriate across fiscal years
 - Sunsets at the end of FY 2017

6

Article 17 – DCYF

- Section 2 of Article 1 appears annually to ensure it is clear that each line constitutes an appropriation
 - Language first appeared in the FY 1997 Budget Act to provide clarity in the wake of prior questions as to whether agency totals or individual lines were the control
- Line item appropriations are one measure of budgetary control

7

Article 17 – DCYF

- 1996 Assembly repealed RIGL 35-3-18 that provided to the Budget Officer, w/Governor approval, authority to transfer portions of appropriation lines to other lines within agencies
- The Assembly viewed this authority as comparable to the ability to line item veto or impound appropriations

8

Article 17 – DCYF

- The 1996 Assembly also amended RIGL 35-3-1 to provide that the Budget Officer must
 - exercise budgetary control over all state departments and agencies
 - perform management analyses
 - approve or disapprove all requests for new personnel

9

Article 17 – DCYF

- The 2004 Assembly also rescinded previous authority granted in the general laws to Higher Education to allocate its appropriation lines
 - Previously a single line for each source
 - Now separate appropriations for the institutions

10

Article 17 – DCYF

- Historical overspending of appropriation lines

Fiscal Year	Approp. Lines	# over-spent	GR Approp. Lines	# over-spent
2014	22	7	6	3
2013	25	4	6	2
2012	45	17	17	8

11

Article 18 – Division of Advocacy

- Currently 4 separate “advocacy” agencies
 - Commission on the Deaf and Hard of Hearing
 - Office of the Child Advocate
 - Office of the Mental Health Advocate
 - Governor’s Commission on Disabilities
- Article creates a Division of Advocacy
- Housed in Executive Office of Health and Human Services

12

Article 18 – Division of Advocacy

- Each advocate would retain authority to serve identified population
- Budget assumes \$0.1 million in savings from merger
- On 3/31 Governor requested this article be withdrawn
 - Rescinds Article 18 after consultation with the advocates

13

Article 19 – Health Board Consolidations

- Establishes Division of Professional Regulation & Licensing
 - Approves all written & practical exams
 - Issues licenses & permits
 - Serves as the inspector of sanitation of all individuals & establishments
 - Overseen by a single board of review

14

Article 19 – Health Board Consolidations

- Article repeals 23 boards/councils
- Consolidates 25 professions under the new division/Board of Review
- Composition of current boards vary
 - 3 to 9 members
 - Members are appointed by director
 - Director serves on some
 - Most require Governor's approval

15

Article 19 – Health Board Consolidations

Professions	Current Composition 3 Member Boards
Hearing aid dealers & fitters	Gov. appointees
Prosthesis	Director/designee, one prosthetics & one orthotics

16

Article 19 – Health Board Consolidations

Professions	Current Composition 5 Member Board
Opticians	Director appointees
Funeral director/embalmer	Director appointees w/ Gov. approval
Chiropractic physicians	
Occupational therapy	
Psychologists	
Speech pathology & audiology	
Athletic trainers	
Interpreters for the deaf	
Applied behavior analysts	
Respiratory care	

17

Article 19 – Health Board Consolidations

Professions	Current Composition 7 Member Board
Barbers, hairdressers, cosmeticians, manicurist, & estheticians	Gov. appointees
Social Workers	
Chemical dependency professionals	

18

Article 19 – Health Board Consolidations

Professions	Current Composition 7 Member Board
Physical therapists	Director appointees w/ Gov. approval
Nursing home administrators	
Radiologic technologists	
Clinical laboratory science practice	
Assisted living residence administrators	
Massage therapists	

19

Article 19 – Health Board Consolidations

Professions	Current Composition 9 Member Board
Mental health counselors & marriage & family therapists	Director appointees with Gov. approval
Licensed dietician	Director/designee & director appointees with Gov. approval

20

Article 19 – Health Board Consolidations

- Section 2 establishes the Health Professions Board of Review
 - Appeals, disciplinary & advisory functions
 - Board consists of 11 members
 - Director/designee as chairperson
 - 10 members - appointed from rec. of director
 - 4 licensed professionals, 3 from gen. public & 3 employed in healthcare industry

21

Article 19 – Health Board Consolidations

- Department proposed this initiative last two budget requests
- Budget assumes savings of \$0.2 million from general revenues & elimination of two positions
- Article takes effect upon passage

22

Article 20 – Professional Licenses

Office of Regulatory Reform

- Worked with agencies to identify ways to reduce occupational licensure in the state
- Criteria for proposed repeal
 - Small number of license holders
 - Neighboring states
 - Professional license has been identified as overly burdensome

23

Article 20 – Professional Licenses

- Article repeals 32 professional license and permit requirements
 - 26 are administered by Dept. of Health
 - Three by Dept. of Business Regulation
 - Two by Dept. of Environmental Management
 - One by Dept. of Elementary & Secondary Education
 - Two others do not require legislation

24

Article 20 – Professional Licenses

Business Regulation	End Licensure/ Certification	End Fee	# of Holders
Line Cleaners	X	X	20
Auctioneers & apprentices	X	X	99
Kickboxing	X	X	-

25

Article 20 – Professional Licenses

Environmental Management	End Licensure/ Certification	End Fee	# of Holders
Fur buyers*		X	3
Lifeguards	X	X	869

** Intent is to also remove licensing requirement*

26

Article 20 – Professional Licenses

- DEM is required to certify lifeguards
- Regardless of where they end up working
 - Private facilities
- Would now certify only those working on state beaches or other state properties
 - Through regulation
- Individuals can obtain training from
 - American Red Cross, URI and CCRI
 - It appears DEM is only existing entity that may certify

27

Article 20 – Professional Licenses

Elementary & Secondary Education	End Licensure/ Certification	End Fee	# of Holders
Athletic Coaches	X	X	3,332
Nurse Teacher Substitute*	X	X	41
Gen. Subject Matter Sub.*	X	X	1,488

**Does not require statutory change*

28

Article 20 – Professional Licenses

Health	End Licensure/ Certification	End Fee	# of Holders
Barber apprentices	X	X	68
<i>Instructors</i>			
Hairdressers	X	X	333
Barber	X	X	15
Manicurist	X	X	12
Esthetician	X	X	25

29

Article 20 – Professional Licenses

Health	End Licensure/ Certification	End Fee	# of Holders
Demonstrator's Permit			
Barbering	X	X	-
Hairdressing	X	X	-
Manicurist	X	X	-
Esthetician	X	X	-

30

Article 20 – Professional Licenses

Health	End Licensure/ Certification	End Fee	# of Holders
Electrolysis apprentices or instructor	X	X	17

- Section 6 allows Health to promulgate rules and regulation applying training and study of electrolysis

31

Article 20 – Professional Licenses

Health	End Licensure/ Certification	End Fee	# of Holders
Acupuncture assistant	X	X	-
Physical therapist assistant	X	X	641
Occupational therapist assistant	X	X	498
Audiology support personnel	X		1
Orthotics & prosthetics	X	X	240
Athletic trainers	X	X	192

32

Article 20 – Professional Licenses

Health	End Licensure/ Certification	End Fee	# of Holders
Radiologic assistant	X	X	1
Clinical histologic technicians	X	X	80
Clinical laboratory scientists	X	X	815
Clinical laboratory technicians	X	X	216
Cytotechnologists	X	X	57
Sanitarians	X	X	3
Music therapists	X	X	-

33

Article 20 – Professional Licenses

- Budget assumes revenue loss of \$0.4 million in FY 2016
- Article takes effect upon passage

34

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