

CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, Section § 42-35-2.6 of the General Laws of Rhode Island, following is a concise explanatory statement:

AGENCY: Department of Environmental Management

DIVISION: WATER RESOURCES

RULE IDENTIFIER: 250-RICR-150-20-7

RULE TITLE: RULES AND REGULATIONS FOR RI CLEAN VESSEL ACT
PUMPOUT GRANT PROGRAM

REASON FOR RULEMAKING: These regulations are intended to:

1. Assure the protection of public health, safety, and welfare as well as improve water quality and the fish and wildlife of the state; and,
2. Establish a means by which the Department of Environmental Management may administer to qualified marina owner/operators partial funding in the form of grants for the purpose of the construction, renovation, operation, and maintenance of marine pumpout and dump stations designed to service Type III marine sanitation devices installed on recreational vessels.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE

EFFECTIVENESS OF THE RULE: *(if any) None*

TESTIMONY, COMMENTS AND OBJECTIONS: The Department received no objections to this direct final rulemaking during the public notice period.

CHANGE TO TEXT OF THE RULE: The regulation has been amended to remove outdated fixed grant amounts, along with some additional general housekeeping amendments. These changes are as follows; Section 7.3 and 7.7 amended to drop subsection (1) so the referenced CRMC Harbor Management regulations section reads “650-RICR-20-00-1.3.1(O), Section 7.4 (A) amended to remove outdated fixed grant amounts, Section 7.4 (B) amended to remove outdated amount available in 1993, Section 7.5 (A) amended to include Department website where forms are located, Section 7.6 (B)(5) amended to include the term “unless sanitary sewer service is not reasonably available”, Section 7.7 (B) amended to remove specific committee representatives and appointment by Director, Section 7.9 (A)(1) amended to increase operations phase of pumpout vessel hulls, Section 7.9 (D)(1) amended to

reflect useful lifetimes described in 7.9.(A)(1), Section 7.9 (E)(2) amended to remove unnecessary word, Section 7.9 (H)(5) amended to reflect current policies and grant agreements, Section 7.13 amended to remove unnecessary paragraph.

REGULATORY ANALYSIS:

DATE THE FINAL RULE WAS SIGNED BY THE AGENCY HEAD: