

280-RICR-30-15-8

TITLE 280 – DEPARTMENT OF REVENUE

CHAPTER 30 – DIVISION OF MOTOR VEHICLES

SUBCHAPTER 15 – SAFETY AND EMISSIONS

PART 8 – Rules and Regulations for Extracurricular Vehicles

8.1 Authority and Purpose

~~This Part is promulgated pursuant to the provisions of R.I. Gen. Laws §§ 31-22-10 and 31-22-11.6 of the Rhode Island General Laws and 49 the Federal Motor Vehicle Safety Standards for school buses contained in the Code of Federal Regulations (CFR) C.F.R. Title § 49, part 571, the Rhode Island Division of Motor Vehicles, Department of Administration, proposes to adopt the within rules and regulations for the use of extracurricular vehicles.~~

~~The following rules and regulations are promulgated to Sections 31-22-10 and 31-22-11.6 of the Rhode Island General Laws of 19 as amended, and supercede any regulations adopted heretofore which are inconsistent with the provisions contained herein.~~

8.2 Purpose

~~The purpose of this Part is to set forth regulations concerning the type, construction, and equipment of motor vehicles used for the transportation of children to and from school sponsored activities including athletics and extracurricular activities. these regulations is to state the policy and procedure of the Division of Motor Vehicles governing the use of extracurricular vehicles.~~

8.3 Scope

These rules and regulations pertain to all vehicles purchased new or used after July 1, 2000 and are used as school extracurricular vehicles as defined in R.I. Gen. Laws § 31-22-11.6 ~~and these regulations of the Rhode Island General Laws~~. All school extracurricular vehicles subject to these regulations are also subject to the requirements established in R.I. Gen. Laws § 31-22-11.6 ~~including certain requirements involving safety belts, vehicle registration with “public plates”, inspections, vehicle identification, fire extinguishers, and first aid kits.~~

8.4 Definitions

- A. For the purposes of this Part, the following terms shall have the following meaning:
1. “School extracurricular vehicle” means a vehicle designed to transport less than fifteen (15) students to and from school-sponsored activities including athletics, internships, work experiences, and extracurricular activities where school buses are not used because of the small number of students being transported, pursuant to R.I. Gen. Laws § 31-22-11.6(a)(2)(ii). Two (2) door sedans shall not be considered school extracurricular vehicles.

8.5 Adoption and Incorporation by Reference of Federal Motor Vehicle Safety Standards for School Buses

- A. All school extracurricular vehicles as defined in R.I. Gen. Laws § 31-22-11.6 and in these regulations, designed with a capacity of at least eleven (11) and not more than fifteen (15) people (including the driver), and purchased after July 1, 2000 must meet the requirements of the Federal Motor Vehicle Safety Standards for school buses contained in the Code of Federal Regulations 49 C.F.R. Part § (CFR) Title 49, part 571 (2018), hereby incorporated by reference, not including further amendments thereof (2018). This includes 49 C.F.R. § 571.220 Federal Motor Vehicles Safety Standard #220 School Bus Rollover Protection, 49 C.F.R. § 571.221, and 49 C.F.R. § Part 571. School Bus Body Joint Strength, and #222-School Bus Passenger Seating and Crash Protection.
- B. Exceptions from Adoption of Federal Motor Vehicle Safety Standards for School Buses In addition to the provisions within 49 C.F.R. Part 571:
1. School extracurricular vehicles are prohibited from having amber or red flashing lights. Such systems must be removed prior to bringing the vehicles for inspection at the Safety and Emission Control Section of the Division of Motor Vehicles.
 2. School extracurricular vehicles are prohibited from having school bus pedestrian stop arms. Such systems must be removed prior to bringing the vehicle for inspection at the Safety and Emission Control Section of the Division of Motor Vehicles.

8.6 Additional Safety Requirements

- A. Safety Devices Mandated by State and Federal Law or Regulation

1. School extracurricular vehicles must be equipped with all lights, brakes, and other safety devices mandated by federal and state laws or regulations.
- B. Driver Seat Belt
1. The driver's seat must be equipped with a safety seat belt meeting the requirements provided in [R.I. Gen. Laws § 31-23-41](#) ~~of the Rhode Island General Laws~~.
- C. Passenger Seat Belt
1. Each passenger seat must be equipped with a safety seat belt assembly that is designed to restrain the pelvic and upper torso of the passenger. The seat belt must comply with ~~the Federal Motor Vehicle Safety Standard~~[49 C.F.R. § 571.209](#), incorporated by reference in § 8.5(A) of this Part.
- D. Drive Shaft
1. The drive shaft shall be guarded by the vehicle frame or a separate guard designed to prevent the drive shaft from dropping to the ground while the vehicle is moving.
- E. Exits
1. Each passenger seat shall be provided with a clear walking path to at least two (2)- doors. Each door, excluding the driver's door, must be located on different sides of the vehicle.

8.7 Color

School extracurricular vehicles shall not be any shade of yellow.

8.8 Vehicle Identification

- A. School extracurricular vehicles must have the name of the owner or lessee conspicuously placed on the side of the vehicle. The identification shall be required to possess two-inch (2") letters.
- B. The identification shall be permanently affixed to the vehicle if it is owned by the provider of school extracurricular transportation. On vehicles leased by school extracurricular transportation providers the display of identification may be accomplished through the use of removal device so prepared as to otherwise meet the above identification and legibility requirements.

~~8.9 Proof of Ownership or Lease (Grandfathered Vans)~~

~~All vehicles in service as extracurricular vehicles prior to July 1, 2000 that do not conform to the Federal Motor Vehicle Safety Standards for school buses, must provide documentation to the Safety and Emission Control Section of the Division of Motor Vehicles showing that the extracurricular vehicle was owned or leased to the registrant prior to July 1, 2000. Such proof may include a registration certificate or an original bill of sale.~~

8.9 Owner/Lessee Responsibility

The owner or lessee of the school extracurricular transportation provider is responsible for purchasing a new or used extracurricular vehicle that meets the requirements enumerated in this rulemaking.

8.10 Severability

If any provision of these rules and regulations or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the provisions or application of the rules and regulations which can be given effect, and to his end the provisions of these rules and regulations are declared to be severable.

~~I hereby certify that the above is a true copy.~~

~~John DiTomasso for~~

~~Date: 6/9/00~~

~~Signed: Thomas Harrington~~

~~Filed with the Office of the Secretary of State: June 09, 2000~~