RHODE ISLAND GOVERNMENT REGISTER
PUBLIC NOTICE OF PROPOSED RULEMAKING

COASTAL RESOURCES MANAGEMENT COUNCIL

Title of Rule: Rhode Island Coastal Resources Management Program - Coastal and Estuarine Land Conservation Program

Rule Identifier: 650-RICR-XXX-XX-3492

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 Coastal and Estuarine Land Conservation Program was included as part of the Coastal Resources Management Plan and adopted by Council on March 14, 2005 to implement a plan to assess Rhode Island's priority land conservation needs and provide clear guidance to applicants for nominating and selecting land conservation projects within the state. For the past several years there have been no federal funds to implement the CELCP. 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). Since the Coastal and Estuarine Land Conservation Program does not contain any RICR regulatory requirements it is being repealed. However, the current CELCP will remain as a CRMC guidance document in accordance with R.I. Gen. Laws §§ 42-35-1(9) and 42-35-2.12, which will allow Rhode Island to compete for federal funds for the acquisition of worthy coastal and estuarine properties should any federal funding be available in the future for CELCP.

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:
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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.