

2017 -- H 5971

LC002136

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES -- ELECTRONIC VEHICLE RECOVERY SERVICES

Introduced By: Representatives Tobon, Cunha, Barros, Blazejewski, and Johnston

Date Introduced: March 22, 2017

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 31 of the General Laws entitled "MOTOR AND OTHER
2 VEHICLES" is hereby amended by adding thereto the following chapter:

3 CHAPTER 2.2

4 ELECTRONIC VEHICLE RECOVERY SERVICES

5 **31-2.2-1. Short title.**

6 This chapter shall be known and may be cited as the "Electronic Vehicle Recovery
7 Services Act."

8 **31-2.2-2. Electronic vehicle recovery services.**

9 (a) Definitions. For the purposes of this chapter, "electronic vehicle recovery service" is
10 any aftermarket or factory installed vehicle tracking system that allows vehicles, with the
11 knowledge and consent of the owner, to be tracked by law enforcement, the purpose of which is
12 to recover vehicles in the event of theft.

13 (b) Upon the filing of a report of a stolen motor vehicle and submission of an affidavit
14 from the owner of the vehicle requesting that the law enforcement agency contact the provider of
15 the vehicle's electronic recovery services, the service provider upon receipt of notice from the law
16 enforcement agency shall activate the vehicle's electronic recovery services in order that the law
17 enforcement agency may use the electronic vehicle recovery services to attempt to recover the
18 vehicle.

1 (c) If a vehicle is equipped with an electronic recovery system that has not been activated
2 at the time it is stolen, an electronic vehicle recovery service provider may at the request of the
3 owner activate the system upon payment by the vehicle owner to the provider of the standard
4 periodic subscription fee charged by the system provider.

5 (d) Nothing in this section prohibits an electronic vehicle recovery service provider from
6 establishing protocols by which the provider can voluntarily activate the electronic vehicle
7 recovery services at the request of the owner.

8 (e) All electronic vehicle recovery service providers registered to do business in the state
9 of Rhode Island or submitting to the jurisdiction thereof and all resellers of electronic vehicle
10 recovery services shall submit their emergency contact information to the Rhode Island division
11 of public safety's E-911 unit in order to facilitate requests from law enforcement agencies in
12 accordance with this section. This contact information must be submitted annually on or before
13 June 1 of each year or immediately upon any change in said contact information.

14 (f) The Rhode Island division of public safety's E-911 unit shall maintain a database
15 containing emergency contact information for all service providers registered to do business in
16 this state and shall make the information immediately available to all public safety and law
17 enforcement agencies upon request.

18 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO MOTOR AND OTHER VEHICLES -- ELECTRONIC VEHICLE RECOVERY
SERVICES

1 This act would create the "Electronic Vehicle Recovery Services Act" which would
2 require that vehicle owners with electronic vehicle recovery systems in their vehicles to submit an
3 affidavit attesting to the theft of their motor vehicle prior to law enforcement contacting the
4 recovery service provider for assistance in locating the vehicle.

5 This act would take effect upon passage.

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