

Definitions

Antique Motor Car. Any motor vehicle which is more than twenty-five (25) years old. Unless fully inspected and meeting inspection requirements, the vehicle may be maintained solely for use in exhibitions, club activities, parades, and other functions of public interest and may not be used primarily for the transportation of passengers or goods over any public highway. After the vehicle has met the requirements of state inspection, a registration plate may be issued to it on payment of the standard fee. The vehicle may be operated on the highways of this and other states, and may in addition to the registration plate retain the designation "antique" and display an "antique plate".

Custom Vehicle. Any motor vehicle that:

- (1) Is at least twenty-five (25) or more years old and of a model year after 1948; or was manufactured to resemble a vehicle twenty-five (25) years old and of a model year after 1948; and
- (2) Has been altered from the manufacturer's original design; or has a body constructed from nonoriginal materials.

The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles.

Reconstructed vehicle. Every vehicle of a type that must be registered under chapters 3-9 of this title, which has been materially altered from its original construction by the removal, addition, or substitution of essential parts, new or used.

Specially constructed vehicle. Every vehicle of a type that must be registered under chapters 3-9 of this title, but not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles and not materially altered from its original construction.

Street Rod. A motor vehicle that:

- (1) Is a 1948 or older vehicle; or the vehicle was manufactured after 1948 to resemble a vehicle manufactured before 1949; and
- (2) Has been altered from the manufacturer's original design; or has a body constructed from nonoriginal materials.

Titling & Registration

From Rhode Island Division of Motor Vehicles:

PLEASE NOTE: The DMV is currently titling vehicles that are **2001 and newer.**

Vehicles that are 10 years old and older are no longer titled in the State of Rhode Island. The Registration Files section in the Cranston DMV branch can assist you in documenting the vehicle's information.

Cranston Headquarters

Phone: (401) 462-4368

Location: 600 New London Avenue Cranston, RI 02920

Hours: Monday through Friday 8:30 am to 3:15 pm

Custom Builds

A custom built car or motorcycle can be registered or just titled and re-sold. You must present the DMV with documentation for all parts used to build the vehicle.

The Enforcement section in the Cranston DMV will verify all your documents. Once your paperwork has been approved by Enforcement, you will need to visit the Title Office, also in the Cranston DMV, to submit your paperwork and pay the title fees. Fees for this transaction range from \$25.00 to \$28.00.

For more information, please contact:

Enforcement Section

600 New London Avenue
Cranston, RI 02920
(401) 462-5736

Kit Vehicles

- **Definition:** A kit vehicle is a motor vehicle (car, truck or motorcycle) that is built by an individual instead of a manufacturer.

To register a kit car or motorcycle the DMV requires certain paperwork be submitted in order to schedule your vehicle for a mandatory pre-registration inspection, which includes:

- Inspection of the vehicle for roadworthiness
- Rhode Island Assigned Vehicle Identification Number (VIN)
- Your vehicle must complete both phases of this inspection in order to be registered in Rhode Island.

Inspection Application Procedure for Kit Vehicles (cars and trucks only)

In order to apply for an inspection for your kit vehicle (car or truck) you must provide the DMV Enforcement section with the following:

- A photocopy of the Manufacturer's Certificate of Origin properly assigned in your name from the kit manufacturer
- A photocopy of the title properly assigned in your name (for vehicles 2001 and newer) or a registration certificate in the name of the person you purchased the vehicle from that you are using as a "donor vehicle" to complete your kit car or truck.
- You must also submit four color photographs of the completed vehicle, a photocopy of your operator's license and a phone number where you can be reached during normal DMV hours of operation (8:30 am to 4:00 pm, Monday through Friday).

Inspection Application Procedure for Kit Vehicles (motorcycles only)

In order to apply for an inspection for your kit motorcycle you must provide the DMV's Enforcement section with the following documentation:

- A photocopy of the Manufacturer's Certificate of Origin for the frame you purchased from an authorized dealer for that frame properly assigned to you.
- A photocopy of the Manufacturer's Certificate of Origin for the motor you purchased from an authorized dealer for that motor properly assigned to you.
- A photocopy of the Manufacturer's Statement of Origin for the transmission you purchased from an authorized dealer for that transmission properly assigned to you.
- You must also provide four color photographs of your completed vehicle and a photocopy of your motorcycle operators license and a telephone number where you can be reached during normal DMV hours of operation (8:30 am to 4:00 pm, Monday through Friday).
- Send the above mentioned paperwork to: Division of Motor Vehicles 600 New London Avenue, Cranston, RI 02920, Attention: Enforcement Section
- Your packet will be processed and you will be called to arrange an appointment for your kit vehicle to be inspected.
- If you have any questions concerning this procedure, please call the DMV's Enforcement Section at (401) 462-5737.

The Legal End

- The kit vehicle you build must conform to all State motor vehicle safety requirements before it can be issued a Rhode Island Vehicle Identification Number.
- Before registration but after your inspection you must have your receipts audited by a Rhode Island Sales Tax Revenue Agent.
- In order to process a registration for your kit vehicle, your insurance company must issue and you must have proof of insurance bearing the Rhode Island Assigned Vehicle Identification Number assigned to your kit vehicle.
- The issuance of a Rhode Island Vehicle Identification Number to your kit vehicle is authorized under the State's Reconstructed or Specially Constructed Vehicle Law (RIGL 31-1-6). This law provides that you as the builder can apply for the issuance of a registration for a vehicle not constructed by a generally recognized manufacturer.
- For more information, please call (401) 462-5737

Antique Plates

- You need to complete and sign the Application for Registration (TR-1) form.
- Refer to page 3 of the TR-1 form for a list of documents needed.
- Costs are listed in the DMV Fee Table

Things to Know

You can apply for antique plates if your vehicle is at least 25 years old and used only for exhibitions, parades, car club activities, etc. No inspection is required. If you also want to use your vehicle for everyday functions, apply for a dual registration. This option does require a vehicle inspection.

From Code of Rhode Island Rules:

CODE OF RHODE ISLAND RULES
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*** THIS DOCUMENT REFLECTS CHANGES THROUGH OCTOBER 26, 2016 ***

AGENCY 46. DEPARTMENT OF REVENUE
SUB-AGENCY 010. DIVISION OF PROPERTY VALUATION AND MUNICIPAL FINANCE
CHAPTER 003. METHODOLOGY FOR DETERMINING THE PRESUMPTIVE VALUE OF MOTOR VEHICLES
SUBJECT TO THE EXCISE TAX

CRIR 46-010-003 (2016)

46 010 003. METHODOLOGY FOR DETERMINING THE PRESUMPTIVE VALUE OF MOTOR VEHICLES
SUBJECT TO THE EXCISE TAX

The following are rules for the methodology for determining the presumptive value of motor vehicles subject to the excise tax of December 31, 2009 adopted pursuant to Section 44-34-11(c)(1) of the General Laws of the State of Rhode Island.

Section 1 Authority.

1.01 The purpose of the methodology is to determine the value of motor vehicles using information concerning the make, model, type and year of manufacture to be used in the determination of the excise taxes of December 31, 2015 assessed by each of the cities and towns in Rhode Island.

Section 3 Regulatory Provisions - Methodology.

1.01 All motor vehicles identified as the 2016 model year shall be valued based upon 100% of the manufacturer's suggested retail price as reflected in official motor vehicle guides such as that of the National Automobile Dealers Association (NADA) for New England.

1.02 All motor vehicles identified as 2009 model year up to and including the 2014 model year shall be valued based upon 100% of their clean retail value as reported by the National Automobile Dealers Association (NADA) official used car guides.

1.03 All Motor vehicles identified as 1997 model year up to and including the 2008 model year shall be valued based upon 100% of their clean retail value as reported by the National Automobile Dealers Association (NADA) Official Older Used Car Guide and 100% of their low value as reported by the National Automobile Dealers Association (NADA) Classic, Collectible, Exotic and Muscle Car Appraisal Guide to be published in January 2016. In the event of a conflict between the two guides above, the former shall prevail.

1.04 All motor vehicles identified as the 1991 model year and older, whether or not the vehicle is an antique motor car as defined in Section 31-1-3(a) of the General Laws of Rhode Island shall be deemed to possess an average retail value of \$ 500.00. All motor vehicles more than twenty five (25) years old on June 16, 1990 whether or not the same is an antique motor car as defined in 1-3 1-3 Section 31- 1-3(a) of the General Laws of Rhode Island shall be deemed to have an average retail value of \$ 500.00 or its actual retail value whichever is less.

1.05 All motor vehicles identified as the 1992 model year up to and including the 2015 model year that are classified as exotics, classic and or collectible shall be valued based upon 100% of their low retail value reported by the National Automobile Dealers Association (NADA) Classic, Collectible, Exotic and Muscle Car Appraisal Guide to be published in January 2016.

1.06 All motor vehicles identified as the 2002 model year up to and including the 2015 model year that are classified as recreation vehicles shall be valued based upon 100% of their used retail value as reported by the National Automobile Dealers Association (NADA) Recreation Vehicle Appraisal guide to be published in January 2016.

1.07 All motorcycles identified as 1997 model year up to and including the 2015 model year shall be valued based upon their average retail value as reported by the National Automobile Dealers Association (NADA) Motorcycle / Snowmobile / ATV / Personal Watercraft Appraisal Guide to be published in January of 2016.

1.08 Those communities whose fiscal years are other than July 1 to June 30, may for the purpose of complying with section 44-34.1-1 of the Rhode Island General Laws, Excise Tax Phase Out, use the methodology adopted by the Rhode Island Vehicle Value Commission Rule 2014.

Section 4 Severability.

1.01 If any section, term, or provision of this Regulation should be adjudged invalid for any reason, that judgment should not effect, impair, or invalidate any remaining sections, terms or provisions, which shall remain in full force and effect. CERTIFICATION

I certify that this document was adopted as a Rule of Procedure by the Rhode Island Vehicle Value Commission on October 29, 2009 in Accordance with Section 42-35-3 and 44-34-11 of the General Laws of the State of Rhode Island.

Linda Cwiek, Chairperson
Rhode Island Vehicle Value Commission
Section 5 Effective Date.

This Regulation shall be effective twenty (20) days from the date of filing with the Secretary of State.

STATUTORY AUTHORITY: R.I.G.L. § 44-34-11

EFFECTIVE DATE: February 14, 1994 Rule No. 96 140 001

AMENDED: January 22, 1995; February 29, 1996; March 6, 1997; April 6, 1998; January 23, 2001; March 6, 2002 renumbered ; May 15, 2003 Secretary of State ERLID #2480; May 24, 2004 Secretary of State ERLID #2947; January 3, 2006 Secretary of State ERLID #3366; January 3, 2006 Secretary of State ERLID #3789; December 7, 2006 Secretary of State ERLID #4240; January 1, 2008 Secretary of State ERLID #4925; January 1, 2009 Secretary of State ERLID #5449 amended and renumbered from 01 045 001 ; January 1, 2016 Secretary of State ERLIDs #5817, #5955

From General Laws of Rhode Island:

General Laws of Rhode Island

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***Current through the January 2009 Session ***

*** Annotations current through May 7, 2016 ***

TITLE 31. MOTOR AND OTHER VEHICLES

CHAPTER 3.1. CERTIFICATES OF TITLE AND SECURITY INTERESTS

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R.I. Gen. Laws § 31-3.1-38 (2016)

§ 31-3.1-38. Effective dates -- Applicability

This chapter shall apply to all model vehicles designated as 1973 models and all subsequent model year vehicles. All vehicles designated as model years prior to 1973 shall be excluded from these provisions, provided that no title certificate shall be required once a vehicle is ten (10) years old.

HISTORY: P.L. 1971, ch. 100, § 2; P.L. 1987, ch. 118, art. 23, § 2; P.L. 1987, ch. 132, § 1; P.L. 2000, ch. 109, § 58.

TITLE 31. MOTOR AND OTHER VEHICLES

CHAPTER 1. DEFINITIONS AND GENERAL CODE PROVISIONS

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R.I. Gen. Laws § 31-1-6 (2016)

- § 31-1-6. **Specially** constructed and **reconstructed vehicles**
 - (a) "Essential parts" means all integral and body parts of a vehicle of a type that must be registered under chapters 3 -- 9 of this title, the removal, alteration, or substitution of which would tend to conceal the identity of the vehicle or substantially alter its appearance, model, type, or mode of operation.
 - (b) "Reconstructed vehicle" means every vehicle of a type that must be registered under chapters 3 -- 9 of this title, which has been materially altered from its original construction by the removal, addition, or substitution of essential parts, new or used.
 - (c) "Specially constructed vehicle" means every vehicle of a type that must be registered under chapters 3 -- 9 of this title, but not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles; provided, that specially constructed vehicles shall include hand-built, home-built, and one-off cars that do not resemble any production car. Specially constructed vehicles shall be entitled to standard passenger automobile plates; provided, that all safety and emissions standards applied to reconstructed vehicles are met.

HISTORY: P.L. 1950, ch. 2595, art. 1, § 5; P.L. 1951, ch. 2826, § 2; G.L. 1956, § 31-1-6.

TITLE 31. MOTOR AND OTHER VEHICLES
CHAPTER 3. REGISTRATION OF VEHICLES

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R.I. Gen. Laws § 31-3-31.1 (2016)

§ 31-3-31.1. Registration of **street rods** and **custom vehicles**

(a) Definition of terms:

(1) A "**street rod**" means a motor vehicle that:

(i) Is a 1948 or older vehicle; or the vehicle was manufactured after 1948 to resemble a vehicle manufactured before 1949; and

(ii) Has been altered from the manufacturer's original design; or has a body constructed from nonoriginal materials.

(2) The model year and the year of manufacture that are listed on the certificate of title of a **street rod** vehicle shall be the model year and year of manufacture that the body of such vehicle resembles.

(b) Registration fee and application for **street rods** shall be as follows:

(1) For each such **street rod**, there shall be a one-time pre-registration surcharge of fifty dollars (\$ 50.00) which said sum(s) shall be accumulated by the division of motor vehicles until such time as said sum reaches an aggregate of twenty-three thousand dollars (\$ 23,000) whereupon said division is authorized to proceed with the ordering/manufacturing of plates as required by subsection (3) herein. In addition thereto, and from hence forth, there shall be paid regular registration fees required for standard passenger vehicles as determined by the division of motor vehicles.

(2) (i) In applying for registration of a **street rod** under this section, the owner of the **street rod** shall submit with the application a certification that the vehicle for which the application is made:

(A) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses; and

(B) Will not be used for general daily transportation.

(ii) In addition to the certification required under paragraph (i) of this subsection, when applying for registration of a **street rod**, the new owner of the **street rod** shall provide proof acceptable to the administration that the **street rod** passed a safety inspection that has been approved by the administration in consultation with the **street rod** community in this state.

(3) On registration of a vehicle under this section, the administration shall issue a special **street rod** vehicle registration plate of the size and design that the administration determines in consultation with the **street rod** community in this state.

(4) Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered under this section.

(5) A vehicle registered under this section is exempt from any statute that requires periodic vehicle inspections and from any statute that requires the use and inspection of emission controls.

HISTORY: P.L. 2004, ch. 310, § 1; P.L. 2004, ch. 457, § 1.

TITLE 31. MOTOR AND OTHER VEHICLES
CHAPTER 3. REGISTRATION OF VEHICLES

Go to the Rhode Island Code Archive Directory

R.I. Gen. Laws § 31-3-31.2 (2016)

§ 31-3-31.2. **Custom vehicles** -- Definition -- Registration and fees

(a) A **custom vehicle** means any motor vehicle that:

(1) Is at least twenty-five (25) or more years old and of a model year after 1948; or was manufactured to resemble a vehicle twenty-five (25) years old and of a model year after 1948; and

(2) Has been altered from the manufacturer's original design; or has a body constructed from nonoriginal materials.

(3) The model year and the year of manufacture that are listed on the certificate of title of a **custom vehicle** shall be the model year and year of manufacture that the body of such vehicle resembles.

(b) For each such **custom vehicle**, there shall be a one-time pre-registration surcharge of fifty dollars (\$ 50.00) which said sum(s) shall be accumulated by the division of motor vehicles until such time as said sum reaches an aggregate of twenty-three thousand dollars (\$ 23,000) whereupon said division is authorized to proceed with the ordering/manufacturing of plates as required by subsection (d) herein. In addition thereto, and from hence forth, there shall be paid regular registration fees required for standard passenger vehicles as determined by the division of motor vehicles.

(c) (1) In applying for registration of a **custom vehicle** under this section, the owner of the **custom vehicle** shall submit with the application a certification that the vehicle for which the application is made:

(i) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses; and

(ii) Will not be used for general daily transportation.

(2) In addition to the certification required under paragraph (1) of this subsection, when applying for registration of a **custom vehicle**, the new owner of the **custom vehicle** shall provide proof acceptable to the administration that the **custom vehicle** passed a safety inspection that has been approved by the administration in consultation with the **custom vehicle** community in this state.

(d) On registration of a vehicle under this section, the administration shall issue a special **custom vehicle** registration **plate** of the size and design that the administration determines in consultation with the **custom vehicle** community of this state.

(e) Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered under this section.

(f) A vehicle registered under this section is exempt from any statute that requires periodic vehicle inspections and from any statute that requires the use and inspections of emission controls.

(g) Signal lamps and devices -- **Street rod vehicles and custom vehicles:**

(1) "Blue dot tail light" means a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

(2) A **street rod** or **custom vehicle** may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors.

HISTORY: P.L. 2004, ch. 310, § 1; P.L. 2004, ch. 457, § 1.

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R.I. Gen. Laws § 31-6-1 (2016)

§ 31-6-1. Amount of registration and miscellaneous fees

(a) The following registration fees shall be paid to the division of motor vehicles for the registration of motor vehicles, trailers, semi-trailers, and school buses subject to registration for each year of registration:

(1) For the registration of every automobile, when equipped with pneumatic tires, the gross weight of which is not more than four thousand pounds (4,000 lbs.): thirty dollars (\$ 30.00).

(2) For the registration of every automobile, when equipped with pneumatic tires, the gross weight of which is:

(i) More than four thousand pounds (4,000 lbs.), but not more than five thousand pounds (5,000 lbs.): forty dollars (\$ 40.00);

(ii) More than five thousand pounds (5,000 lbs.), but not more than six thousand pounds (6,000 lbs.): forty-eight dollars (\$ 48.00);

(iii) More than six thousand pounds (6,000 lbs.), but not more than seven thousand pounds (7,000 lbs.): fifty-six dollars (\$ 56.00);

(iv) More than seven thousand pounds (7,000 lbs.), but not more than eight thousand pounds (8,000 lbs.): sixty-four dollars (\$ 64.00);

(v) More than eight thousand pounds (8,000 lbs.), but not more than nine thousand pounds (9,000 lbs.): seventy dollars (\$ 70.00);

(vi) More than nine thousand pounds (9,000 lbs.), but not more than ten thousand pounds (10,000 lbs.): seventy-eight dollars (\$ 78.00);

(vii) More than ten thousand pounds (10,000 lbs.), but not more than twelve thousand pounds (12,000 lbs.): one hundred six dollars (\$ 106);

(viii) More than twelve thousand pounds (12,000 lbs.), but not more than fourteen thousand pounds (14,000 lbs.): one hundred twenty-four dollars (\$ 124);

(ix) More than fourteen thousand pounds (14,000 lbs.), but not more than sixteen thousand pounds (16,000 lbs.): one hundred forty dollars (\$ 140);

(x) More than sixteen thousand pounds (16,000 lbs.), but not more than eighteen thousand pounds (18,000 lbs.): one hundred fifty-eight dollars (\$ 158);

(xi) More than eighteen thousand pounds (18,000 lbs.), but not more than twenty thousand pounds (20,000 lbs.): one hundred seventy-six dollars (\$ 176);

- (xii) More than twenty thousand pounds (20,000 lbs.), but not more than twenty-two thousand pounds (22,000 lbs.): one hundred ninety-four dollars (\$ 194);
- (xiii) More than twenty-two thousand pounds (22,000 lbs.), but not more than twenty-four thousand pounds (24,000 lbs.): two hundred ten dollars (\$ 210);
- (xiv) More than twenty-four thousand pounds (24,000 lbs.), but not more than twenty-six thousand pounds (26,000 lbs.): two hundred thirty dollars (\$ 230);
- (xv) More than twenty-six thousand pounds (26,000 lbs.), but not more than twenty-eight thousand pounds (28,000 lbs.): two hundred ninety-six dollars (\$ 296);
- (xvi) More than twenty-eight thousand pounds (28,000 lbs.), but not more than thirty thousand pounds (30,000 lbs.): three hundred sixteen dollars (\$ 316);
- (xvii) More than thirty thousand pounds (30,000 lbs.), but not more than thirty-two thousand pounds (32,000 lbs.): four hundred and twenty-two dollars (\$ 422);
- (xviii) More than thirty-two thousand pounds (32,000 lbs.), but not more than thirty-four thousand pounds (34,000 lbs.): four hundred and forty-eight dollars (\$ 448);
- (xix) More than thirty-four thousand pounds (34,000 lbs.), but not more than thirty-six thousand pounds (36,000 lbs.): four hundred and seventy-six dollars (\$ 476);
- (xx) More than thirty-six thousand pounds (36,000 lbs.), but not more than thirty-eight thousand pounds (38,000 lbs.): five hundred and two dollars (\$ 502);
- (xxi) More than thirty-eight thousand pounds (38,000 lbs.), but not more than forty thousand pounds (40,000 lbs.): five hundred and twenty-eight dollars (\$ 528);
- (xxii) More than forty thousand pounds (40,000 lbs.), but not more than forty-two thousand pounds (42,000 lbs.): five hundred and fifty-four dollars (\$ 554);
- (xxiii) More than forty-two thousand pounds (42,000 lbs.), but not more than forty-six thousand pounds (46,000 lbs.): six hundred and eight dollars (\$ 608);
- (xxiv) More than forty-six thousand pounds (46,000 lbs.), but not more than fifty thousand pounds (50,000 lbs.): six hundred and sixty dollars (\$ 660);
- (xxv) More than fifty thousand pounds (50,000 lbs.), but not more than fifty-four thousand pounds (54,000 lbs.): seven hundred and twelve dollars (\$ 712);
- (xxvi) More than fifty-four thousand pounds (54,000 lbs.), but not more than fifty-eight thousand pounds (58,000 lbs.): seven hundred and sixty-eight dollars (\$ 768);
- (xxvii) More than fifty-eight thousand pounds (58,000 lbs.), but not more than sixty-two thousand pounds (62,000 lbs.): eight hundred and sixteen dollars (\$ 816);
- (xxviii) More than sixty-two thousand pounds (62,000 lbs.), but not more than sixty-six thousand pounds (66,000 lbs.): eight hundred and seventy-six dollars (\$ 876);
- (xxix) More than sixty-six thousand pounds (66,000 lbs.), but not more than seventy thousand pounds (70,000 lbs.): nine hundred and twenty-four dollars (\$ 924);
- (xxx) More than seventy thousand pounds (70,000 lbs.), but not more than seventy-four thousand pounds (74,000 lbs.): nine hundred and seventy-two dollars (\$ 972);

(xxx) Over seventy-four thousand pounds (74,000 lbs.): nine hundred and seventy-two dollars (\$ 972), plus twenty-four dollars (\$ 24.00) per two thousand pounds (2,000 lbs.) gross weight.

(3) For the registration of every semi-trailer to be used with a truck-tractor, as defined in § 31-1-4(d), shall be as follows: an annual fee of twelve dollars (\$ 12.00) for a one-year registration; for multi-year registrations the fee of fifty dollars (\$ 50.00) for a five-year (5) registration; and eighty dollars (\$ 80.00) for an eight-year (8) registration. However, when in use, the weight of the resulting semi-trailer unit and its maximum carrying capacity shall not exceed the gross weight of the original semi-trailer unit from which the gross weight of the tractor was determined. A registration certificate and registration plate shall be issued for each semi-trailer so registered. There shall be no refund of payment of such fee, except that when a plate is returned prior to ninety (90) days before the effective date of that year's registration, the pro rate amount, based on the unused portion of the multi-year registration plate period at time of surrender, shall be refunded. A multi-year semi-trailer registration may be transferred to another semi-trailer subject to the provisions and fee set forth in § 31-6-11. Thirty percent (30%) of the semi-trailer registration fee shall be retained by the division of motor vehicles to defray the costs of implementation of the international registration plan (IRP) and fleet registration section.

(4) For the registration of every automobile, when equipped with other than pneumatic tires, there shall be added to the above gross weight fees a charge of ten cents (10 cent(s)) for each one hundred (100) pounds of gross weight.

(5) For the registration of every public bus, the rates provided for motor vehicles for hire plus two dollars (\$ 2.00) for each passenger that bus is rated to carry, the rating to be determined by the administrator of the division of motor vehicles.

(6) For the registration of every motorcycle, or motor-driven cycle, thirteen dollars (\$ 13.00). Three dollars (\$ 3.00) from that sum shall be turned over to the department of education to assist in the payment of the cost of the motorcycle driver's education program as enumerated in § 31-10.1-1.1.

(7) For the registration of every trailer, not including semi-trailers used with a truck-tractor as defined in § 31-1-4(d), with a gross weight of three thousand pounds (3,000 lbs.) or less, five dollars (\$ 5.00). Trailers with a gross weight of more than three thousand pounds (3,000 lbs.) shall be assessed a registration fee of one dollar and fifty cents (\$ 1.50) per thousand pounds (1,000 lbs.).

(8) The annual registration fee for a motor vehicle, commonly described as a boxcar and/or locomotive, and used only by La Societe Des 40 Hommes et 8 Chevaux for civic demonstration, parades, convention purposes, or social welfare work, shall be two dollars (\$ 2.00).

(9) For the registration of every motor vehicle, trailer, or semi-trailer owned by any department or agency of any city or town or district, provided the name of the city or town or district or state department or agency owning the same shall be plainly printed on two (2) sides of the vehicle, two dollars (\$ 2.00).

(10) For the registration of motor vehicles used for racing, fifteen dollars (\$ 15.00).

(11) For every duplicate registration certificate, seventeen dollars (\$ 17.00).

(12) For every certified copy of a registration certificate or application, ten dollars (\$ 10.00).

(13) For every certificate assigning a special identification number or mark as provided in § 31-3-37, one dollar (\$ 1.00).

(14) For every replacement of number plates or additional pair of number plates, without changing the number, thirty dollars (\$ 30.00).

(15) For the registration of every farm vehicle, used in farming as provided in § 31-3-31: ten dollars (\$ 10.00).

(16) For the registration of antique motor vehicles, five dollars (\$ 5.00).

(17) For the registration of a suburban vehicle, when used as a pleasure vehicle and the gross weight of which is not more than four thousand pounds (4,000 lbs.), the same rates as charged in subdivision (1) of this subsection shall be applicable and when used as a commercial vehicle and the gross weight of which is not more than four thousand pounds (4,000 lbs.), the same rates as provided in subdivision (2) of this subsection shall be applicable. The rates in subdivision (3) of this subsection shall be applicable when the suburban vehicle has a gross weight of more than four thousand pounds (4,000 lbs.), regardless of the use of the vehicle.

(18) For the registration of every motor bus that is used exclusively under contract with a political subdivision or school district of the state for the transportation of school children, twenty-five dollars (\$ 25); provided that the motor bus may also be used for the transportation of persons to and from church and Sunday school services, and for the transportation of children to and from educational or recreational projects sponsored by a city or town or by any association or organization supported wholly or in part by public or private donations for charitable purposes, without the payment of additional registration fee.

(19) For the registration of every motorized bicycle, ten dollars (\$ 10.00).

(20) For the registration of every motorized tricycle, ten dollars (\$ 10.00).

(21) For the replacement of number plates with a number change, twenty dollars (\$ 20.00).

(22) For the initial issuance and each reissuance of fully reflective plates, as required by §§ 31-3-10 and 31-3-32, an additional six dollars (\$ 6.00).

(23) For the issuance of a trip permit under the International Registration Plan, twenty-five dollars (\$ 25.00) per vehicle. The division of motor vehicles is authorized to issue seventy-two-hour (72) trip permits for vehicles required to be registered in the International Registration Plan that have not been apportioned with the state of Rhode Island.

(24) For the issuance of a hunter's permit under the International Registration Plan, twenty-five dollars (\$ 25.00) per vehicle. The division of motor vehicles is authorized to issue hunter's permits for motor vehicles based in the state of Rhode Island and otherwise required to be registered in the International Registration Plan. These permits are valid for thirty (30) days.

(25) For the registration of a specially adapted motor vehicle necessary to transport a family member with a disability for personal, noncommercial use, a fee of thirty dollars (\$ 30.00) assessed.

(b) In the event that the registrant voluntarily cancels his registration within the period of registration, the division of motor vehicles shall refund only that portion of the fee paid that represents full-year segments of the registration fee paid. (b) In the event that the registrant voluntarily cancels his registration within the period of registration, the division of motor vehicles shall refund only that portion of the fee paid that represents full-year segments of the registration fee paid.

TITLE 44. TAXATION
CHAPTER 34. EXCISE ON MOTOR VEHICLES AND TRAILERS

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R.I. Gen. Laws § 44-34-2 (2016)

§ 44-34-2. Assessment -- Valuation -- Proration -- Abatement and cancellation -- Exemptions from tax

(a) Except as provided in this section, the tax assessors of each city and town shall assess and levy in each calendar year on every vehicle and trailer registered under chapter 3 of title 31, for the privilege of the registration, an excise measured by its value, as subsequently defined and determined. For the purpose of this excise, the uniform value of each vehicle shall be determined in accordance with the regulations of the vehicle value commission. Any vehicle which is more than twenty-five (25) years old, whether or not the **vehicle is an antique** motor **car** as defined in § 31-1-3(a), shall be deemed to possess an average retail value of five hundred dollars (\$ 500). Any vehicle more than twenty-five (25) years old on June 16, 1987, whether or not the **vehicle is an antique** motor **car** as defined in § 31-1-3(a), shall be deemed to have an average retail value of five hundred dollars (\$ 500) or its actual retail value whichever is less. The minimum excise tax on any vehicle, if registered to the same owner for a full year or portion of the year, shall not be less than five dollars (\$ 5.00) unless the registration is transferred to one or more additional vehicles or trailers, in which case the minimum or combined excise taxes shall not be less than five dollars (\$ 5.00). Beginning in fiscal year 2001, the assessor may, but is not required to, issue minimum tax bills as authorized by this section or any general or public law. Beginning in fiscal year 2002 and thereafter, the assessor shall not issue minimum tax bills, notwithstanding any general or public law to the contrary. The assessor may waive the excise tax on any vehicle where the annual levy would be less than five dollars (\$ 5.00). The state shall not provide reimbursement for any waiver.

(b) Vehicle and trailer excises shall be prorated over the calendar year prior to the year in which the excises are levied and billed, that year being referred to as the calendar year of proration.

(c) The excise levy on every vehicle and trailer registered under chapter 3 of title 31 shall be based on the ratio that the number of days the vehicle or trailer is registered is to the number of days in the calendar year of proration.

(d) If during the calendar year of proration, the owner of a vehicle or trailer subject to the excise moves permanently with his or her vehicle to another state and cancels his or her registration in this state and returns the registration plates, the vehicle shall be exempt from excise for the ensuing year.

(e) "Year of manufacture" as used in this section means the year used by the manufacturer of the vehicle or trailer in connection with the designation by the manufacturer of the model of the vehicle or trailer. Where the presumptive price of a vehicle or trailer is not readily obtainable, or special equipment is installed on the vehicle or trailer, the tax assessor shall prescribe the retail price to be used or the manner in which the retail price shall be determined.

(f) Nothing in this section shall be construed to prevent any city or town council from granting an abatement, in whole or in part, when there is an error in the assessment of a tax, and the tax assessors have certified to the fact, in writing, to the city or town council to cancel taxes stating the nature of the error, the valuation of the vehicle or trailer, the amount of the assessed tax and the name of the person to whom the vehicle or trailer was taxed.

(g) The city or town council may cancel, in whole or in part, an excise tax assessed to a person who has died leaving no estate, or a person who has moved from the state, and the tax collector or person acting in the capacity of tax collector certifies to the city or town council the facts of the case.

(h) The excise imposed by this section shall not apply to vehicles or trailers owned by the state of Rhode Island or any of its political subdivisions, or to vehicles or trailers owned by a corporation, association or

other organization whose tangible personal property is exempt under § 44-3-3(1) -- (15), or to vehicles assessed and taxed under § 44-13-13, or those owned by the United States government. Farm vehicles shall be exempt to the extent prescribed in § 44-5-42.

HISTORY: P.L. 1978, ch. 341, § 3; P.L. 1982, ch. 121, § 1; P.L. 1982, ch. 255, § 1; P.L. 1984, ch. 339, § 1; P.L. 1984, ch. 381, art. I, § 1; P.L. 1986, ch. 415, § 1; P.L. 1987, ch. 65, § 1; P.L. 1988, ch. 654, § 2; P.L. 1998, ch. 31, art. 28, § 2; P.L. 2000, ch. 55, art. 19, § 2; P.L. 2004, ch. 6, § 23; P.L. 2005, ch. 117, art. 17, § 1.

Equipment Exemptions

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AGENCY 46. DEPARTMENT OF REVENUE
SUB-AGENCY 100. DIVISION OF MOTOR VEHICLES
CHAPTER 021. OFFICIAL MANUAL FOR VEHICLE INSPECTION

CRIR 46-100-021 (2016)

46 100 021. OFFICIAL MANUAL FOR VEHICLE INSPECTION

Section 1.12 Exemptions and Variances.

References: 31-23-3, 31-38-4, 31-38-14

The Law exempts certain vehicles from compulsory inspection.

The Department or its designee(s) may authorize any inspection station to issue a certificate of inspection and approval to any vehicle after concluding that a reasonable effort to meet the emission standards has been made.

Persons seeking an emission variance from the emission standards will be required to apply to the main office of the Motor Vehicle Safety and Emission Control Division for an "APPLICATION FOR EXEMPTION OF EMISSION REQUIREMENTS" which will require that the vehicle be inspected by a certified inspector and/or a State-employed inspector who both have to confirm that the vehicle involved is equipped with all emission control devices required at the time of manufacture and that these emission control devices are in good working order.

A state-certified inspector may operate or move a vehicle upon the highways with proper registration plates attached without producing or displaying a certificate of inspection, only as may be necessary to transport the vehicle to and from the place of inspection or to test and repair the vehicle in conjunction with the inspection of the vehicle, provided however, that the vehicle is not registered to him personally or is not in such unsafe condition as to brakes, steering or other equipment as would be hazardous for use on the public highways.

The exemptions and/or variances as interpreted do not excuse the owner from maintaining these vehicles in proper condition and this interpretation does not relieve the owner of such vehicle from the obligation of having a safe vehicle on the public highway.

Waivers will be considered individually and be identified as:

COST LIMIT WAIVERS (CL)

DIAGNOSTIC INSPECTION WAIVERS (DI)

REPAIR-TIME DELAY WAIVERS (RT)

The Department of Revenue has determined in accordance with the Inspection Laws that certain vehicles and vehicles that are "LIMITED IN THEIR SCOPE OF OPERATION" are exempt from compulsory safety and emissions inspection.

THE FOLLOWING VEHICLES ARE **EXEMPT FROM SAFETY AND EMISSIONS INSPECTION** ACCORDINGLY:

New motor vehicles with first title, until twenty-four (24) months after their first date of purchase or twenty-four thousand (24,000) miles, whichever occurs first.

Motorized wheelchairs. Motorized bicycles and/or motorized tricycles unless required by special laws or regulations.

Vehicles that are registered with plates identified as in-transit, racer-tow, bailee or transporter and other vehicles with properly issued loan agreements, and various temporary permits.

Competition and off-road vehicles that are not registered and used solely for offhighway activities.

Vehicles owned or controlled by a Rhode Island licensed dealer for the first five (5) Division of Motor Vehicles business days after the vehicle is owned or controlled by the dealer.

Other vehicles at the discretion of the Department for portions of an inspection cycle to advance or delay the inspection in order to match the registration and the inspection cycle.

Vehicles registered with Antique Plates are exempt, however, some antique registered vehicles also registered with passenger plates may be presented for inspection in order to comply with the state law that allows the unlimited use of such a vehicle if it passes a proper inspection.

Farm tractors effective January 1, 1985.

Trailers with a registered gross weight of 1,000 pounds or less, unless used for transportation of horses and other livestock.

Special mobile equipment as defined by law (31-1-9).

Any vehicle while it is stored off the public road.

THE FOLLOWING VEHICLES ARE **EXEMPT FROM THE EMISSIONS INSPECTION** ACCORDINGLY:

A motor vehicle twenty five (25) model years old or older will be given the required safety and emissions test for the same fees as other vehicles but will not be denied the approval if the owner fails to complete any emission repairs. The vehicle owner may choose either the TSI OR TRANSIENT emissions test.

Electric vehicles, motorcycles, and those vehicles which are registered for more than 8,500 pounds gross weight will be exempt from the emissions inspection.

A motor vehicle with an exchanged engine shall be inspected for emission compliance by applying the emission standards and criteria for motor vehicle emissions inspections based on the chassis model year of the vehicle. Except that if the engine installed in the vehicle at the time of inspection is newer than the chassis model year, the inspection standards and criteria for motor vehicle emissions inspections shall be based on the model year of the engine.

All reconstructed and homemade vehicles shall be inspected for emissions compliance using the standards and test procedures applicable for exhaust emission, functional emissions control devices and visual inspection for each individual vehicle based on the engine year of the engine installed in the vehicle at the time of the inspection.

A vehicle with an engine that has been changed from one fuel type to another fuel type (e.g. from a diesel engine to a gasoline engine) that is subject to these regulations shall be subject to the test procedures and standards for the current fuel type of the engine installed in the vehicle at the time of inspection.

All trucks and vans shall be tested in accordance with the emission standards for motor vehicles as determined by the manufacturers' gross vehicle weight rating (GVWR). If no manufacturer's GVWR is available, then the vehicle shall be tested according to the GVWR as determined by the Department.

Motor vehicles that present prohibitive emission inspection problems or are inappropriate for emission inspection, regardless of its age, are exempt from the dynamometer test. These vehicles must pass the safety inspection and are required to pass a BASIC (two-speed idle,) emissions test for the same fee as other vehicles.

These vehicles will be rejected and subject to suspension if they fail the inspection requirements. **These exemptions include** vehicles identified as, but not limited to, the following:

Vehicles that CANNOT normally maintain a constant speed of thirty miles per hour.

Vehicles that are insured as **CLASSIC vehicles**.

Vehicles manufactured as **"KIT CARS" or "RECONSTRUCTED VEHICLES"**.

Vehicles equipped with FULL TIME ALL WHEEL DRIVE, ALL WHEEL DRIVE OR TRACTION CONTROL SYSTEMS that cannot be disengaged.

COST LIMIT WAIVER (CL)

Repair cost limit waivers will be considered if the cost of the emission related repairs were completed within sixty (60) days prior to the rejection date of the inspection. The cost of the repairs must be confirmed with original receipts from recognized licensed retailers. These original receipts must be surrendered to the inspector considering the waiver. The cost of repairs may not include the cost covered under any Federal warranty program or for repairing any tampered emission items.

The repair cost limit will be adjusted each January according to the E.P.A. requirements and the consumer price index.

Repair cost limit waivers must qualify each inspection cycle.

DIAGNOSTIC INSPECTION WAIVERS (DI)

Diagnostic waivers will be considered for vehicles that fail the inspection. It must be demonstrated to the State that the required applicable emission devices are in place and are operating properly. It must be further demonstrated that the required parts needed for the repairs are not available and that no additional further repairs are reasonably possible.

Diagnostic waivers must qualify each inspection cycle.

REPAIR TIME DELAY WAIVERS (RT)

A repair time delay waiver will be issued to the registered owner of a vehicle in compliance with the low-income requirements of the RIPAE PROGRAM established by the Department of Elderly Affairs or the GOLD CARD program established by the Department of Human Services. The owner will have to pay the required inspection fee and apply to the Inspection Office with the rejected vehicle under consideration along with the rejection report and the low-income credentials within the thirty (30) day rejection period.

The Repair Time Delay waivers are a one time delay of emission repairs for the specific vehicle and may not qualify in future cycles, regardless of any change in the ownership of the vehicle.

Section 4.0 What to Inspect.

Reference: 31-24-37

The equipment requirements on certain vehicles change according to the size, use, or the type of vehicle. This section provides a checklist of what to look for on certain vehicles.

Reconstructed vehicles

All vehicles used on the public highways are expected to meet all the state laws and regulations, therefore, reconstructed vehicles which are using the public highways are also expected to meet all the state laws and regulations. Reconstructed vehicles in many instances fail to meet the state requirements and, are not to be approved for use on the public highways. Be sure to check reconstructed vehicles for all required safety items.

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***Current through the January 2009 Session ***

*** Annotations current through May 7, 2016 ***

TITLE 31. MOTOR AND OTHER VEHICLES

CHAPTER 23. EQUIPMENT AND ACCESSORIES GENERALLY

Go to the Rhode Island Code Archive Directory

R.I. Gen. Laws § 31-23-39 (2016)

§ 31-23-39. Safety seat belts in new vehicles

It is unlawful for any person to buy, sell, lease, trade, or transfer from or to Rhode Island residents at retail an **automobile**, which is manufactured or **assembled** commencing with the 1964 models, unless the vehicle is equipped with safety belts installed for use in the left front and right front seat.

HISTORY: P.L. 1962, ch. 98, § 1.

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R.I. Gen. Laws § 31-22-22 (2016)

§ 31-22-22. Safety belt use -- Child restraint

(a) (1) Any person transporting a child under the age of eight (8), less than fifty-seven (57) inches in height and less than eighty (80) pounds in a motor vehicle operated on the roadways, streets, or highways of this state, shall transport the child in any rear seating position of the motor vehicle properly restrained in a child restraint system approved by the United States Department of Transportation under Federal Standard 213. If the child is under eight (8) years old but at least fifty-seven (57) inches in height, or at least eighty (80) pounds the child shall be properly wearing a safety belt and/or shoulder harness approved by the Department of Transportation pursuant to Federal Standard 208 in any rear seating position of the motor vehicle. For the purpose of this section, applying to all parts of this section, "rear seating position" means any seating positions located behind the driver and front seat passenger. Under this subsection, a child must be properly restrained in the front seat if:

(i) The vehicle is not equipped with a back seat; or

(ii) All rear seating positions are being utilized by other children.

(2) In no event shall failure to wear a child restraint system or safety belt be considered as contributory or comparative negligence, nor the failure to wear the child restraint system, seat belt and/or shoulder harness be admissible as evidence in the trial of any civil action.

(b)

(1) Any operator of a motor vehicle transporting a child who has attained the age of eight (8) years but is under eighteen (18) years of age in any seating position within a motor vehicle operated on the roadways, streets, or highways of the state shall ensure that the passenger is properly wearing a safety belt and/or shoulder harness system, as defined by Federal Standard 208.

(2) Any operator of a motor vehicle under eighteen (18) years old shall properly wear a safety belt and/or shoulder harness system.

(3) This subsection applies only to those motor vehicles required by federal law to have safety belts.

(c)

(1) Any person deemed in violation of subsection (a) of this section shall be issued a citation. If the cited person presents proof of purchase of a federally approved child restraint system under Standard 213 to the issuing police department within seven (7) days of issuance, the department shall void the violation. If the individual fails to present proof of purchase, he or she shall be required to appear for a hearing before the traffic tribunal, and shall be fined as provided in § 31-41.1-4 for each offense, and it shall not be recorded on the person's driving record within the rules and regulations governing chapter 41.1 of this title.

(2) Any person violating subsection (b) of this section shall be fined as provided in § 31-41.1-4 for each offense. The conviction shall not be recorded on that person's driving record within the rules and regulations governing chapter 41.1 of this title.

(d) Notwithstanding the provisions of subsection (a) of this section, any person transporting a child properly restrained in a federally approved child restraint system under Federal Standard 213, but transporting the child in a place other than a rear seating position, in violation of subsection (a) of this section, shall be subject only to the fine contained in subdivision (c)(2) of this section.

(e) All fines collected for violations of this section shall be payable to the state of Rhode Island. Fifty percent (50%) of the proceeds shall be shared with the municipality whose law enforcement department issued the citation for the violations.

(f)

(1) Any operator of a motor vehicle transporting a person eighteen (18) years of age and older in any seating position of a motor vehicle operated on the roadways, streets or highways of this state shall

ensure that the person be properly wearing a safety belt and/or shoulder harness system, as defined by Federal Motor Vehicle Safety Standard 208.

(2) The provisions of this subsection shall apply only to those motor vehicles required by federal law to have safety belts.

(g)

(1) Any person who is an operator of a motor vehicle shall be properly wearing a safety belt and/or shoulder harness system as defined by Federal Motor Vehicle Safety Standard 208 while the vehicle is in operation on any of the roadways, streets, or highways of this state.

(2) The provisions of this subsection shall apply only to those motor vehicles required by federal law to have safety belts.

(h) In no event shall failure to be properly restrained by a child restraint system or safety belt be considered as negligence, nor the failure to be properly restrained by the child restraint system or safety belt be admissible as evidence in the trial of any civil action.

(i) The provisions of subsections (b), (f) and (g) of this section shall not apply to a driver or passenger of:

(1) A passenger motor vehicle manufactured before July 1, 1966;

(2) A passenger motor vehicle in which the driver or passenger possesses a written verification from a licensed physician that the driver or passenger is unable to wear a safety seat belt system for physical or medical reasons. The verification time period shall not exceed twelve (12) months at which time a new verification may be issued;

(3) A passenger motor vehicle which is not required to be equipped with a safety seat belt system under federal laws; or

(4) A passenger motor vehicle operated by a letter carrier of the United States Postal Service while performing the duties of a letter carrier.

(j) A program of public information and education designed to educate the motoring public to the benefits of wearing safety belt systems, shall be developed by the department of transportation's governor's office on highway safety. The department of transportation's office on highway safety, in cooperation with the department of health, shall study the effectiveness of the implementation of this section and shall submit to the general assembly a report containing its findings by July 1, 1999.

(k) Any person violating subsection (f) or (g) of this section shall be fined as provided in § 31-41.1-4. Any conviction for violating subsection (f) or (g) of this section shall not be recorded on that person's driving record within the rules and regulations governing chapter 41.1 of this title.

(l) No motor vehicle shall be stopped, inspected or detained to determine compliance with subsection (f) or (g) of this section without reasonable suspicion that the operator or passenger(s) of the motor vehicle is in violation of this section.

(m) A law enforcement officer may not search a motor vehicle, its contents, the driver, or a passenger solely because of a violation of subsection (f) or (g) of this section.

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***Current through the January 2009 Session ***

*** Annotations current through May 7, 2016 ***

TITLE 31. MOTOR AND OTHER VEHICLES
CHAPTER 24. LIGHTING EQUIPMENT AND REFLECTORS

Go to the Rhode Island Code Archive Directory

R.I. Gen. Laws § 31-24-24 (2016)

§ 31-24-24. Single beam lamps

Head lamps arranged to provide a single distribution of light shall be permitted on motor **vehicles manufactured** and sold **prior** to November 1, 1951, in lieu of multiple beam road lighting equipment specified in this chapter if the single distribution of light complies with the following requirements and limitations:

(1) The head lamps shall be so aimed that when the vehicle is not loaded none of the high-intensity portion of the light shall, at a distance of twenty-five feet (25') ahead, project higher than a level of five inches (5") below the level of the center of the lamp from which it comes, and in no case higher than forty-two inches (42") above the level on which the vehicle stands at a distance of seventy-five feet (75') ahead.

(2) The intensity shall be sufficient to reveal persons and vehicles at a distance of at least two hundred feet (200').

(3) Violations of this section are subject to fines enumerated in § 31-41.1-4.

HISTORY: P.L. 1950, ch. 2595, art. 34, § 21; G.L. 1956, § 31-24-24; P.L. 2002, ch. 292, § 121.

Emissions Exemptions

Rhode Island requires biennial emissions inspections to be conducted in conjunction with safety inspections.

Diesel Vehicles:

Diesel vehicles are not tested for emissions.

Exemptions:

1. New vehicles have (2) MYs or the first 24,000 miles to obtain an emissions inspection, whichever comes first
2. Vehicles that are 26 MY old or older
3. Vehicles registered with antique plates
4. Vehicles that are insured as CLASSIC vehicles, "KIT CARS," "RECONSTRUCTED VEHICLES,"
And vehicles equipped with full time all wheel drive, all wheel drive or traction control systems that cannot be disengaged are exempt from the dynamometer test, but are required to pass a basic (two-speed idle) emissions test

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*** THIS DOCUMENT REFLECTS CHANGES THROUGH OCTOBER 26, 2016 ***
AGENCY 46. DEPARTMENT OF REVENUE
SUB-AGENCY 100. DIVISION OF MOTOR VEHICLES

CHAPTER 026. SAFETY AND EMISSIONS CONTROL REGULATION NO. 1 - MOTOR VEHICLE
INSPECTION/MAINTENANCE PROGRAM

CRIR 46-100-026 (2016)

§ 1.1.16 "Homemade Vehicle" means a vehicle which has been materially altered from its original configuration so that it cannot be visually identified as a vehicle produced by a particular vehicle manufacturer; or a vehicle constructed entirely from homemade parts, or parts from one or more **vehicles**, or constructed by the use of **custom** kits and which cannot be identified as a specific make or model.

§ 1.1.28 "**Reconstructed Vehicle**" means a **vehicle** constructed from two or more commercially manufactured vehicles of the same type and year which has not been altered and is recognizable as a commercially manufactured vehicle of a given year.

§ 1.4.6 Non-Factory Specification Vehicles

Vehicles that have been altered from their original certified configuration shall be tested in accordance with the following:

(a) **Reconstructed** and **Homemade Vehicles**

All **reconstructed** and homemade **vehicles** shall be inspected for emissions compliance using the standards and test procedures applicable for exhaust emission, functional emissions control devices and visual inspection for each individual vehicle based on the engine year of the engine installed in the vehicle at the time of inspection.

(b) Vehicles With Exchanged Engines

A motor vehicle with an exchanged engine shall be inspected for emission compliance by the applying the emission standards and criteria for motor vehicle emissions inspections based on the chassis model year of the vehicle. Except that if the engine installed in the vehicle at the time of inspection is newer than the chassis model year the inspection standards and criteria for motor vehicle emissions inspections shall be based on the model year of engine.

(c) Vehicles With Changed Fuel Type

A vehicle with an engine that has been changed from one fuel type to another fuel type (e.g., from a diesel engine to a gasoline engine) that is subject to these regulations shall be subject to the test procedures and standards for the current fuel type of the engine installed in the vehicle at the time of inspection.

*** THIS DOCUMENT REFLECTS CHANGES THROUGH OCTOBER 26, 2016 ***

AGENCY 46. DEPARTMENT OF REVENUE
SUB-AGENCY 100. DIVISION OF MOTOR VEHICLES
CHAPTER 021. OFFICIAL MANUAL FOR VEHICLE INSPECTION

CRIR 46-100-021 (2016)

46 100 021. OFFICIAL MANUAL FOR VEHICLE INSPECTION

Section 1.12 Exemptions and Variances.

References: 31-23-3, 31-38-4, 31-38-14

The Law exempts certain vehicles from compulsory inspection.

The Department or its designee(s) may authorize any inspection station to issue a certificate of inspection and approval to any vehicle after concluding that a reasonable effort to meet the emission standards has been made.

Persons seeking an emission variance from the emission standards will be required to apply to the main office of the Motor Vehicle Safety and Emission Control Division for an "APPLICATION FOR EXEMPTION OF EMISSION REQUIREMENTS" which will require that the vehicle be inspected by a certified inspector and/or a State-employed inspector who both have to confirm that the vehicle involved is equipped with all emission control devices required at the time of manufacture and that these emission control devices are in good working order.

A state-certified inspector may operate or move a vehicle upon the highways with proper registration plates attached without producing or displaying a certificate of inspection, only as may be necessary to transport the vehicle to and from the place of inspection or to test and repair the vehicle in conjunction with the inspection of the vehicle, provided however, that the vehicle is not registered to him personally or is not in such unsafe condition as to brakes, steering or other equipment as would be hazardous for use on the public highways.

The exemptions and/or variances as interpreted do not excuse the owner from maintaining these vehicles in proper condition and this interpretation does not relieve the owner of such vehicle from the obligation of having a safe vehicle on the public highway.

Waivers will be considered individually and be identified as:

COST LIMIT WAIVERS (CL)

DIAGNOSTIC INSPECTION WAIVERS (DI)

REPAIR-TIME DELAY WAIVERS (RT)

The Department of Revenue has determined in accordance with the Inspection Laws that certain vehicles and vehicles that are "LIMITED IN THEIR SCOPE OF OPERATION" are exempt from compulsory safety and emissions inspection.

THE FOLLOWING VEHICLES ARE **EXEMPT FROM SAFETY AND EMISSIONS INSPECTION** ACCORDINGLY:

New motor vehicles with first title, until twenty-four (24) months after their first date of purchase or twenty-four thousand (24,000) miles, whichever occurs first.

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Vehicles that are registered with plates identified as in-transit, racer-tow, bailee or transporter and other vehicles with properly issued loan agreements, and various temporary permits.

Competition and off-road vehicles that are not registered and used solely for offhighway activities.

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Any vehicle while it is stored off the public road.

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All reconstructed and homemade vehicles shall be inspected for emissions compliance using the standards and test procedures applicable for exhaust emission, functional emissions control devices and visual inspection for each individual vehicle based on the engine year of the engine installed in the vehicle at the time of the inspection.

A vehicle with an engine that has been changed from one fuel type to another fuel type (e.g. from a diesel engine to a gasoline engine) that is subject to these regulations shall be subject to the test procedures and standards for the current fuel type of the engine installed in the vehicle at the time of inspection.

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Vehicles that are insured as **CLASSIC vehicles**.

Vehicles manufactured as **"KIT CARS" or "RECONSTRUCTED VEHICLES"**.

Vehicles equipped with FULL TIME ALL WHEEL DRIVE, ALL WHEEL DRIVE OR TRACTION CONTROL SYSTEMS that cannot be disengaged.

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Repair cost limit waivers will be considered if the cost of the emission related repairs were completed within sixty (60) days prior to the rejection date of the inspection. The cost of the repairs must be confirmed with original receipts from recognized licensed retailers. These original receipts must be surrendered to the inspector considering the waiver. The cost of repairs may not include the cost covered under any Federal warranty program or for repairing any tampered emission items.

The repair cost limit will be adjusted each January according to the E.P.A. requirements and the consumer price index.

Repair cost limit waivers must qualify each inspection cycle.

DIAGNOSTIC INSPECTION WAIVERS (DI)

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