

2018 -- H 8005

LC005274

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2018

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES - AUTOMATED SCHOOL-ZONE-SPEED-ENFORCEMENT SYSTEM

Introduced By: Representatives Williams, Almeida, Walsh, Tobon, and Ranglin-Vassell

Date Introduced: March 28, 2018

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 31-41.3-4 of the General Laws in Chapter 31-41.3 entitled
2 "Automated School-Zone-Speed-Enforcement System Act of 2016" is hereby amended to read as
3 follows:

4 **31-41.3-4. Automated school-zone-speed-enforcement system operational**
5 **requirements and certification.**

6 No automated school-zone-speed-enforcement system shall be used in the state of Rhode
7 Island unless the system has been approved and certified for use in the state by the director of the
8 department of transportation. The director of the department of transportation, in cooperation with
9 the state police, shall require that any automated school-zone-speed-enforcement system
10 approved and certified for use in the state of Rhode Island meets the following requirements:

11 (1) All automated school-zone-speed-enforcement systems operated under this chapter
12 shall record the speed of vehicles within plus or minus one mile per hour of the actual speed.

13 (2) All automated school-zone-speed-enforcement systems operated under this chapter
14 shall record at least two (2) photographic images of the vehicle exceeding the speed limit, one of
15 which shall include the license plate attached to the rear of the vehicle.

16 (3) All automated school-zone-speed-enforcement systems operated under this chapter
17 shall, at the time of violation, imprint upon the photographic images of vehicles exceeding the
18 speed limit:

- 1 (i) The date and time of the violation; and
- 2 (ii) The identity of the street, or school zone being monitored, and location upon that
- 3 street, or within that school zone, including the direction of travel and lane of travel; this
- 4 requirement may be met with code designations; and
- 5 (iii) The posted or lawfully designated speed limit for the street or school zone being
- 6 monitored; and
- 7 (iv) The monitored speed of the vehicle identified in the photographic images as
- 8 exceeding the posted or lawfully designated school zone speed limit; and
- 9 (v) The consecutive event number of each photograph taken.

10 (4) At least one hundred feet (100') prior to entering an automated school-zone area

11 where a speed-enforcement system is being operated, signs shall be erected that are yellow in

12 color, flashing the school zone speed, warning motorists that they will be entering an area

13 monitored by an automated speed-zone-enforcement system and that violators of speed

14 limitations may be prosecuted.

15 SECTION 2. Chapter 31-41.3 of the General Laws entitled "Automated School-Zone-

16 Speed-Enforcement System Act of 2016" is hereby amended by adding thereto the following

17 section:

18 **31-41.3-15. Penalties.**

19 (a) All first offense prosecutions based on evidence produced by an automated school-

20 zone-speed-enforcement system shall result in a written warning citation.

21 (b) All second offense prosecutions based on evidence produced by an automated school-

22 zone-speed-enforcement system shall result in a fine not to exceed forty-five dollars (\$45).

23 (c) All subsequent prosecutions based on evidence produced by an automated school-

24 zone-speed-enforcement system shall follow the procedures established in chapter 41.1 of this

25 title.

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

=====
LC005274
=====

EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES - AUTOMATED SCHOOL-ZONE-
SPEED-ENFORCEMENT SYSTEM

1 This act would require the use of yellow, flashing school zone speed signs and require
2 written warning citations for first offenses, a fine up to forty-five dollars (\$45) for second
3 offenses and referral to the traffic tribunal for all subsequent offenses.

4 This act would take effect upon passage.

=====
LC005274
=====