

THE CITY OF PROVIDENCE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RESOLUTION OF THE CITY COUNCIL

No. 164

Approved April 17, 2006

WHEREAS, The Rhode Island General Laws in § 31-3-5, provides the grounds for the refusal of a motor vehicle registration, including subsection (5), which states that the Department of Motor Vehicles shall refuse registration if the vehicle in question has been reported by any city or town as having unpaid fines in the aggregate amount of two hundred dollars (\$200) or more; and

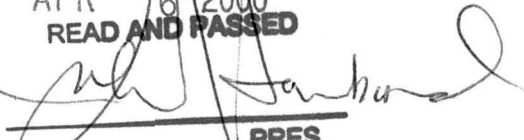
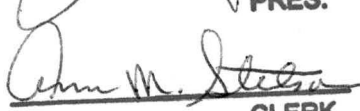
WHEREAS, The Providence Municipal Court has on record nearly \$14 million (fourteen million dollars) in uncollected parking ticket fines; and penalties and interest; and

WHEREAS, By creating a policy in accordance with the above-referenced state statute would better enable the City of Providence to collect delinquent fines, penalties and interest and substantially increased revenue.

NOW, THEREFORE, BE IT RESOLVED, That the Providence City Council does hereby request that the City Solicitor work in conjunction with the Municipal Court and the Rhode Island Department of Motor Vehicles to devise a policy and procedure that would prohibit individuals with two hundred dollars (\$200) or more in unpaid parking fines from registering their motor vehicles, provided that:

- 1) Individuals be given advance notice that they have outstanding fines, and
- 2) Individuals be permitted to register their motor vehicles upon proof of payment of the fines; and

BE IT FURTHER RESOLVED, That the Providence City Council requests that a copy of this resolution, upon approval, be forwarded to the City Solicitor, the Chief Judge of the Municipal Court, the Municipal Court Clerk, and the Department of Motor Vehicles.

IN CITY COUNCIL
APR 6 2006
READ AND PASSED

PRES.

CLERK

APPROVED

MAYOR

CLERK

PRES

READ AND PASSED
IN CITY COUNCIL

IN CITY COUNCIL
NOV 3 2005
FIRST READING
REFERRED TO COMMITTEE ON
ORDINANCES
Carla E. Butcher CLERK
First Deputy

THE COMMITTEE ON
ORDINANCES
Approves Passage of
The Within Resolution
Ann M. Steen Clerk
March 30, 2006

Carla E. Butcher Lombardi

TITLE 31

Motor and Other vehicles

CHAPTER 31-3

Registration of Vehicles

SECTION 31-3-5

§ 31-3-5 Grounds for refusal of registration. – The division of motor vehicles shall refuse registration or any transfer of registration upon any of the following grounds:

(1) That the application contains any false or fraudulent statement, or that the applicant has failed to furnish required information, or reasonable additional information requested by the division of motor vehicles, or that the applicant is not entitled to the issuance of registration of the vehicle under chapters 3 – 9 of this title;

(2) That the vehicle is mechanically unfit or unsafe to be operated upon the highways;

(3) That the division of motor vehicles has reasonable ground to believe that the vehicle is a stolen or embezzled vehicle, or that the granting of registration would constitute a fraud against the rightful owner;

(4) That the registration of the vehicle stands suspended or revoked for any reason as provided in the motor vehicle laws of this state;

(5) That the vehicle has been reported by any city or town to the division of motor vehicles as having unpaid fines in the aggregate amount of two hundred dollars (\$200) or more; provided, the registration shall be issued upon presentation of proof of payment of the outstanding fines owed to the cities or towns reporting the unpaid fines. The sum of two hundred dollars (\$200) shall represent the aggregate value of the sum of the fines on the face of the ticket(s) and shall not include interest, penalties, or any other monetary amount which may be imposed for failure to pay the ticket(s) or summons(es) by a specified date. Before the division of motor vehicles denies a registration to any person pursuant to this subsection, it shall have first received a five dollar (\$5.00) fee for each request from the city or town requesting the denial of registration, which fee may be added to the aggregate value of the sum of the fines;

(6) That the vehicle does not comply with regulations promulgated pursuant to § 23-23-5(18), entitled "Air Pollution";

(7) That the vehicle does not comply with the provisions of chapter 47.1 of this title and any rules and regulations promulgated under that chapter; or

(8) That a commercial motor vehicle is being operated by a commercial motor carrier that has been prohibited from operating in interstate commerce by a federal agency with authority to do so under federal law.

A Resolution Requesting that the City Solicitor and the Providence Municipal Court establish a collecti8on policy relating to overdue parking fines in accordance with the provisions of Section 31-3-5 (5) of the Rhode Island General Laws. Entitled:

*Grounds for
Refusal of
Registration*

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