

## CONCISE EXPLANATORY STATEMENT

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

**AGENCY:** Rhode Island Department of Health

**DIVISION:** N/A

**RULE IDENTIFIER:** 216-RICR-10-05-2

**RULE TITLE:** Fee Structure for Licensing, Laboratory and Administrative Services Provided by the Department of Health

**REASON FOR RULEMAKING:**

These regulations are being amended to include the following fees to comply with statutory changes:

- Addition of fees for licensing genetic counselors
- Addition of fees for licensing associate marriage and family therapists and clinical mental health counselors
- Removing fees associated with the medical marijuana program
- Adding a Cottage Food Manufacture registration fee
- Revision fees for Radioactive Material, X-Ray, and Tanning Fees
- Adding fees for two new COVID-19 testing methods

**ANY FINDINGS REQUIRED BY LAW AS A PREEQUISITE TO THE EFFECTIVENESS OF THE RULE:** N/A

**TESTIMONY AND COMMENTS:**

RIDOH received two comments expressing concern regarding the fee for genetic counselor licensing. The statute requiring licensing of genetic counselors, [R.I. Gen. Laws § 5-92-6](#), states: "The initial fee for application for licensure is one hundred seventy dollars (\$170)." Therefore, The Department does not accept these comments.

**CHANGES TO THE TEXT OF THE RULE:** No changes to the text of the rule were made.

**REGULATORY ANALYSIS:**

In development of this rule, 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 on available information. RIDOH has determined that the benefits of the rule justify its costs.