CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, R.I. Gen. Laws § 42-35-2.6, the following is a concise explanatory statement:

AGENCY: Coastal Resources Management Council (CRMC)

DIVISION: N/A

RULE IDENTIFIER: 650-RICR-10-00-1

RULE TITLE: Management Procedures

REASON FOR RULEMAKING: The Coastal Resources Management Council has proposed two amendments to the Management Procedures Program, Section 650-RICR-10-00-1.1.4.6(A) 10 Beach Vehicle Permits and Section 650-RICR-10-00-1.5.12 Permit Extensions.

The proposed regulation amendment to Section 650-RICR-10-00-1.1.4.6(A) 10 Beach Vehicle Permits was initiated due to conversations between Staff and municipal police departments. During the impromptu discussion, local police departments inquired about CRMC's 3-day beach vehicle pass program as there have been a disproportionate number of instances for 3-day beach vehicle pass holders as opposed to annual beach vehicle pass holders.

After reviewing our beach vehicle permit history over the past 3 years, Staff estimates that CRMC issues approximately 2,000 annual beach passes per year and less than fifty (50) 3-day beach passes per year. Due to the limited participation in the 3-day beach vehicle pass program and the ability for 3-day users to still apply for an annual beach vehicle pass, CRMC has initiated the proposed rulemaking.

The proposed regulation amendment to Section 650-RICR-10-00-1.5.12 Permit Extensions proposes to eliminate the fourth extension request, which is required to be heard before the Council, but retain the three administrative (3) extension requests, each at one-year maximum. This proposed revision would allow for a more efficient and timely processing of such requests. Additionally, the requirement that all extension requests must demonstrate "good cause" will remain as is.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE EFFECTIVENESS OF THE RULE: N/A

TESTIMONY AND COMMENTS: The CRMC did not receive any written or oral comments or testimony at the public hearing or during the public comment period.

CHANGE TO TEXT OF THE RULE: As there was no public comments, CRMC is proposing to adopt the regulation as drafted.

REGULATORY ANALYSIS:

The proposed amendment to Section 650-RICR-10-00-1.1.4.6(A) 10 will eliminate a 3-day beach vehicle pass, but the annual beach pass regulation will remain unchanged. The proposed regulation amendment to Section 650-RICR-10-00-1.5.12 will eliminate the ability to ask for a 4th permit extension, but three (3) permit extensions can still be requested and processed administratively by Staff.

The proposed regulations do not impose any new requirements on regulated entities including any small businesses or any city or town; therefore, there is no adverse economic impact. In consideration of the alternatives the CRMC has determined that there is no alternative approach among the alternatives

considered that would be as effective and less burdensome to affected private persons as another regulation based on available information. In addition, there are no other state regulations which are overlapped or duplicated by the proposed regulation.

The CRMC has determined that the benefits of the proposed rule justify the costs of the proposed rule, and that the proposed rule will achieve the objectives of the authorizing statute in a more cost-effective manner and with greater net benefits than other regulatory alternatives.