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ARTICLE 21 AS AMENDD

RELATING TO TRANSPORTATION

SECTION 1. Sections 24-12-26 and 24-12-40.0 of the General Laws in Chapter 24-12 entitled "Rhode Island Turnpike and Bridge Authority" are hereby amended to read as follows:

24-12-26. Power to collect tolls and charges -- Gasoline and service concessions. -- (a)

The authority is hereby authorized, subject to the provisions of this chapter, to fix, revise, charge and collect tolls for the use of the Newport Bridge, the Mount Hope Bridge, ~~the Sakonnet River Bridge (subject to federal regulations and approvals)~~, the turnpike and the different parts or sections thereof, and for the use of any additional facility and the different parts or sections thereof, and to contract with any person, partnership, association or corporation for placing on any project telephone, telegraph, electric light or power lines, gas stations, garages, and restaurants if deemed necessary by the authority in connection with the project, or for the use of any project or part thereof, including the right-of-way adjoining the paved portion of the turnpike or of any additional facility or for any other purposes and to fix the terms, conditions, rents and rates of charges for such use; provided, that the authority shall construct any gasoline service facilities which it may determine are needed on the project, and provided, further, that, to afford users of the project a reasonable choice of motor fuels of different brands, each gasoline service station shall be separately offered for lease upon sealed bids and, after notice of the offer has been published once a week in three (3) consecutive weeks in a newspaper having general circulation in the state, and, in the event an acceptable bid shall be received in the judgment of the authority, each lease shall be awarded to the highest responsible bidder therefor, but no person shall be awarded or have the use of, nor shall motor fuel identified by the trade-marks, trade names, or brands of any one supplier, distributor, or retailer of such fuel be sold at more than one service station if they would constitute more than twenty-five percent (25%) of the service stations on the project. Notwithstanding the provisions of this section, members of the town of Jamestown police and fire department and ambulance service personnel of the town of Jamestown and Jamestown school department who, in the course of their duty, are required to pay a toll for use of the Newport Bridge, shall, upon the presentment of receipts for the payment of the toll to the town of Jamestown, be reimbursed for all charges on an annual basis by the town of Jamestown who in turn shall be reimbursed for all payments made by the state. Notwithstanding the provisions of

1 this section, members of the city of Newport police and fire department and rescue personnel
2 who, in the course of their duty, are required to pay a toll for use of the Newport Bridge, shall,
3 upon the presentment of receipts for the payment of the toll to the city of Newport, be reimbursed
4 for all charges on an annual basis by the city of Newport who in turn shall be reimbursed for all
5 payments made by the state.

6 (b) Notwithstanding the provisions of this section, members of the police and fire
7 department and rescue personnel of any city or town in this state who, in the course of their duty,
8 are required to pay a toll for use of the Mount Hope Bridge or the Sakonnet River Bridge, shall,
9 upon the presentment of receipts for the payment of the toll to their town or city, be reimbursed
10 for all such charges on an annual basis by the town or city, who in turn shall be reimbursed for all
11 payments made by the state.

12 **24-12-40.F. Title to Sakonnet River Bridge vested in Rhode Island turnpike and**
13 **Bridge authority -- Institution of tolls. --** All powers, control, and jurisdiction of and title to the
14 Sakonnet River Bridge is authorized to be transferred to the Rhode Island turnpike and bridge
15 authority. Beginning August 19, 2013, [and concluding on June 30, 2014](#) the authority may charge
16 and collect tolls for the use of the Sakonnet River Bridge to provide funds sufficient with any
17 other monies available therefor for paying the costs of acquiring, leasing, maintaining, repairing
18 and operating, the Jamestown Verrazzano Bridge, the Mount Hope Bridge, the Newport Bridge,
19 and the Sakonnet River Bridge, the turnpike and additional facilities. Provided, however, until
20 ~~April 1~~ [June 30](#), 2014, the toll imposed on the Sakonnet River Bridge shall not exceed ten cents
21 (\$0.10).

22 SECTION 2. Section 31-3.1-6 of the General Laws in Chapter 31-3.1 entitled
23 "Certificates of Title and Security Interests" is hereby amended to read as follows:

24 **31-3.1-6. Issuance and records. --** (a) The division of motor vehicles shall file each
25 application received and, when satisfied as to its genuineness and regularity and that the applicant
26 is entitled to the issuance of a certificate of title, shall issue, upon payment of a fee of fifty dollars
27 (\$50.00), a certificate of title of the vehicle.

28 (b) The division of motor vehicles shall maintain a record of all certificates of title issued
29 by it:

- 30 (1) Under a distinctive title number assigned to the vehicle;
31 (2) Under the identifying number of the vehicle;
32 (3) Alphabetically, under the name of the owner; and
33 (4) At the discretion of the division of motor vehicles, in any other method it determines.
34 (c) Title searches, lien searches, and other transactions not cited and involving titles shall

1 be conducted upon payment of a fee of fifty dollars (\$50.00).

2 [\(d\) Beginning in fiscal year 2015 all fees collected pursuant to this section shall be](#)
3 [deposited into the Rhode Island highway maintenance account.](#)

4 SECTION 3. Section 31-34.1-2 of the General Laws in Chapter 31-34.1 entitled "Rental
5 Vehicle Surcharge" is hereby amended to read as follows:

6 **31-34.1-2. Rental vehicle surcharge.** -- (a) Each rental company shall collect, at the time
7 a motor vehicle is rented in this state, on each rental contract, a surcharge equal to eight percent
8 (8.0%) of gross receipts per vehicle on all rentals for each of the first thirty (30) consecutive days.
9 The surcharge shall be computed prior to the assessment of any applicable sales taxes, provided,
10 however, the surcharge shall be subject to the sales tax.

11 (b) The surcharge shall be included on the rental contract and collected in accordance
12 with the terms of the rental contract. Sixty percent (60%) of the surcharge shall be retained by the
13 rental company in accordance with this section and subsection (c), and forty percent (40%) of the
14 surcharge shall be remitted to the state for deposit in the general fund, on a quarterly basis in
15 accordance with a schedule adopted by the tax administration. Each rental company collecting
16 and retaining surcharge amounts may reimburse itself in accordance with this section from the
17 funds retained for the total amount of motor vehicle licensing fees, title fees, registration fees and
18 transfer fees paid to the state of Rhode Island and excise taxes imposed upon the rental
19 companies' motor vehicles during the prior calendar year; provided, that rental companies shall
20 not be authorized to reimburse themselves for title fees, motor vehicles licensing fees, transfer
21 fees, registration fees and excise taxes unless those fees and taxes shall have been assessed and
22 paid in full to the state or appropriate city or town prior to any reimbursement. No reimbursement
23 shall be allowed upon the prepayment of any fees or excise taxes.

24 (c) At a date to be set by the state tax administrator, but not later than February 15th of
25 any calendar year, each rental company shall, in addition to filing a quarterly remittance form, file
26 a report with the state tax administrator on a form prescribed by him or her, stating the total
27 amount of motor vehicles licensing fees, transfer fees, title fees, registration fees and excise taxes
28 paid by the rental company in the previous year. The amount, if any, by which the surcharge
29 collections exceed the amount of licensing fees, title fees, transfer fees, registration fees and
30 excise taxes paid shall be remitted by the rental company to the state of Rhode Island for deposit
31 in the ~~general~~ [Rhode Island highway maintenance](#) fund [beginning in fiscal year 2015](#).

32 SECTION 4. Sections 31-36-7 and 31-36-20 of the General Laws in Chapter 31-36
33 entitled "Motor Fuel Tax" are hereby amended to read as follows:

34 **31-36-7. Monthly report of distributors -- Payment of tax.** -- (a) State requirements. -

1 Every distributor shall, on or before the twentieth (20th) day of each month, render a report to the
2 tax administrator, upon forms to be obtained from the tax administrator, of the amount (number
3 of gallons) of fuels purchased, sold, or used by the distributor within this state and the amount of
4 fuels sold by the distributor without this state from fuels within this state during the preceding
5 calendar month, and, if required by the tax administrator as to purchases, the name or names of
6 the person or persons from whom purchased and the date and amount of each purchase, and as to
7 sales, the name or names of the person or persons to whom sold and the amount of each sale, and
8 shall pay at the same time to the administrator tax at the rate of thirty-two cents (\$0.32) per gallon
9 on all taxable gallons of fuel sold or used in this state.

10 (b) Federal requirements. - In the event the federal government requires a certain portion
11 of the gasoline tax to be dedicated for highway improvements, then the state controller is directed
12 to establish a restricted receipt account and deposit that portion of gasoline tax receipts which
13 brings the state into federal compliance.

14 Beginning July 1, 2015 and every other year thereafter, the gasoline tax shall be adjusted
15 by the percentage of increase in the Consumer Price Index for all Urban Consumers (CPI-U) as
16 published by the United States Bureau of Labor Statistics determined as of September 30 of the
17 prior calendar year; said adjustment shall be rounded to the nearest one cent (\$.01) increment,
18 provided that the total tax shall not be less than provided for in section (a).

19 **31-36-20. Disposition of proceeds.** -- (a) Notwithstanding any other provision of law to
20 the contrary, all moneys paid into the general treasury under the provisions of this chapter or
21 chapter 37 of this title, and title 46 shall be applied to and held in a separate fund and be
22 deposited in any depositories that may be selected by the general treasurer to the credit of the
23 fund, which fund shall be known as the Intermodal Surface Transportation Fund; provided, that in
24 fiscal year 2004 for the months of July through April six and eighty-five hundredth cents
25 (\$0.0685) per gallon of the tax imposed and accruing for the liability under the provisions of
26 section 31-36-7, less refunds and credits, shall be transferred to the Rhode Island public transit
27 authority as provided under section 39-18-21. For the months of May and June in fiscal year
28 2004, the allocation shall be five and five hundredth cents (\$0.0505). Thereafter, until fiscal year
29 2006, the allocation shall be six and twenty-five hundredth cents (\$0.0625). For fiscal years 2006
30 through FY 2008, the allocation shall be seven and twenty-five hundredth cents (\$0.0725);
31 provided, that expenditures shall include the costs of a market survey of non-transit users and a
32 management study of the agency to include the feasibility of moving the Authority into the
33 Department of Transportation, both to be conducted under the auspices of the state budget officer.
34 The state budget officer shall hire necessary consultants to perform the studies, and shall direct

1 payment by the Authority. Both studies shall be transmitted by the Budget Officer to the 2006
2 session of the General Assembly, with comments from the Authority. For fiscal year 2009, the
3 allocation shall be seven and seventy-five hundredth cents (\$0.0775), of which one-half cent
4 (\$0.005) shall be derived from the one cent (\$0.01) per gallon environmental protection fee
5 pursuant to section 46-12.9-11. For fiscal years 2010 and thereafter, the allocation shall be nine
6 and seventy-five hundredth cents (\$0.0975), of which of one-half cent (\$0.005) shall be derived
7 from the one cent (\$0.01) per gallon environmental protection fee pursuant to section 46-12.9-11.
8 One cent (\$0.01) per gallon shall be transferred to the Elderly/Disabled Transportation Program
9 of the department of human services, and the remaining cents per gallon shall be available for
10 general revenue as determined by the following schedule:

11 (i) For the fiscal year 2000, three and one fourth cents (\$0.0325) shall be available for
12 general revenue.

13 (ii) For the fiscal year 2001, one and three-fourth cents (\$0.0175) shall be available for
14 general revenue.

15 (iii) For the fiscal year 2002, one-fourth cent (\$0.0025) shall be available for general
16 revenue.

17 (iv) For the fiscal year 2003, two and one-fourth cent (\$0.0225) shall be available for
18 general revenue.

19 (v) For the months of July through April in fiscal year 2004, one and four-tenths cents
20 (\$0.014) shall be available for general revenue. For the months of May through June in fiscal year
21 2004, three and two-tenths cents (\$0.032) shall be available for general revenue, and thereafter,
22 until fiscal year 2006, two cents (\$0.02) shall be available for general revenue. For fiscal year
23 2006 through fiscal year 2009 one cent (\$0.01) shall be available for general revenue.

24 (2) All deposits and transfers of funds made by the tax administrator under this section,
25 including those to the Rhode Island public transit authority, the department of human services, [the](#)
26 [Rhode Island turnpike and bridge authority](#), and the general fund, shall be made within twenty-
27 four (24) hours of receipt or previous deposit of the funds in question.

28 (3) Commencing in fiscal year 2004, the Director of the Rhode Island Department of
29 Transportation is authorized to remit, on a monthly or less frequent basis as shall be determined
30 by the Director of the Rhode Island Department of Transportation, or his or her designee, or at the
31 election of the Director of the Rhode Island Department of Transportation, with the approval of
32 the Director of the Department of Administration, to an indenture trustee, administrator, or other
33 third party fiduciary, in an amount not to exceed two cents (\$0.02) per gallon of the gas tax
34 imposed, in order to satisfy debt service payments on aggregate bonds issued pursuant to a Joint

1 Resolution and Enactment Approving the Financing of Various Department of Transportation
2 Projects adopted during the 2003 session of the General Assembly, and approved by the
3 Governor.

4 (4) Commencing in fiscal year 2015, three and one-half cents (\$0.035) shall be
5 transferred to the Rhode Island Turnpike and Bridge Authority to be used for maintenance,
6 operations, capital expenditures and debt service on any of its projects as defined in chapter 12 of
7 title 24 in lieu of a toll on the Sakonnet River Bridge. The Rhode Island turnpike and bridge
8 authority is authorized to remit to an indenture trustee, administrator, or other third-party
9 fiduciary any or all of the foregoing transfers in order to satisfy and/or secure its revenue bonds
10 and notes and/or debt service payments thereon, including, but not limited to, the bonds and notes
11 issued pursuant to the Joint Resolution set forth in Section 3 of Article 6 of Chapter 23 of the
12 Public Laws of 2010. Notwithstanding any other provision of said Joint Resolution, the Rhode
13 Island turnpike and bridge authority is expressly authorized to issue bonds and notes previously
14 authorized under said Joint Resolution for the purpose of financing all expenses incurred by it for
15 the formerly authorized tolling of the Sakonnet River Bridge and the termination thereof.

16 (b) Notwithstanding any other provision of law to the contrary, all other funds in the fund
17 shall be dedicated to the department of transportation, subject to annual appropriation by the
18 general assembly. The director of transportation shall submit to the general assembly, budget
19 office and office of the governor annually an accounting of all amounts deposited in and credited
20 to the fund together with a budget for proposed expenditures for the succeeding fiscal year in
21 compliance with sections 35-3-1 and 35-3-4. On order of the director of transportation, the state
22 controller is authorized and directed to draw his or her orders upon the general treasurer for the
23 payments of any sum or portion of the sum that may be required from time to time upon receipt
24 of properly authenticated vouchers.

25 (c) At any time the amount of the fund is insufficient to fund the expenditures of the
26 department of transportation, not to exceed the amount authorized by the general assembly, the
27 general treasurer is authorized, with the approval of the governor and the director of
28 administration, in anticipation of the receipts of monies enumerated in section 31-36-20 to
29 advance sums to the fund, for the purposes specified in section 31-36-20, any funds of the state
30 not specifically held for any particular purpose. However, all the advances made to the fund shall
31 be returned to the general fund immediately upon the receipt by the fund of proceeds resulting
32 from the receipt of monies to the extent of the advances.

33 SECTION 5. Sections 31-41.1-7 and 31-41.1-11 of the General Laws in Chapter 31-41.1
34 entitled "Adjudication of Traffic Offenses" are hereby amended to read as follows:

1 **31-41.1-7. Application for dismissal based on good driving record.** -- (a) Any person
2 who has had a motor vehicle operator's license for more than three (3) years, and who has been
3 issued traffic violations which are his or her first violations within the preceding three (3) years,
4 may request a hearing seeking a dismissal of the violations based upon the operator's good
5 driving record.

6 (b) Upon submission of proper proof that the operator has not been issued any other
7 traffic violation within the past three (3) years, the charge shall, except for good cause shown or
8 as otherwise provided by law, be dismissed based upon a good driving record; provided, that the
9 operator pay a thirty-five dollar (\$35.00) administrative fee for court costs associated with the
10 dismissal. Additionally, beginning July 1, 2014, there shall be imposed a twenty-five dollar
11 (\$25.00) surcharge on all dismissals based upon a good driving record to be deposited into the
12 Rhode Island highway maintenance account.

13 (c) The traffic tribunal may not dismiss a charge pursuant to this section after six (6)
14 months from the date of disposition. For purposes of this section, a parking ticket shall not
15 constitute a prior violation.

16 (d) The following violations shall not be dismissed pursuant to this statute:

17 (1) Any violation within the original jurisdiction of superior or district court;

18 (2) A refusal to submit to a chemical test of breath, blood or urine pursuant to section 31-
19 27-2.1;

20 (3) Any violation involving a school bus;

21 (4) Any violation involving an accident where there has been property damage or
22 personal injury;

23 (5) Any speeding violation in excess of fourteen miles per hour (14 m.p.h.) above the
24 posted speed limit;

25 (6) Any violation involving child restraints in motor vehicles pursuant to section 31-22-
26 22;

27 (7) Any violation committed by a holder of a commercial license as defined in section
28 31-10.3-3 or any violation committed in a commercial motor vehicle as defined in section 31-
29 10.3-3 by an operator who does not hold a commercial license.

30 (e) If the charge is dismissed pursuant to this section, records of the dismissal shall be
31 maintained for a period of three (3) years.

32 (f) The judge or magistrate shall have the discretion to waive court costs and fees when
33 dismissing a violation pursuant to this section, with the exception of the mandatory thirty-five
34 dollars (\$35.00) administrative fee and the twenty-five dollar (\$25.00) surcharge provided for in

1 section 31-41.1-7(b).

2 SECTION 6. Section 31-47.1-11 of the General Laws in Chapter 31-47.1 entitled "Motor
3 Vehicle Emissions Inspection Program" is hereby amended to read as follows:

4 **31-47.1-11. Fees.** -- (a) Beginning in fiscal year 2015, a A fee of ~~thirty nine dollars~~
5 ~~(\$39.00)~~ fifty-five dollars (\$55.00) is to be charged for each motor vehicle inspected. The amount
6 of fees collected shall provide for the cost of the inspection, the costs of administering the motor
7 vehicle emissions inspection program and other costs provided by law. The fee must be paid for
8 each motor vehicle inspected at an emissions inspection station at the time of the inspection and is
9 payable whether a compliance certificate, waiver certificate, or no certificate is issued. There
10 shall be no fee charged for one reinspection of a vehicle that failed an initial inspection when the
11 reinspection is conducted at the AIRS that conducted the initial inspection.

12 Of the ~~thirty nine dollar (\$39.00)~~ fifty-five dollar (\$55.00) fee, nineteen dollars (\$19.00)
13 shall be retained by the inspection station owner to cover the costs of performing the inspection.
14 The remaining ~~twenty dollars (\$20.00)~~ thirty-six dollars (\$36.00) shall be remitted to the program
15 manager. The program manager shall retain no more than four dollars (\$4.00) of the fee and remit
16 no less than ~~sixteen dollars (\$16.00)~~ thirty-two dollars (\$32.00) for deposit in the ~~state general~~
17 ~~fund~~ Rhode Island highway maintenance account. Be it further provided that twenty dollars
18 (\$20.00) generated from the fee be deposited into the Rhode Island highway maintenance fund
19 according to the schedule provided in subsection (b) of § 39-18.1-5. The general assembly shall
20 annually appropriate such sums as may be required to cover the costs of administering the
21 program by the division of motor vehicles and the department of environmental management.

22 ~~(b) The general assembly shall on or before June 30th of each calendar year review the~~
23 ~~costs and fees associated with the program with the goal of eliminating all fees being directed to~~
24 ~~the general fund and to eliminate all costs and fees not directly related and necessary to pay the~~
25 ~~costs of administering the motor vehicle emission inspection program as required under 40 CFR~~
26 ~~51.354(a).~~

27 SECTION 7. Sections 39-18.1-4 and 39-18.1-5 of the General Laws in Chapter 39-18.1
28 entitled "Transportation Investment and Debt Reduction Act of 2011" are hereby amended to read
29 as follows:

30 **39-18.1-4. Rhode Island highway maintenance account created.** -- (a) There is hereby
31 created a special account in the intermodal surface transportation fund as established in section
32 31-36-20 that is to be known as the Rhode Island highway maintenance account. (b) The fund
33 shall consist of all those moneys which the state may from time to time direct to the fund,
34 including, not necessarily limited to, moneys derived from the following sources: (1) There is

1 imposed a surcharge of thirty dollars (\$30.00) per vehicle or truck, other than those with specific
 2 registrations set forth below in subsection (b)(1)(i). Such surcharge shall be paid by each vehicle
 3 or truck owner in order to register that owner's vehicle or truck and upon each subsequent
 4 biennial registration. This surcharge shall be phased in at the rate of ten dollars (\$10.00) each
 5 year. The total surcharge will be ten dollars (\$10.00) from July 1, 2013 through June 30, 2014,
 6 twenty dollars (\$20.00) from July 1, 2014 through June 30, 2015, and thirty dollars (\$30.00) from
 7 July 1, 2015 through June 30, 2016 and each year thereafter. (i) For owners of vehicles or trucks
 8 with the following plate types, the surcharge shall be as set forth below and shall be paid in full in
 9 order to register the vehicle or truck and upon each subsequent renewal:

10 Plate Type	Surcharge
11 Antique	\$5.00
12 Farm	\$10.00
13 Motorcycle	\$13.00

14 (ii) For owners of trailers, the surcharge shall be one-half (1/2) of the biennial
 15 registration amount and shall be paid in full in order to register the trailer and upon each
 16 subsequent renewal.

17 (2) There is imposed a surcharge of fifteen dollars (\$15.00) per vehicle or truck, other
 18 than those with specific registrations set forth in subsection (b)(2)(i) below, for those vehicles or
 19 trucks subject to annual registration, to be paid annually by each vehicle or truck owner in order
 20 to register that owner's vehicle, trailer or truck and upon each subsequent annual registration. This
 21 surcharge will be phased in at the rate of five dollars (\$5.00) each year. The total surcharge will
 22 be five dollars (\$5.00) from July 1, 2013 through June 30, 2014, ten dollars (\$10.00) from July 1,
 23 2014 through June 30, 2015, and fifteen dollars (\$15.00) from July 1, 2015 through June 30, 2016
 24 and each year thereafter.

25 (i) For registrations of the following plate types, the surcharge shall be as set forth below
 26 and shall be paid in full in order to register the plate, and upon each subsequent renewal:

27 Plate Type	Surcharge
28 Boat Dealer	\$6.25
29 Cycle Dealer	\$6.25
30 In-transit	\$5.00
31 Manufacturer	\$5.00
32 New Car Dealer	\$5.00
33 Used Car Dealer	\$5.00
34 Racer Tow	\$5.00

1	Transporter	\$5.00
2	Bailee	\$5.00

3 (ii) For owners of trailers, the surcharge shall be one-half (1/2) of the annual registration
4 amount and shall be paid in full in order to register the trailer and upon each subsequent renewal.

5 (iii) For owners of school buses, the surcharge will be phased in at the rate of six dollars
6 and twenty-five cents (\$6.25) each year. The total surcharge will be six dollars and twenty-five
7 cents (\$6.25) from July 1, 2013 through June 30, 2014 and twelve dollars and fifty cents (\$12.50)
8 from July 1, 2014 through June 30, 2015 and each year thereafter.

9 (3) There is imposed a surcharge of thirty dollars (\$30.00) per license to operate a motor
10 vehicle to be paid every five (5) years by each licensed operator of a motor vehicle. This
11 surcharge will be phased in at the rate of ten dollars (\$10.00) each year. The total surcharge will
12 be ten dollars (\$10.00) from July 1, 2013 through June 30, 2014, twenty dollars (\$20.00) from
13 July 1, 2014 through June 30, 2015, and thirty dollars (\$30.00) from July 1, 2015 through June
14 30, 2016 and each year thereafter. In the event that a license is issued or renewed for a period of
15 less than five (5) years, the surcharge will be prorated according to the period of time the license
16 will be valid.

17 (c) All funds collected pursuant to this section shall be deposited in the Rhode Island
18 highway maintenance account and shall be used only for the purposes set forth in this chapter.

19 (d) Unexpended balances and any earnings thereon shall not revert to the general fund but
20 shall remain in the Rhode Island highway maintenance account. There shall be no requirement
21 that monies received into the Rhode Island highway maintenance account during any given
22 calendar year or fiscal year be expended during the same calendar year or fiscal year.

23 (e) The Rhode Island highway maintenance account shall be administered by the director,
24 who shall allocate and spend monies from the fund only in accordance with the purposes and
25 procedures set forth in this chapter.

26 (4) All fees assessed pursuant to §31-47.1-11, and chapters 3, 6, 10, and 10.1 of title 31
27 shall be deposited into the Rhode Island highway maintenance account, provided that for fiscal
28 years 2016, 2017 and 2018 these fees be transferred as follows:

29 (i) From July 1, 2015 through June 30, 2016, twenty-five percent (25%) will be
30 deposited;

31 (ii) From July 1, 2016 through June 30, 2017, seventy-five percent (75%) will be
32 deposited; and

33 (iii) From July 1, 2017 and each year thereafter, one hundred percent (100%) will be
34 deposited;

1 (5) All remaining funds from previous general obligation bond issues that have not
2 otherwise been allocated.

3 **39-18.1-5. Allocation of funds.** -- (a) The monies in the highway maintenance fund to
4 be directed to the department of transportation pursuant to subdivision (a)(1) of this section shall
5 be allocated through the transportation improvement program process to provide the state match
6 for federal transportation funds, in place of borrowing, as approved by the state planning council.
7 The expenditure of moneys in the highway maintenance fund shall only be authorized for projects
8 that appear in the state's transportation improvement program.

9 (b) Provided however, that beginning with fiscal year 2015 and annually thereafter, the
10 department of transportation will allocate necessary funding to programs that are designed to
11 eliminate structural deficiencies of the state's bridge, road and maintenance systems and
12 infrastructure.

13 (c) Provided further that beginning July 1, 2015, five percent (5%) of available proceeds
14 in the Rhode Island Highway maintenance account shall be allocated annually to the Rhode
15 Island public transit authority for operating expenditures.

16 SECTION 8. This article shall take effect upon passage.

17