

RESOLUTION OF THE CITY COUNCIL

No. 222

Approved May 13, 1992

WHEREAS, The City Council of the City of Providence recognizes the need to give State or Local Police the authority to clear an immobilized vehicle in an emergency, without Liability,

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Providence requests that the Rhode Island General Assembly enact Senate Bill 92-S 1895 entitled: "AN ACT RELATING TO CONSTRUCTION AND MAINTENANCE OF STATE ROADS" provided that the content remains substantially the same as set forth in the attached Act.

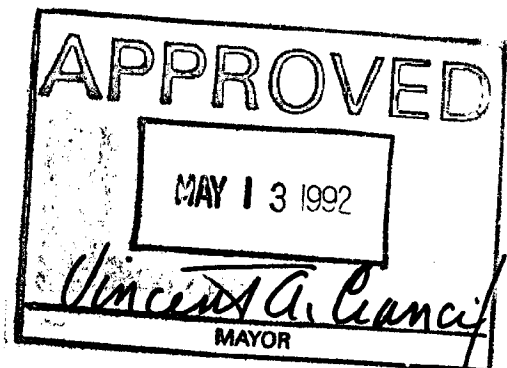
IN CITY COUNCIL

MAY 7 1992

READ AND PASSED

James P. Rosinelli
PRES.

Michael L. Clement
CLERK



DS2024

92-S 1895

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 1992

A N A C T

RELATING TO CONSTRUCTION AND MAINTENANCE
OF STATE ROADS

92 - S 1895

Introduced By: Senators Sabatini and
MillerDate Introduced: February 6, 1992Referred To: Joint Committee on
Highway Safety

It is enacted by the General Assembly as follows:

1 SECTION 1. CHAPTER 24-8 OF THE GENERAL LAWS ENTITLED "CONSTRUC-
 2 TION AND MAINTENANCE OF STATE ROADS" IS HEREBY AMENDED BY ADDING
 3 THERE TO THE FOLLOWING SECTION:

4 24-8-42. Emergency management -- Lane clearance. -- Whenever any
 5 public safety agency through the legitimate exercise of its police
 6 powers determines that an emergency is caused by the immobilization of
 7 any vehicle(s) on the interstate system or limited access highway, as
 8 defined in 31-1-23(g), resulting in lane blockage and posing a threat
 9 to public safety, public safety agencies and those acting at their
 10 direction or request shall have emergency authority to move the
 11 immobilized vehicle(s).

12 There shall be no liability incurred by any state or local public
 13 safety department or agents directed by them whether those agents are
 14 public safety personnel or not for damages incurred to said vehi-
 15 cle(s), its contents or surrounding area caused by the emergency mea-
 16 sures employed through the legitimate exercise of the police powers
 17 vested in that agency to move the vehicle(s) for the purpose of clear-

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1 ing the lane(s) to remove any threat to public safety.

2 SECTION 2. This act shall take effect upon passage.

DS2024

EXPLANATION

BY THE LEGISLATIVE COUNCIL

OF

AN ACT

RELATING TO CONSTRUCTION AND MAINTENANCE
OF STATE ROADS

1 This act authorizes state or local police to clear an

2 immobilized vehicle without liability in an emergency.

3 This act would take effect upon passage.

DS2024
