



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Department of Administration
DIVISION OF LEGAL SERVICES
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March 24, 2014

James DeCelles
President
Rhode Island Water Works Association
P.O. Box 8553
Cranston, Rhode Island 02920

RE: Access to Public Records Act Request - Water Quality Protection Surcharge Funds

Dear Mr. DeCelles:

On February 10, 2015, the Rhode Island Department of Administration ("Department") received your request for "an accounting of Water Quality Protection surcharge funds from 2005 to the present." You further requested "a list of total payments by supplier by year from 2005 to present, and a detailed accounting of the distribution of these funds by year for the same time period," and you clarified that the "distribution schedule should include the specific agencies and vendors that funds were disbursed [to] and the purpose for which the funds were utilized."

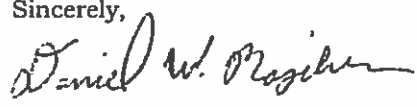
In order to properly respond to your broad request, on February 24, 2015, this office mailed you a letter extending the response period to thirty (30) business days. This letter represents the final response to your request in accordance with the Rhode Island Access to Public Records Act ("APRA"), R.I. Gen. Laws § 38-2-1 *et seq.*

The Department is required to make available for public disclosure those records that are responsive to a request, are in the possession of the agency and are not otherwise exempted from disclosure by APRA. Moreover, APRA states in § 38-2-3(h) as follows: "Nothing in this section shall be construed as requiring a public body to reorganize, consolidate, or compile data not maintained by the public body in the form requested at the time the request to inspect the public records was made except to the extent that such records are in an electronic format and the public body would not be unduly burdened in providing such data."

In response to your request for "an accounting of Water Quality Protection surcharge funds from 2005 to the present," Ken Burke, the General Manager of the Water Resources Board ("WRB"), has provided the enclosed accounting. This spreadsheet details the water quality protection surcharge funds the WRB received from Rhode Island water suppliers for fiscal years 2005 through 2014. See *Exhibit A*.

You also requested "a detailed accounting of the distribution of these funds by year for the same time period." After researching this matter, the Department only has information going back through FY 2012 because of the Water Resources Board was apparently transferred to the Department at that time. Additionally, the Department does not maintain a record with a detailed accounting tied directly to the surcharge funds.

Thank you for your attention to this correspondence.

Sincerely,

Daniel W. Majcher, Esq.

DWM/njr

Enclosure

c. Ken Burke, General Manager, Water Resources Board

Water Surcharge .01333/0.01664 portion

	FY 2005	FY 2006	FY 2007	FY2008	FY2009	FY2010	FY2011	FY2012	FY2013	FY2014
Block Island	1,157	2,835	3,082	3,215	1,909	2,789	2,452	2,733	3,046	3,169
Bristol	157,854	287,738	153,533	188,884	178,004	136,744	100,849	160,494	209,955	140,589
Cranston										
Cumberland	81,201	110,154	40,934	171,527	102,961	48,809	91,021	142,225	113,729	73,796
East Providence	201,460	112,510	308,215	228,693	331,644	192,068	198,774	172,481	129,978	127,889
East Smithfield	31,255	34,037	47,740	38,448	33,005	25,078	28,657	24,789	24,401	22,291
Greenville	53,774	77,453	40,150	52,544	61,927	56,849	50,342	37,899	58,281	49,182
Harrisville	10,207	13,155	11,630	12,427	11,691	11,875	11,941	11,868	11,775	12,311
Jamestown	8,651	9,426	8,096	8,684	8,548	8,345	8,519	8,228	8,489	8,481
Johnston	9,868	56,187	57,875	22,545	46,957	37,383	19,500	29,453	28,626	25,195
Kent County	421,896	524,397	461,642	471,958	449,793	423,163	413,036	365,589	411,422	315,828
Kingston	15,347	15,542	16,479	15,477	14,495	12,110	11,970	12,738	11,897	11,685
Lincoln	112,111	149,162	112,290	127,006	108,022	103,550	149,247	124,525	106,374	109,473
Narragansett	55,293	60,675	44,080	49,227	46,559	45,839	45,789	40,468	44,675	64,998
Newport	200,580	205,561	193,926	213,838	201,384	186,606	196,452	158,864	179,706	183,428
North Kingstown	123,601	95,422	114,230	130,737	117,784	103,721	113,314	86,389	121,706	100,635
North Tiverton	14,245	18,706	19,484	20,587	17,499	18,794	23,534	22,684	22,417	19,851
Pascoag	16,112	15,225	14,946	15,913	10,564	14,757	14,639	14,174	14,136	14,509
Pawtucket	537,823	505,663	434,256	455,290	410,173	420,010	364,625	420,766	393,364	394,777
Portsmouth	58,266	62,449	57,697	115,214	55,899	51,924	57,807	51,947	53,786	19,260
Port Authority	39,015	37,998	22,481	39,539	27,866	25,388	28,183	27,670	29,267	29,720
Providence	1,870,180	1,900,256	1,789,950	1,766,964	1,689,731	1,565,293	1,561,340	1,531,601	1,478,807	1,611,495
Richmond	4,160	1,860	3,244	3,043	2,521	3,008	-	-	-	-
Slatersville	3,507	-	-	13,271	-	15,274	5,748	9,623	-	-
Smithfield	69,927	49,522	27,713	74,545	47,265	43,184	31,520	59,942	49,901	45,732
South Kingstown	18,172	21,539	18,176	16,850	20,376	19,853	17,284	17,598	17,316	17,473
Stone Bridge	14,450	14,529	11,965	11,003	10,629	12,222	9,874	9,632	12,065	9,666
Tiverton										
United Water	103,580	104,645	101,036	107,300	106,774	90,159	110,667	95,792	98,372	98,778
Warwick	350,743	380,679	331,423	374,150	344,033	304,515	340,419	251,501	342,833	301,832
Westerly	152,794	145,194	141,940	139,317	154,874	131,176	145,958	128,114	148,410	139,671
Woonsocket	244,745	204,793	195,567	202,987	169,843	179,054	170,443	175,773	181,540	178,047
Annual Totals	4,981,975	5,217,312	4,783,781	5,091,185	4,782,732	4,289,538	4,323,904	4,195,560	4,306,275	4,129,849