

2014 -- H 7258

LC003298

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2014

A N A C T

RELATING TO CRIMINAL OFFENSES

Introduced By: Representatives Mattiello, Shekarchi, Craven, and Lally

Date Introduced: January 30, 2014

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 11 of the General Laws entitled "CRIMINAL OFFENSES" is hereby
2 amended by adding thereto the following chapter:

3 CHAPTER 69

4 ELECTRONIC TRACKING OF MOTOR VEHICLES

5 **11-69-1. Electronic Tracking of Motor Vehicles.** – (a)(1) Except as provided in
6 subsection (b), it is an offense for a person to knowingly install, conceal or otherwise place an
7 electronic tracking device in or on a motor vehicle without the consent of all owners of the
8 vehicle for the purpose of monitoring or following an occupant or occupants of the vehicle.

9 (2) As used in this section, "person" does not include the manufacturer of the motor
10 vehicle.

11 (b)(1) It shall not be a violation if the installing, concealing or placing of an electronic
12 tracking device in or on a motor vehicle is by, or at the direction of, a law enforcement officer in
13 furtherance of a criminal investigation and is carried out in accordance with the applicable state
14 and federal law.

15 (2) If the installing, concealing or placing of an electronic tracking device in or on a
16 motor vehicle is by, or at the direction of, a parent or legal guardian who owns or leases the
17 vehicle, and if the device is used solely for the purpose of monitoring the minor child of the
18 parent or legal guardian when the child is an occupant of the vehicle, then the installation,
19 concealment or placement of the device in or on the vehicle without the consent of any or all

1 occupants in the vehicle shall not be a violation.

2 (3) It shall also not be a violation of this section if the installing, concealing or placing
3 of an electronic tracking device in or on a motor vehicle is for the purpose of tracking the location
4 of stolen goods being transported in the vehicle or for the purpose of tracking the location of the
5 vehicle if it is stolen.

6 (c) The provisions of this section shall not apply to a tracking system installed by the
7 manufacturer of a motor vehicle.

8 (d) A violation of this section is a misdemeanor punishable by up to one year in prison, or
9 up to a one thousand dollar (\$1000) fine, or both.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
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1 This act would restrict the installation, concealment or placement of an electronic
2 tracking device in or on a motor vehicle.

3 This act would take effect upon passage.

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