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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES -- OPERATORS' AND CHAUFFEURS'
LICENSES

Introduced By: Senators E O'Neill, Pinga, Sheehan, Raptakis, and Maher

Date Introduced: February 11, 2010

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Sections 31-10-6, 31-10-6.1, 31-10-6.4 and 31-10-19 of the General Laws
2 in Chapter 31-10 entitled "Operators' and Chauffeurs' Licenses" are hereby amended to read as
3 follows:

4 **31-10-6. Graduated licensing for person under the age of eighteen (18).** -- (a)

5 Purpose. - To ensure that license holders have sufficient training and experience and to promote
6 safe, responsible driving, persons under the age of eighteen (18) shall be granted driving
7 privileges on a limited basis as follows:

8 (1) Level 1 -- Limited instruction permit.

9 (2) Level 2 -- Limited provisional license.

10 (3) Level 3 -- Full operator's license.

11 (b) Requirements and privileges. - A permit or license issued pursuant to this section
12 must have a color background or border that indicates the level of driving privileges granted by
13 the permit or license.

14 (1) Limited instruction permit. - Any person who is at least sixteen (16) years of age but
15 less than eighteen (18) years of age may apply to the division of motor vehicles for a limited
16 instruction permit. The division of motor vehicles may, after the applicant has successfully
17 completed a course of driver training prescribed in section 31-10-19 and passed a standardized
18 written examination approved by the administrator of the division of motor vehicles or otherwise

1 complied with the requirements of section 31-10-21, issue to the applicant a limited instruction
2 permit which shall entitle the applicant to drive a motor vehicle only under the following
3 conditions:

4 (i) The permit holder must be in possession of the permit;

5 (ii) A supervising driver must be seated beside the permit holder in the front seat of the
6 vehicle when it is in motion;

7 (iii) No person other than the supervising driver can be in the front seat; The only other
8 passengers allowed in the vehicle shall be immediate family members;

9 (iv) Every person occupying the vehicle being driven by the permit holder must have a
10 safety belt properly fastened about his or her body, or be restrained by a child passenger restraint
11 system as provided in section 31-22-22 when the vehicle is in motion;

12 (v) The permittee shall wear a safety belt at all times unless the permittee provides the
13 division of motor vehicles with a statement from a physician indicating that for medical reasons
14 the permittee cannot wear a safety belt. A limited instruction permit shall be valid for a period of
15 one year, and may be extended for a reasonable period of time if the holder of the permit provides
16 the division of motor vehicles with evidence of a hardship. Any person who is at least sixteen
17 (16) years of age and is enrolled in a commercial drivers' school or in a regularly recognized
18 secondary school or college driver training program which is approved by the division of motor
19 vehicles shall not be required to have a limited instruction permit while operating a dual-control
20 training vehicle regularly used by that school in its driver training program and while a regular
21 instructor in that school or program is occupying the seat beside that person.

22 (vi) The permit holder is prohibited from engaging in any type of communication
23 utilizing a cell or other type of hand held phone. Any person who violates the provisions of this
24 paragraph shall be subject to the penalties of Rhode Island general law section 31-10-6.4.

25 (2) Limited provisional license. - A person may obtain a limited provisional license if the
26 person meets all of the following requirements:

27 (i) (A) Has held a limited instruction permit issued by the division of motor vehicles for
28 at least six (6) months;

29 (B) Has not been convicted of a motor vehicle moving violation, a violation of Rhode
30 Island general law section 31-10-6.4 (passenger and nighttime driving restrictions), or a seat belt
31 infraction during the preceding six (6) months. If the person has been convicted of either: (I) A
32 motor vehicle moving violation; (II) A violation of Rhode Island general law section 31-10-6.4;
33 or (III) A seat belt infraction, he or she shall be summoned to appear before the Rhode Island
34 Traffic Tribunal for a hearing pursuant to Rhode Island general law subsection 31-10-26(e). ☒

1 ~~seat belt infraction during the preceding six (6) months;~~

2 (C) Passes a road test administered by the division of motor vehicles and shall also meet
3 the requirements of subsection (iii) herein.

4 (ii) A limited provisional license authorizes the license holder to drive a motor vehicle
5 only under the following conditions:

6 (A) The license holder must be in possession of the license.

7 (B) The license holder may drive without supervision in any of the following
8 circumstances:

9 (I) From 5:00 a.m. to 1:00 a.m.;

10 (II) When driving to or from work;

11 (III) When driving to or from an activity of a volunteer fire department, volunteer rescue
12 squad or volunteer emergency medical service, if the driver is a member of one of these
13 organizations.

14 (C) The license holder may drive with supervision at any time. When the license holder
15 is driving with supervision, the supervising driver must be seated beside the license holder in the
16 front seat of the vehicle when it is in motion.

17 (D) Every person occupying the vehicle being driven by the license holder must have a
18 safety belt properly fastened about his or her body, or be restrained by a child safety passenger
19 restraint system as provided in section 31-22-22 when the vehicle is in motion.

20 (iii) In addition to meeting the requirements of paragraph (i) of this subdivision, a person
21 under the age of eighteen (18) years seeking to obtain a provisional license shall present with his
22 or her application a statement signed by the person's parent or guardian stating that the applicant
23 has obtained a minimum of fifty (50) hours of experience with ten (10) of those at night as a
24 driver while driving with a supervising driver. These fifty (50) hours may include driving lessons
25 with a commercial driving school or any other supervised driving.

26 (iv) During the first twelve (12) months of a limited provisional license no more than one
27 passenger younger than twenty-one (21) years of age is allowed in the vehicle. Immediate
28 family/household members are excepted from this subsection. Any person who violates the
29 provisions of this paragraph shall be subject to the penalties of Rhode Island general law section
30 31-10-6.4.

31 (3) Full operator's license. - (i) A person who is at least seventeen (17) years old but less
32 than eighteen (18) years old may apply for and obtain a full operator's license if the person meets
33 all of the following requirements:

34 (i) (A) Has held a limited provisional license issued by the division of motor vehicles for

1 at least twelve (12) months;

2 (B) Has not been convicted of a motor vehicle moving violation, a violation of Rhode
3 Island general law section 31-10-6.4 (passenger and nighttime driving restrictions), or seat belt
4 infraction during the preceding six (6) months. If the person has been convicted of either: (I) A
5 motor vehicle moving violation; (II) A violation of Rhode Island general law section 31-10-6.4;
6 or (III) A seat belt infraction, he or she shall be summoned to appear before the Rhode Island
7 Traffic Tribunal for a hearing pursuant to Rhode Island general law subsection 31-10-26(e). ~~or~~
8 ~~seat belt infraction during the preceding six (6) months.~~

9 (ii) A person who meets the requirements of this section may obtain a full operator's
10 license by mail. The restrictions on Level 1 and Level 2 drivers concerning time of driving,
11 supervision and passenger limitations do not apply to a full operator's license.

12 **31-10-6.1. Supervising driver.** -- A supervising driver must be the parent, guardian,
13 licensed foster parent or adult or a certified driver education instructor. A supervising driver must
14 be a licensed driver who has been licensed to drive for five (5) years. and who has not had his or
15 her driver's license suspended in the past five (5) years.

16 **31-10-6.4. Violations.** -- (a) It is unlawful for the holder of a limited learner's permit, a
17 temporary permit or a limited provisional license to drive a motor vehicle in violation of the
18 restrictions that apply to that permit or license. Failure to comply with a restriction concerning
19 time of driving or the presence of a supervising driver in the vehicle constitutes operating a motor
20 vehicle without a license. ~~Failure to comply with any other restriction, including seating and~~
21 ~~passenger limitations, is an infraction punishable by a monetary fine of eighty five dollars~~
22 ~~(\$85.00) for the first offense, ninety five dollars (\$95.00) for the second offense, and one hundred~~
23 ~~dollars (\$100.00) for a third or any subsequent offenses.~~

24 (b) No person under eighteen (18) years of age shall use a mobile telephone, a hands-free
25 mobile telephone or a mobile electric device while operating a motor vehicle on any public way.
26 A driver under eighteen (18) years of age who holds a mobile telephone, a hands-free mobile
27 telephone or a mobile electronic device while operating a vehicle shall be presumed to be using
28 said telephone or device under this section. This presumption may be rebuttable by evidence
29 tending to show that the person was not using said telephone or device. For purposes of this
30 subsection, a person under eighteen (18) years of age shall not be considered to be operating a
31 motor vehicle if the vehicle is stationary and not located in a part of the roadway intended for
32 travel.

33 (c) A person under eighteen (18) years of age who violates the preceding subsection shall
34 be punished pursuant to this section. It shall be an affirmative defense for a person to produce

1 documentary or other evidence that the use of a mobile telephone that is the basis of the alleged
2 violation was made for emergency purposes, including, but not limited to, an emergency call to a
3 law enforcement agency, health care provider, fire department or other emergency services
4 agency or entity.

5 (d) Failure to comply with any restrictions, including passenger limitations and use of cell
6 phones, shall result in the following penalties:

7 (1) A first (1st) violation shall result in the following penalties:

8 (i) The person's limited instruction permit or limited provisional license shall be
9 suspended for thirty (30) days. Additionally, a monetary fine in the amount of two hundred
10 dollars (\$200) and twenty-five (25) hours of community service shall be assessed. The sentencing
11 judge shall require driving retraining and/or a referral to the (RYDD) Reducing Youthful
12 Dangerous Driving program.

13 (2) For a second (2nd) violation, the person's limited instruction permit or limited
14 provisional license shall be suspended for three (3) months. Additionally, a monetary fine in the
15 amount of two hundred dollars (\$200) and twenty-five (25) hours of community service shall be
16 assessed. The sentencing judge shall require driving retraining and/or a referral to the (RYDD)
17 Reducing Youthful Dangerous Driving program.

18 (i) A second (2nd) or subsequent violation of the seating and passenger limitations
19 restriction shall be a violation occurring anytime during the person's possession of a limited
20 instruction permit or provisional license.

21 (3) For a third (3rd) violation, the person's limited instruction permit or limited provisional
22 license shall be suspended for six (6) months. Additionally, a monetary fine in the amount of
23 three hundred fifty dollars (\$350) and fifty (50) hours of community service shall be assessed.
24 The sentencing judge or magistrate shall require driving retraining and a referral to the (RYDD)
25 Reducing Youthful Dangerous Driving program.

26 (4) For a fourth (4th) violation, the person's limited instruction permit or limited
27 provisional license shall be suspended one year, or until age eighteen (18), whichever is later.
28 Additionally, a monetary fine in the amount of five hundred dollars (\$500) and seventy-five (75)
29 hours of community service shall be assessed.

30 (e) No suspensions, assessments, or referrals to community service, driving retraining or
31 to the (RYDD) Reducing Youthful Dangerous Driving program under this section may be
32 suspended, shortened, altered, or changed.

33 (f) Upon suspending a license or permit as provided in subdivision (1), (2), (3) or (4) of
34 this subsection (d), the Rhode Island Traffic Tribunal shall immediately notify the person

1 involved, in writing, as well as the custodial parent if the person is under the age of eighteen (18)
2 years.

3 (g) The police department which charges any person holding a limited instruction permit
4 or limited provisional license with any violation of seating and passenger limitations, shall
5 ascertain the name and address of the custodial parent of the person and shall notify the parent in
6 writing within ten (10) days of the charge.

7 (h) The division of motor vehicles, upon issuing a limited instruction permit or limited
8 provisional license to a person sixteen (16) or seventeen (17) years of age, shall provide a written
9 notice of the penalties provided by this section. Notice shall also be provided to the person or
10 other responsible party who signs the application for a limited instruction permit.

11 (i) The Rhode Island Traffic Tribunal shall have exclusive jurisdiction over any violation
12 of this statute, and upon conviction, shall notify the division of motor vehicles of the name and
13 address, as well as violation of the person. Any violation(s) of this section shall not be considered
14 a criminal offense.

15 (j) This section shall be known as Marissa's Law.

16 **31-10-19. Driver education -- Traffic safety education.** -- (a) The Community College
17 of Rhode Island shall provide thirty-three (33) hours of classroom instruction for applicants or
18 prospective applicants, not more than twenty-one (21) years of age for a limited instruction
19 permit or license. The instruction shall include eight (8) hours, specifically for instruction on the
20 effects of alcohol and drugs on a driver, and the instruction shall be given by a person eligible for
21 a teacher's certificate issued under the authority of the state board of regents and which course of
22 instruction shall be approved by the board of governors for higher education. The instruction shall
23 also include two (2) hours specifically for instruction on the effects and dangers of speeding, and
24 the instruction shall be given by a person eligible for a teacher's certificate issued under the
25 authority of the state board of regents and which course of instruction shall be approved by the
26 board of governors for higher education.

27 The applicant's parent or guardian, or designee where applicable, shall participate in not
28 less than two (2) hours of instruction on the content of driver education curriculum. The registrar
29 shall promulgate regulations to establish the appropriate method of providing the instruction and
30 to enforce compliance. The regulations shall exempt a parent or guardian, or designee where
31 appropriate, from receiving the instruction if he/she has participated within the preceding five (5)
32 years. If the applicant's parent, guardian, or designee does not attend the two (2) hours of
33 instruction, the applicant shall not be eligible for a certificate.

34 In case of emergency, the President of the Community College of Rhode Island may

1 declare, when no certified instructor is available to teach, an individual eligible to teach at the
2 Community College of Rhode Island who has taken the required course of instruction in driver
3 education, may provide driver education instruction. All driver education programs shall include
4 information concerning the Anatomical Gift Act, chapter 18.6 of title 23, and information on
5 donor cards pursuant to the applicable provisions of chapter 18.6 of title 23. The board of
6 governors for higher education shall ensure that each person properly certified and approved to
7 instruct driver education courses shall be given an equal opportunity for employment as an
8 instructor within the driver education program. No person teaching driver education under this
9 section shall own, be employed by, or be associated with a commercial driving school.

10 (b) Driver education instruction shall be available to any eligible resident applicant not
11 less than fifteen (15) years and ten (10) months of age.

12 (c) That the state shall also provide a separate program of instruction, as previously set
13 forth in this section, for special needs students whose individual education plan (IEP) indicates a
14 need for a separate program of instruction.

15 (d) The Community College of Rhode Island shall provide a driver training program for
16 physically handicapped drivers. The program shall instruct the physically handicapped driver in
17 the operation of adapted vehicles for the handicapped. The adapted vehicles are to be provided by
18 the handicapped individual. A physically handicapped person must be certified by a licensed
19 physician that he or she is physically handicapped and possesses sufficient potential to become a
20 competent motor vehicle operator. The Community College of Rhode Island shall establish a
21 tuition fee sufficient to cover the cost of the program.

22 (e) A tuition or enrollment fee shall be required to be paid by an eligible applicant in
23 accordance with rules and regulations of the board of governors for higher education; provided,
24 that personal checks shall be an acceptable method of payment of the tuition or enrollment fee.
25 The tuition or enrollment fee shall be deposited in a restricted receipt account established to pay
26 any and all costs associated with the driver education program at the Community College of
27 Rhode Island and administered by the Community College of Rhode Island.

28 (f) The board of governors for higher education is authorized to establish administrative
29 regulations to further implement this section.

30 (g) The Community College of Rhode Island shall establish tuition fees sufficient to
31 cover the cost of the program and the administration of the driver education program. All
32 positions established to implement the driver education program and funded in full by driver
33 education program fees shall be exempt from the full-time equivalency cap established in Article
34 1 of the Appropriations Act, provided, however, that the board of governors shall report by June

1 1, 2004, the actual number of filled positions funded exclusively by driver education fees to the
2 chairperson of the house finance committee, the chairperson of the senate finance committee and
3 the state budget officer.

4 (h) The board of governors for higher education shall provide for an optional and
5 voluntary course of instruction for the applicant's parent, guardian, or designee where applicable,
6 on the content of the driver education curriculum and the requirements for the graduated licensing
7 for persons under the age of eighteen (18) as contained in section 31-10-6. The community
8 college of Rhode Island shall be responsible to develop the course of instruction and content for
9 the parent instruction, or may approve a similar course of instruction, such as AAA's course, as
10 equivalent to it, and shall promulgate regulations and establish the appropriate method of
11 providing the instruction.

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

14 **31-41.1-4. Schedule of violations.** -- (a) The penalties for violations of the enumerated
15 sections, listed in numerical order, correspond to the fines described. However, those offenses for
16 which punishments which may vary according to the severity of the offense, or punishment which
17 require the violator to perform a service, shall be heard and decided by the traffic tribunal or
18 municipal court. The following violations may be handled administratively through the method
19 prescribed in this chapter, except for those violations committed by persons under the age of
20 eighteen (18), which shall require a hearing before a judge or magistrate of the traffic tribunal

21 This list is not exclusive and jurisdiction may be conferred on the traffic tribunal with regard to
22 other violations.

23 VIOLATIONS SCHEDULE

24	8-8.2-2	DOT, DEM, or other agency and department violations	\$85.00
25	24-10-17	Soliciting rides in motor vehicles	85.00
26	24-10-18	Backing up prohibited	85.00
27	24-10-20	Park and ride lots	85.00
28	24-12-37	Nonpayment of toll	100.00
29	31-3-12	Visibility of plates	85.00
30	31-3-18	Display of plates	85.00
31	31-3-32	Driving with expired registration	85.00
32	31-3-34	Failure to notify division of change of address	85.00
33	31-3-35	Notice of change of name	85.00
34	31-3-40	Temporary plates - dealer issued	85.00

1	31-4-3	Temporary registration - twenty (20) day bill of sale	85.00
2	31-10-10	Rules as to armed forces license	85.00
3	31-10-30	Driving on expired license	85.00
4	31-10-32	Notice of change of address	85.00
5	31-10.1-4	No motorcycle helmet (operator)	85.00
6	31-10.1-5	Motorcycle handlebar violation	85.00
7	31-10.1-6	No motorcycle helmet (passenger)	85.00
8	31-10.1-7	Inspection of motorcycle required	85.00
9	31-12-12	Local motor vehicle ordinance	85.00
10	31-13-04	Obedience to devices	85.00
11	31-13-6(3)(i)	Eluding traffic light	85.00
12	31-13-09	Flashing signals	85.00
13	31-13-11	Injury to signs or devices	85.00
14	31-14-1	Reasonable and prudent speed	95.00
15	31-14-03	Condition requiring reduced speed	95.00
16	31-14-09	Below minimum speed	95.00
17	31-14-12	Speed limit on bridges and structures	95.00
18	31-15-1	Leaving lane of travel	85.00
19	31-15-2	Slow traffic to right	85.00
20	31-15-3	Operator left of center	85.00
21	31-15-4	Overtaking on left	85.00
22	31-15-5(a)	Overtaking on right	85.00
23	31-15-6 C	clearance for overtaking	85.00
24	31-15-7	Places where overtaking prohibited	85.00
25	31-15-8	No passing zone	85.00
26	31-15-9	One way highways	85.00
27	31-15-10	Rotary traffic islands	85.00
28	31-15-11	Laned roadway violation	85.00
29	31-15-12	Following too closely	85.00
30	31-15-12.1	Entering intersection	100.00
31	31-15-13	Crossing center section of divided highway	85.00
32	31-15-14	Entering or leaving limited access roadways	85.00
33	31-15-16	Use of emergency break-down lane for travel	85.00
34	31-15-17	Crossing bicycle lane	85.00

1	31-16-1	Care in starting from stop	85.00
2	31-16-2	Manner of turning at intersection	85.00
3	31-16-4	U turn where prohibited	85.00
4	31-16-5	Turn signal required	85.00
5	31-16-6	Time of signaling turn	85.00
6	31-16-7	Failure to give stop signal	85.00
7	31-16-8	Method of giving signals	85.00
8	31-16.1-3	Diesel vehicle idling rules:	
9		first offense not to exceed	100.00
10		second and subsequent offense not to exceed	500.00
11	31-17-1	Failure to yield right of way	85.00
12	31-17-2	Vehicle turning left	85.00
13	31-17-3	Yield right of way (intersection)	85.00
14	31-17-4	Obedience to stop signs	85.00
15	31-17-5	Entering from private road or driveway	85.00
16	31-17-6	Failure to yield to emergency vehicles	85.00
17	31-17-8	Vehicle within right of way, rotary	85.00
18	31-17-9	Yielding to bicycles on bicycle lane	85.00
19	31-18-3	Right of way in crosswalks:	
20		first violation	85.00
21		second violation or any subsequent violation	100.00
22	31-18-5	Crossing other than at crosswalks	85.00
23	31-18-8	Due care by drivers	85.00
24	31-18-12	Hitchhiking	85.00
25	31-18-18	Right of way on sidewalks	85.00
26	31-19-3	Traffic laws applied to bicycles	85.00
27	31-19-20	Sale of new bicycles	85.00
28	31-19-21	Sale of used bicycles	85.00
29	31-19.1-2	Operating motorized bicycle on an interstate highway	85.00
30	31-19.2-2	Operating motorized tricycle on an interstate highway	85.00
31	31-20-1	Failure to stop at railroad crossing	85.00
32	31-20-2	Driving through railroad gate	85.00
33	31-20-9	Obedience to stop sign	85.00
34	31-21-4	Places where parking or stopping prohibited	85.00

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

1	31-23-13	Muffler required	85.00
2	31-23-13.1	Altering height or operating a motor vehicle with an altered height	85.00
3	31-23-14	Prevention of excessive fumes or smoke	85.00
4	31-23-16	Windshield and window stickers (visibility)	85.00
5	31-23-17	Windshield wipers	85.00
6	31-23-19	Metal tires prohibited	85.00
7	31-23-20	Protuberances on tires	85.00
8	31-23-26	Fenders and wheel flaps required	85.00
9	31-23-27	Rear wheel flaps on buses, trucks and trailers	85.00
10	31-23-29	Flares or red flag required over four thousand pounds (4,000 lbs.)	85.00
11	31-23-40	Approved types of seat belt requirements	85.00
12	31-23-42.1	Special mirror - school bus	85.00
13	31-23-43	Chocks required (1 pair) - over four thousand pounds (4,000 lbs.)	85.00
14	31-23-45	Tire treads - defective tires	85.00
15	31-23-47	Slow moving emblem required	85.00
16	31-23-49	Transportation of gasoline - passenger vehicle	85.00
17	31-23-51	Operating bike or motor vehicle wearing ear phones:	(first offense)
18			85.00
19			second offense
20			95.00
21			140.00 for the third
22			and each subsequent offense
23	31-24-1	Times when lights required	85.00
24	through		
25	31-24-54		
26	31-25-03	Maximum width of one hundred and two inches (102") exceeded	85.00
27	31-25-04	Maximum height of one hundred sixty-two inches (162") exceeded	85.00
28	31-25-06	Maximum number and length of coupled vehicles	500.00
29	31-25-07	Load extending three feet (3') front, six feet (6') rear exceeded	85.00
30	31-25-9	Leaking load	85.00
31	31-25-11	Connections between coupled vehicles	85.00
32	31-25-12	Towing chain, twelve inch (12") square flag required	85.00
33	31-25-12.1	Tow truck - use of lanes (first offense):	85.00
34		second offense	95.00

1			100.00 for the third
2			and each subsequent offense
3	31-25-14(d)(1)	Maximum weight and tandem axles	125.00
4	31-25-14(d)(2)	Maximum weight and tandem axles	125.00
5	31-25-14(d)(3)	Maximum weight and tandem axles	125.00
6	31-25-16(c)(2)	Maximum weight shown in registration:	85.00 per thousand lbs.
7			overweight or portion thereof.
8	31-25-16(c)(3)	Maximum weight shown in registration	125.00 per thousand lbs.
9			overweight or portion thereof.
10	31-25-16(c)(4)	Maximum weight shown in registration:	Plus (1,025.00)
11			\$125.00 per thousand lbs.
12			overweight or portion thereof.
13	31-25-17	Identification of trucks and truck-tractors (first offense):	85.00
14		(second offense)	95.00
15			125.00 for the third
16			and subsequent offenses
17	31-25-24	Carrying and inspection of excess load limit	175.00
18	31-25-27(c)	Maximum axle	3,000.00 (first offense)
19			not to exceed
20			5,000.00 for each and
21			every subsequent offense
22	31-25-30	Maximum axle Pawtucket River Bridge and	
23		Sakonnet River Bridge:	3,000.00 (first offense)
24			not to exceed
25			5,000.00 for each and
26			every subsequent offense
27	31-27-2.3	Refusal to take preliminary breath test	85.00
28	31-28-7(d)	Wrongful use of handicapped parking placard	500.00
29	31-28-7(f)	Handicapped parking space violation:	
30		First offense	100.00
31		Second offense	175.00
32		Third offense and subsequent offenses	325.00
33	31-28-7.1(e)	Wrongful use of institutionalhandicapped parking placard	125.00
34	31-33-2	Failure to file accident report	85.00

1	31-36.1-17	No fuel tax stamp (out-of-state)	85.00 and not
2			exceeding (100)
3			for subsequent offense
4	31-38-3	No inspection sticker	85.00
5	31-38-4	Violation of inspection laws	85.00
6	31-47.2-06	Heavy-duty vehicle emission inspections:	
7		First offense	125.00
8		Second offense	25.00
9		Third and subsequent offenses	1,025.00
10	37-15-7	Littering:	not less than
11			55.00
12			not more than
13			five hundred dollars (\$500)
14	39-12-26	Public carriers violation	300.00
15		SPEEDING Fine	
16		(A) One to ten miles per hour (1-10 mph) in excess of posted speed limit	95.00
17		(B) Eleven miles per hour (11 mph) in excess of posted speed limit with a fine	
18		of ten dollars (\$10) per mile in excess of speed limit shall be assessed.	205.00
19			minimum
20		(b) In addition to any other penalties provided by law, a judge may impose the following	
21		penalties for speeding:	
22		(1) For speeds up to and including ten miles per hour (10 mph) over the posted speed	
23		limit on public highways, a fine as provided for in subsection (a) of this section for the first	
24		offense, ten dollars (\$10.00) per mile for each mile in excess of the speed limit for the second	
25		offense if within twelve (12) months of the first offense, and fifteen dollars (\$15.00) per mile for	
26		each mile in excess of the speed limit for the third and any subsequent offense if within twelve	
27		(12) months of the first offense. In addition, the license may be suspended up to thirty (30) days.	
28		(2) For speeds in excess of ten miles per hour (10 mph) over the posted speed limit on	
29		public highways, a mandatory fine of ten dollars (\$10.00) for each mile over the speed limit for	
30		the first offense, fifteen dollars (\$15.00) per mile for each mile in excess of the speed limit for the	
31		second offense if within twelve (12) months of the first offense, and twenty dollars (\$20.00) per	
32		mile for each mile in excess of the speed limit for the third and subsequent offense if within	
33		twelve (12) months of the first offense. In addition, the license may be suspended up to sixty (60)	
34		days.	

1 (c) Any person charged with a violation who pays the fine administratively pursuant to
2 chapter 8.2 of title 8 shall not be subject to any additional costs or assessments, including, but not
3 limited to, the hearing fee established in section 818-4 or assessment for substance abuse
4 prevention.

5 (d) The following violations, as they pertain to drivers under age eighteen (18), shall be
6 known as Marissa's Law.

7 (1) For any speeding violation committed by a person under the age of eighteen (18) who
8 has a limited instruction permit, limited provisional license, or full license, for speeds up to and
9 including ten miles per hour (10 mph) over the posted speed limit on public highways, the person
10 shall be fined two hundred fifty dollars (\$250), shall be ordered to attend the (RYDD) Reducing
11 Youthful Dangerous Driving program, and shall be ordered to serve twenty-five (25) hours of
12 community service, for the first (1st) offense.

13 (2) For a second (2nd) speeding offense committed while the person is under the age of
14 eighteen (18), or while the person has a limited instruction permit, limited provisional license, or
15 full license, for speeds up to and including ten miles per hour (10 mph) over the posted speed
16 limit on public highways, a fine of ten dollars (\$10.00) per mile for each mile in excess of the
17 speed limit shall be assessed. In addition to any other penalty that may be imposed, the person
18 shall have his or her limited instruction permit, limited provisional license, or full license
19 suspended for a period of sixty (60) days. The person shall also be ordered to attend the (RYDD)
20 Reducing Youthful Dangerous Driving program and driver retraining and shall be ordered to
21 serve fifty (50) hours of community service.

22 (3) For a third (3rd) speeding offense committed while the person is under the age of
23 eighteen (18), or while the person has a limited instruction permit, limited provisional license, or
24 full license, for speeds up to and including ten miles per hour (10 mph) over the posted speed
25 limit on public highways, a fine of twenty dollars (\$20.00) per mile for each mile in excess of the
26 speed limit shall be assessed. In addition to any other penalty that may be imposed, the person
27 shall have his or her limited instruction permit, limited provisional license, or full license
28 suspended for a period of one year, or until the person shall reach the age of nineteen (19),
29 whichever is later. The person shall also be ordered to attend the (RYDD) Reducing Youthful
30 Dangerous Driving program and driver retraining and shall be ordered to serve fifty (50) hours of
31 community service.

32 (e) For any speeding violation committed by a person under the age of eighteen (18) who
33 has a limited instruction permit, limited provisional license, or full license, for speeds in excess of
34 ten miles per hour (10 mph) over the posted speed limit on public highways, the person shall be

1 fined two hundred fifty dollars (\$250), shall be ordered to attend the (RYDD) Reducing Youthful
2 Dangerous Driving program, and shall be ordered to serve twenty-five (25) hours of community
3 service, for the first (1st) offense. In addition to any other penalty that may be imposed, the person
4 shall have his or her limited instruction permit, limited provisional license, or full license
5 suspended for a period of thirty (30) days.

6 (1) For a second (2nd) speeding offense committed while the person is under the age of
7 eighteen (18), or while the person has a limited instruction permit, limited provisional license, or
8 full license, for speeds in excess of ten miles per hour (10 mph) over the posted speed limit on
9 public highways, a fine of twenty dollars (\$20.00) per mile for each mile in excess of the speed
10 limit shall be assessed. In addition to any other penalty that may be imposed, the person shall
11 have his or her limited instruction permit, limited provisional license, or full license suspended
12 for a period of ninety (90) days. The person shall also be ordered to attend the (RYDD) Reducing
13 Youthful Dangerous Driving program and driver retraining and shall be ordered to serve fifty (50)
14 hours of community service.

15 (2) For a third (3rd) speeding offense committed while the person is under the age of
16 eighteen (18), or while the person has a limited instruction permit, limited provisional license, or
17 full license, for speeds in excess of ten miles per hour (10 mph) over the posted speed limit on
18 public highways, a fine of twenty dollars (\$20.00) per mile for each mile in excess of the speed
19 limit shall be assessed. In addition to any other penalty that may be imposed, the person shall
20 have his or her limited instruction permit, limited provisional license, or full license suspended
21 for a period of one year, or until the person shall reach the age of nineteen (19) whichever is later.
22 The person shall also be ordered to attend the (RYDD) Reducing Youthful Dangerous Driving
23 program and driver retraining and shall be ordered to serve fifty (50) hours of community service.

24 (f) For any non-speeding moving violation committed by a person under the age of
25 eighteen (18) who has a limited instruction permit, limited provisional license, or full license, the
26 person shall be fined according to the schedule listed in subsection (a). In addition, the person
27 shall be ordered to attend the (RYDD) Reducing Youthful Dangerous Driving program and/or
28 perform twenty-five (25) hours of community service, for the first (1st) offense.

29 (1) For a second (2nd) or subsequent non-speeding moving violation committed while the
30 person is under the age of eighteen (18), or while the person has a limited instruction permit,
31 limited provisional license, or full license, a fine of two hundred (\$200) dollars shall be assessed.
32 In addition to any other penalty that may be imposed, the person shall have his or her limited
33 instruction permit, limited provisional license, or full license suspended for a period of ninety
34 (90) days for a second violation, and one hundred eighty (180) days for a third (3rd) or subsequent

1 violation. The person shall also be ordered to attend the (RYDD) Reducing Youthful Dangerous
2 Driving program and driver retraining and shall be ordered to serve fifty (50) hours of community
3 service. Nothing herein shall be construed so as to limit the court's ability to impose any other
4 penalty as provided by any other law.

5 SECTION 3. 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 -- OPERATORS' AND CHAUFFEURS'
LICENSES

- 1 This act would provide additional restrictions and would increase penalties when drivers
- 2 under the age of eighteen (18) violate motor vehicle laws.
- 3 This act would take effect upon passage.

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LC01858
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