

2017 -- H 6302

LC002817

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES -- STOPPING, STANDING, AND
PARKING RESTRICTIONS

Introduced By: Representative Lauren H. Carson

Date Introduced: June 08, 2017

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 31-21 of the General Laws entitled "Stopping, Standing, and
2 Parking Restrictions" is hereby amended by adding thereto the following section:

3 **31-21-18. Electric vehicle charging station parking restrictions.**

4 (a) For the purposes of this section, "electric vehicle charging station" means a public or
5 private parking space that is served by charging equipment that has as its primary purpose the
6 transfer of electric energy to a battery or other energy storage device in an electric vehicle.

7 (b) No person shall stop, stand, or park a vehicle in any electric vehicle charging station
8 provided on any public or private parking space if the vehicle is not connected to the charging
9 equipment and where the electric vehicle charging station is indicated by signage identifying the
10 station as an electric vehicle charging station and indicating that it is only for electric vehicle
11 charging and subject to a parking violation.

12 (c) Enforcement of the parking provisions of this section shall be enforced by the local or
13 state authorities on public or private property when the location of the parking spaces is within
14 the purview of the state building code, chapter 27.3 of title 23.

15 (d) Violations of this section are subject to fines enumerated in §31-41.1-4.

16 SECTION 2. Section 31-41.1-4 of the General Laws in Chapter 31-41.1 entitled
17 "Adjudication of Traffic Offenses" is hereby amended to read as follows:

18 **31-41.1-4. Schedule of violations.**

1 (a) The penalties for violations of the enumerated sections, listed in numerical order,
 2 correspond to the fines described. However, those offenses for which punishments may vary
 3 according to the severity of the offense, or punishment that require the violator to perform a
 4 service, shall be heard and decided by the traffic tribunal or municipal court. The following
 5 violations may be handled administratively through the method prescribed in this chapter. This
 6 list is not exclusive and jurisdiction may be conferred on the traffic tribunal with regard to other
 7 violations.

8 VIOLATIONS SCHEDULE

9	Sections of		Total
10	General Laws		Fine
11	8-8.2-2	DOT, DEM, or other agency and department	
12		Violations	\$85.00
13	24-10-17	Soliciting rides in motor vehicles	85.00
14	24-10-18	Backing up prohibited	85.00
15	24-10-20	Park and ride lots	85.00
16	24-12-37	Nonpayment of toll	100.00
17	31-3-12	Visibility of plates	85.00
18	31-3-18	Display of plates	85.00
19	31-3-32	Driving with expired registration	85.00
20	31-3-34	Failure to notify division of change of address	85.00
21	31-3-35	Notice of change of name	85.00
22	31-3-40	Temporary plates - dealer issued	85.00
23	31-4-3	Temporary registration - twenty	
24		(20) day bill of sale	85.00
25	31-10-10	Rules as to armed forces license	85.00
26	31-10-30	Driving on expired license	85.00
27	31-10-32	Notice of change of address	85.00
28	31-10.1-4	No motorcycle helmet (operator)	85.00
29	31-10.1-5	Motorcycle handlebar violation	85.00
30	31-10.1-6	No motorcycle helmet (passenger)	85.00
31	31-10.1-7	Inspection of motorcycle required	85.00
32	31-12-12	Local motor vehicle ordinance	85.00
33	31-13-04	Obedience to devices	85.00
34	31-13-6(3)(i)	Eluding traffic light	85.00

1	31-13-09	Flashing signals	85.00
2	31-13-11	Injury to signs or devices	85.00
3	31-14-1	Reasonable and prudent speed	95.00
4	31-14-03	Condition requiring reduced speed	95.00
5	31-14-09	Below minimum speed	95.00
6	31-14-12	Speed limit on bridges and structures	95.00
7	31-15-1	Leaving lane of travel	85.00
8	31-15-2	Slow traffic to right	85.00
9	31-15-3	Operator left of center	85.00
10	31-15-4	Overtaking on left	85.00
11	31-15-5(a)	Overtaking on right	85.00
12	31-15-6	Clearance for overtaking	85.00
13	31-15-7	Places where overtaking prohibited	85.00
14	31-15-8	No passing zone	85.00
15	31-15-9	One way highways	85.00
16	31-15-10	Rotary traffic islands	85.00
17	31-15-11	Laned roadway violation	85.00
18	31-15-12	Following too closely	85.00
19	31-15-12.1	Entering intersection	100.00
20	31-15-13	Crossing center section of divided highway	85.00
21	31-15-14	Entering or leaving limited access roadways	85.00
22	31-15-16	Use of emergency break-down lane for travel	85.00
23	31-15-17	Crossing bicycle lane	85.00
24	31-15-18	Unsafe passing of person operating a bicycle	85.00
25	31-16-1	Care in starting from stop	85.00
26	31-16-2	Manner of turning at intersection	85.00
27	31-16-4	U turn where prohibited	85.00
28	31-16-5	Turn signal required	85.00
29	31-16-6	Time of signaling turn	85.00
30	31-16-7	Failure to give stop signal	85.00
31	31-16-8	Method of giving signals	85.00
32	31-16.1-3	Diesel vehicle idling rules	
33		first offense not to exceed	100.00
34		second and subsequent offense not to	

1		exceed	500.00
2	31-17-1	Failure to yield right of way	85.00
3	31-17-2	Vehicle turning left	85.00
4	31-17-3	Yield right of way (intersection)	85.00
5	31-17-4	Obedience to stop signs	85.00
6	31-17-5	Entering from private road or driveway	85.00
7	31-17-8	Vehicle within right of way, rotary	85.00
8	31-17-9	Yielding to bicycles on bicycle lane	85.00
9	31-18-3	Right of way in crosswalks	85.00 first
10			violation
11			\$100.00 second
12			violation or any
13			subsequent violation
14	31-18-5	Crossing other than at crosswalks	85.00
15	31-18-8	Due care by drivers	85.00
16	31-18-12	Hitchhiking	85.00
17	31-18-18	Right of way on sidewalks	85.00
18	31-19-3	Traffic laws applied to bicycles	85.00
19	31-19-20	Sale of new bicycles	85.00
20	31-19-21	Sale of used bicycles	85.00
21	31-19.1-2	Operating motorized bicycle on an	
22		interstate highway	85.00
23	31-19.2-	Operating motorized tricycle on an	
24		interstate highway	85.00
25	31-20-1	Failure to stop at railroad crossing	85.00
26	31-20-2	Driving through railroad gate	85.00
27	31-20-9	Obedience to stop sign	85.00
28	31-21-4	Places where parking or stopping prohibited	85.00
29	31-21-14	Opening of vehicle doors	85.00
30	31-21-18	Electric vehicle charging station restriction	85.00
31	31-22-2	Improper backing up	85.00
32	31-22-4	Overloading vehicle	85.00
33	31-22-5	Violation of safety zone	85.00
34	31-22-6	Coasting	85.00

1	31-22-7	Following fire apparatus	85.00
2	31-22-8	Crossing fire hose	85.00
3	31-22-9	Throwing debris on highway - snow removal	85.00
4	31-22-11.5	Improper use of school bus	- not to exceed
5			five hundred dollars
6			(\$500)
7			for each day of
8			improper use
9	31-22-22(a)	No child restraint	85.00
10	31-22-22(a)	Child restraint/seat belt but not in	
11		any rear seating position	85.00
12	31-22-22(b), (f)	No seat belt – passenger	40.00
13	31-22-22(g)	No seat belt – operator	40.00
14	31-22-23	Tow trucks - proper identification	275.00
15	31-22-24	Operation of interior lights	85.00
16	31-23-1(b)(2)	U.S. department of transportation	
17		motor carrier safety	
18		rules and regulations	Not less than
19			\$85.00
20			or more than
21			\$500.00
22	31-23-1(e)(6)	Removal of an "out of service vehicle"	
23		Sticker	125.00
24	31-23-1(e)(7)	Operation of an "out of service vehicle"	100.00
25	31-23-2(b)	Installation or adjustment of unsafe	
26		or prohibited parts, equipment, or	(first offense)
27		accessories:	250.00
28			(second offense)
29			500.00
30			(third and
31			subsequent
32			offenses)
33			1,000.00
34	31-23-4	Brake equipment required	85.00

1	31-23-8	Horn required	85.00
2	31-23-10	Sirens prohibited	85.00
3	31-23-13	Muffler required	85.00
4	31-23-13.1	Altering height or operating a motor	
5		vehicle with an altered height	85.00
6	31-23-14	Prevention of excessive fumes	
7		or smoke	85.00
8	31-23-16	Windshield and window stickers	
9		(visibility)	85.00
10	31-23-17	Windshield wipers	85.00
11	31-23-19	Metal tires prohibited	85.00
12	31-23-20	Protuberances on tires	85.00
13	31-23-26	Fenders and wheel flaps required	85.00
14	31-23-27	Rear wheel flaps on buses, trucks	
15		and trailer	85.00
16	31-23-29	Flares or red flag required over	
17		four thousand pounds (4,000 lbs.)	85.00
18	31-23-40	Approved types of seat belt requirements	85.00
19	31-23-42.1	Special mirror - school bus	85.00
20	31-23-43	Chocks required (1 pair) – over	
21		four thousand pounds (4,000 lbs.)	85.00
22	31-23-45	Tire treads - defective tires	5.00
23	31-23-47	Slow moving emblem required	85.00
24	31-23-49	Transportation of gasoline – passenger	
25		Vehicle	85.00
26	31-23-51	Operating bike or motor vehicle	
27		wearing ear phones	85.00 (first
28			offense)
29			95.00 second
30			offense
31			140.00 for the
32			third and
33			each subse-
34			quent offense

1	31-24-1	Times when lights required	85.00
2	through		
3	31-24-54		
4	31-25-03	Maximum width of one hundred	
5		and two inches (102") exceeded	85.00
6	31-25-04	Maximum height of one hundred	
7		sixty-two inches (162") exceeded	85.00
8	31-25-06	Maximum number and length of	
9		coupled vehicles	500.00
10	31-25-07	Load extending three feet (3') front,	
11		six feet (6') rear exceeded	85.00
12	31-25-9	Leaking load	85.00
13	31-25-11	Connections between coupled vehicles	85.00
14	31-25-12	Towing chain, twelve inch (12")	
15		square flag required	85.00
16	31-25-12.1	Tow truck - use of lanes (first offense)	85.00
17		second offense	95.00
18			100.00 for the
19			third and
20			each subse-
21			quent offense
22	31-25-14(d)(1)	Maximum weight and tandem axles	125.00
23	31-25-14(d)(2)	Maximum weight and tandem axles	125.00
24	31-25-14(d)(3)	Maximum weight and tandem axles	125.00
25	31-25-16(c)(2)	Maximum weight shown in	
26		Registration	85.00 per
27			thousand lbs.
28			overweight or
29			portion
30			thereof.
31	31-25-16(c)(3)	Maximum weight shown in	
32		Registration	125.00 per
33			thousand lbs.
34			overweight or

1			portion
2			thereof.
3	31-25-16(c)(4)	Maximum weight shown in	
4		Registration	1,025.00 plus
5			\$125.00 per
6			thousand
7			pounds
8			overweight or
9			portion
10			thereof.
11	31-25-17	Identification of trucks and truck-	
12		tractors (first offense)	85.00
13		(second offense)	95.00
14			125.00 for the
15			third and
16			subsequent
17			offenses
18	31-25-24	Carrying and inspection of excess	
19		load limit	175.00
20	31-25-27(c)	Maximum axle	3,000.00 (first
21			offense)
22			not to exceed
23			5,000.00 for
24			each and every
25			subsequent
26			offense
27	31-25-30	Maximum axle Pawtucket River	3,000.00 (first
28		Bridge and Sakonnet River Bridge	offense) not to
29			exceed
30			5,000.00 for
31			each and every
32			subsequent
33			offense
34	31-27-2.3	Refusal to take preliminary breath test	85.00

1	31-28-7(d)	Wrongful use of handicapped parking	
2		Placard	500.00
3	31-28-7(f)	Handicapped parking space violation:	
4		First offense	100.00
5		Second offense	175.00
6		Third offense and subsequent offenses	325.00
7	31-28-7.1(e)	Wrongful use of institutional	
8		handicapped parking placard	125.00
9	31-33-2	Failure to file accident report	85.00
10	31-36.1-17	No fuel tax stamp (out-of-state)	85.00 and not
11			exceeding
12			(\$100) for
13			subsequent
14			offense
15	31-38-3	No inspection sticker	85.00
16	31-38-4	Violation of inspection laws	85.00
17	31-47.2-06	Heavy-duty vehicle emission	
18		inspections:	
19		First offense	125.00
20		Second offense	525.00
21		Third and subsequent offenses	1,025.00
22	37-15-7	Littering not less than	55.00
23			not more
24			than five
25			hundred dollars
26			(\$500)
27	39-12-26	Public carriers violation	300.00
28		SPEEDING Fine	
29		SPEEDING	Fine
30	1.	One to ten miles per hour (1-10 mph)	
31		in excess of posted speed limit	\$ 95.00
32	2.	Eleven miles per hour (11 mph) in excess	
33		of posted speed limit with a fine of	
34		ten dollars (\$10.00) per mile in excess	205.00

1 of speed limit shall be assessed. minimum

2 (b) In addition to any other penalties provided by law, a judge may impose the following
3 penalties for speeding: (1) For speeds up to and including ten miles per hour (10 mph) over the
4 posted speed limit on public highways, a fine as provided for in subsection (a) of this section for
5 the first offense; ten dollars (\$10.00) per mile for each mile in excess of the speed limit for the
6 second offense if within twelve (12) months of the first offense; and fifteen dollars (\$15.00) per
7 mile for each mile in excess of the speed limit for the third and any subsequent offense if within
8 twelve (12) months of the first offense. In addition, the license may be suspended up to thirty (30)
9 days. (2) For speeds in excess of ten miles per hour (10 mph) over the posted speed limit on
10 public highways, a mandatory fine of ten dollars (\$10.00) for each mile over the speed limit for
11 the first offense; fifteen dollars (\$15.00) per mile for each mile in excess of the speed limit for the
12 second offense if within twelve (12) months of the first offense; and twenty dollars (\$20.00) per
13 mile for each mile in excess of the speed limit for the third and subsequent offense if within
14 twelve (12) months of the first offense. In addition, the license may be suspended up to sixty (60)
15 days. (c) Except for a technology surcharge assessed in accordance with § 8-15-11, any person
16 charged with a violation who pays the fine administratively pursuant to chapter 41.1 of title 31
17 shall not be subject to any additional costs or assessments, including, but not limited to, the
18 hearing fee established in § 8-18-4.

19 SECTION 3. This act shall take effect upon passage.

=====
LC002817
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES -- STOPPING, STANDING, AND
PARKING RESTRICTIONS

- 1 This act would create a prohibition on parking in electric vehicle charging stations
- 2 without using the charging apparatus.
- 3 This act would take effect upon passage.

=====
LC002817
=====