

2013 -- S 0138

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO MOTOR AND OTHER VEHICLES - MISCELLANEOUS RULES

Introduced By: Senators Sosnowski, Miller, Crowley, Cool Rumsey, and Pichardo

Date Introduced: January 24, 2013

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 31-22-22.1 of the General Laws in Chapter 31-22 entitled
2 "Miscellaneous Rules" is hereby amended to read as follows:

3 **31-22-22.1. Child passenger protection -- Warnings of hazard and risk. --** (a) All law
4 enforcement officers in this state are authorized to provide a verbal warning to any person who
5 shall be deemed to have left a child under the age of seven (7) unattended in a motor vehicle. The
6 warning shall apprise the offending person of the dangers of this practice including, but not
7 limited to, the risk of kidnapping and/or abduction, and the dangers which may result from the
8 accumulation of excessive temperatures within the motor vehicle.

9 (b) All law enforcement officers in the state are authorized to provide a verbal warning to
10 any person who is smoking, as defined in section 23-20.10-2, in a motor vehicle containing a
11 child who is restrained or required to be restrained pursuant to subsection 31-22-22(a). The
12 warning shall apprise the offending person of the dangers of this practice to children. No motor
13 vehicle may be stopped by any state or municipal law enforcement agency, nor may a law
14 enforcement officer search a motor vehicle, its contents, the driver or passengers, based solely on
15 such conduct.

16 ~~(b)~~(c) No fine or sanction shall be imposed for a violation of this section, other than a
17 verbal warning, and no record of any kind shall be maintained of the warning.

1 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 MOTOR AND OTHER VEHICLES - MISCELLANEOUS RULES

- 1 This act would authorize police officers to provide a verbal warning to a person who is
- 2 smoking in a vehicle containing a restrained child.
- 3 This act would take effect upon passage.

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