RHODE ISLAND GOVERNMENT REGISTER
PUBLIC NOTICE OF PROPOSED RULEMAKING

COASTAL RESOURCES MANAGEMENT COUNCIL

Title of Rule: Rhode Island Coastal Resources Management Program - Guidelines for the Development of Municipal Harbor Management Plans

Rule Identifier: 650-RICR-XXX-XX-1062

Rulemaking Action: Direct Final Repeal

Important Dates:
Date of Public Notice: 08/22/2018
End of Public Comment: 09/21/2018

Authority for this Rulemaking:
RIGL 46-23 et. seq

Summary of Rulemaking Action:
The Guidelines for the Development of Municipal Harbor Management Plans (HMP) were included as part of the Coastal Resources Management Plan and adopted by Council on November 22, 1988 (with subsequent revisions) to implement practices and regulations for mooring management within waters of the State, and to also provide requirements for public access, water quality management, storm preparedness, and model local ordinances for local municipalities. In 2016, the legislature passed an amendment to R.I. Gen. Laws § 42-35-5(b) that required the Secretary of State to oversee the publication of an updated uniform code of state regulations, the Rhode Island Code of Regulations (RICR). Desirable regulatory elements of the HMP requirements are being codified within the RICR Red Book and the remaining non-RICR elements will be incorporated in a guidance document in accordance with R.I. Gen. Laws §§ 42-35-1(9) and 42-35-2.12.

Additional Information and Comments:
If no formal objection is received on or before September 21, 2018, Coastal Resources Management Council will file the Repeal without opportunity for public comment..

Objections should be addressed to:
James Boyd,
Coastal Resources Management Council
RI Coastal Resources Management Council
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Regulatory Analysis Summary and Supporting Documentation:
In the development of the proposed adoption consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based upon available information. Additionally, the benefits of the proposed amendments justify any costs of the proposed rule, and the proposed amendments will achieve the objectives of the authorizing statute in a more cost-effective manner, or with greater net benefits, than other regulatory alternatives.

For full regulatory analysis or supporting documentation see agency contact person above.