

2021 -- H 5055

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2021

A N A C T

RELATING TO PUBLIC PROPERTY AND WORKS -- DEPARTMENT OF
TRANSPORTATION

Introduced By: Representative Joseph J. Solomon

Date Introduced: January 22, 2021

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 37-5 of the General Laws entitled "Department of Transportation" is
2 hereby amended by adding thereto the following section:

3 **37-5-6.1. Emergency maintenance of municipal roads.**

4 (a) The department of transportation shall have the power and authority to make emergency
5 repairs to any municipal road, as defined in § 24-8-1.3, upon the request of any city or town
6 submitted to the director of the department by the city or town council wherever the municipal road
7 is located.

8 (b) The cost of the emergency repair may not exceed the sum of one hundred fifty thousand
9 dollars (\$150,000); provided however, the emergency repair may exceed the sum of one hundred
10 fifty thousand dollars (\$150,000) if both the municipality and the department agree, in writing, to
11 a higher amount.

12 (c) The determination as to the responsibility for payment of the emergency repair, either
13 by the department or the municipality, or a combination of both, shall not delay the commencement
14 of the emergency repair and shall be resolved within ninety (90) days of the date of completion.

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

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO PUBLIC PROPERTY AND WORKS -- DEPARTMENT OF
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1 This act would allow the department of transportation to make emergency repairs to
2 municipal roads upon request by the respective city or town council not to exceed one hundred fifty
3 thousand dollars (\$150,000) unless the municipality and the department agree, in writing, to a
4 higher amount. The determination as to the responsibility of the cost of the emergency repairs
5 would not delay the start of the repairs and would be resolved within ninety (90) days of completion.

6 This act would take effect upon passage.

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