

2015 -- H 6194

LC002624

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2015

A N A C T

RELATING TO MOTOR AND OTHER VEHICLES -- ELECTRONIC VEHICLE RECOVERY SERVICES

Introduced By: Representatives Tobon, Blazejewski, Nardolillo, Filippi, and Barros

Date Introduced: May 13, 2015

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 31 of the General Laws entitled "MOTOR AND OTHER
2 VEHICLES" is hereby amended by adding thereto the following chapter:

3 CHAPTER 2.2

4 ELECTRONIC VEHICLE RECOVERY SERVICES

5 **31-2.2-1. Short title.** – This chapter shall be known and may be cited as the "electronic
6 vehicle recovery services act."

7 **31-2.2-2. Electronic vehicle recovery services.** – (a) Definitions. For the purposes of
8 this chapter, "electronic vehicle recovery service" is any aftermarket or factory installed vehicle
9 tracking system that allows vehicles, with the knowledge and consent of the owner, to be tracked
10 by law enforcement, the purpose of which is to recover vehicles in the event of theft.

11 (b) Notwithstanding any provision of the general or public laws to the contrary, upon the
12 filing of a report of a stolen motor vehicle and submission of an affidavit from the owner of the
13 vehicle requesting that the law enforcement agency contact the provider of the vehicle's electronic
14 recovery services, the service provider upon receipt of notice from the law enforcement agency
15 shall activate the vehicle's electronic recovery services in order that the law enforcement agency
16 may use the electronic vehicle recovery services to attempt to recover the vehicle.

17 (c) If a vehicle is equipped with an electronic recovery system that has not been activated
18 at the time it is stolen, an electronic vehicle recovery service provider may at the request of the

1 owner activate the system upon payment by the vehicle owner to the provider of the standard
2 periodic subscription fee charged by the system provider.

3 (d) Nothing in this section prohibits an electronic vehicle recovery service provider from
4 establishing protocols by which the provider can voluntarily activate the electronic vehicle
5 recovery services at the request of the owner.

6 (e) All electronic vehicle recovery service providers registered to do business in the state
7 of Rhode Island or submitting to the jurisdiction thereof and all resellers of electronic vehicle
8 recovery services shall submit their emergency contact information to the Rhode Island division
9 of public safety's E-911 unit in order to facilitate requests from law enforcement agencies in
10 accordance with this section. This contact information must be submitted annually on or before
11 June 1 of each year or immediately upon any change in said contact information.

12 (f) The Rhode Island division of public safety's E-911 unit shall maintain a database
13 containing emergency contact information for all service providers registered to do business in
14 this state and shall make the information immediately available to all public safety agencies and
15 or law enforcement agencies upon request.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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SERVICES

1 This act would create the "electronic vehicle recovery services act" which would require
2 that vehicle owners with electronic vehicle recovery systems in their vehicles submit an affidavit
3 attesting to the theft of the vehicle prior to law enforcement contacting the recovery service
4 provider for assistance in locating the vehicle. It would also provide that an electronic recovery
5 service provider could upon payment, activate any recovery system in the vehicle subsequent to
6 the theft of the vehicle and would require that all such recovery service providers provide their
7 emergency contact information to the state's E-911 unit which in turn would be required to
8 maintain a database of all such information.

9 This act would take effect upon passage.

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