

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 176

Approved March 13, 1986

RESOLVED, That the Providence City Council
endorses passage, at the 1986 Session of the
General Assembly, of "An Act Relating to
Parking Ticket Scofflaws."
(Draft of Act Appended)

IN CITY COUNCIL

MAR 6 1986

READ AND PASSED

[Signature] PRES.
[Signature] CLERK

APPROVED
MAR 13
[Signature]

S T A T E O F R H O D E I S L A N D

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1986

A N A C T

RELATING TO PARKING TICKET SCOFFLAWS

Introduced By:

Date Introduced:

Referred To:

It is enacted by the General Assembly as follows:

SECTION 1. Chapter 31-28 of the General Laws entitled "Parking Facilities and Privileges" is hereby amended by adding thereto the following sections:

31-28-9. Owner's liability for parking tickets. -- Whenever any motor vehicle shall be parked illegally, the owner of the motor vehicle shall be jointly and individually liable with the operator for the payment of any fines imposed unless the owner of said vehicle has prima facie proof that the vehicle was parked illegally by another person not operating the vehicle with consent. Any district court or municipal court citation for a non-moving violation shall be deemed admitted and defaulted after two notices unanswered by the owner.

31-28-10. Scofflaw license suspension. -- (a) The operator's license and the owner of any motor vehicle may be suspended after notice and hearing by an order of the district court or of a municipal court for a time period up to sixty (60) days upon the following conditions:

(i) The owner has been cited for five or more non-moving violations by the owner's vehicle and each of those violations has remained unanswered for more than sixty (60) days.

(ii) Notice of each of those violations has been mailed to the address of registration of the motor vehicle.

(iii) Notice of intent to suspend has been mailed to the owner at the address of the registered motor vehicles informing the owner of a hearing date to contest the intended suspension.

(iv) A hearing is provided no earlier than fourteen (14) days after mailing of the notice of hearing.

(v) A suspension shall become effective upon receipt of the notice of suspension from the district or municipal court at the division of motor vehicles. Any such suspension by a municipal court may be appealed to the district court within thirty (30) days of the date of suspension if payment is made to that court for non-moving fines outstanding. Such appeal shall stay the suspension until further action by the district court. The district or municipal courts are further empowered by the City police department to authorize the imposition of a clam upon the motor vehicle with five or more violations in default or the towing and storage of said vehicle.

SECTION 2. This act shall take effect upon passage.

EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

RELATING TO PARKING TICKET SCOFFLAWS

This act would clarify the owner of motor vehicles's responsibility to pay a parking ticket which has remained unanswered after two (2) citations.

It would further authorize the District Court and the Municipal Court in certain limiting conditions to suspend a driver's license of an individual who has had five (5) or more traffic tickets outstanding for more than sixty (60) days or to tow such a vehicle or to place a clamp upon its wheels.

This act would take effect upon passage.