

Public Notice of Proposed Rule-Making

Pursuant to the Uniform Aeronautics Regulatory Act (“UAR”), and the Rhode Island General Laws, §§ 1-4-1, et. seq., 31-23-1, et seq., and 42-35-1, et. seq., the Rhode Island Airport Corporation (RIAC) hereby gives notice of its intent to revise the following regulations:

- (1) Ground Transportation Regulations (GTR); and
- (2) Aeronautics Regulations (AR).

The purpose of the amendments to:

- (1) The GTR is to simplify existing regulations by clarifying whether activities are permitted or prohibited. No substantive changes were made to the meaning of the existing regulations; and
- (2) The AR is to require police, fire fighter or crash rescue crewperson employed by RIAC to retire at age seventy (70), and to clarify that it is unlawful for pilots, crewpersons, and/or any person who attempts to or operates an aircraft to be under the influence of a controlled drug or intoxicating liquor alcohol and such persons shall on request of a law enforcement officer be deemed to consent to physical and chemical testing in accordance with Federal Aviation Administration policy.

In the development of the Regulations consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication or overlap with any other state regulations was identified. RIAC has determined that the Regulations will not result in a significant adverse economic impact on small businesses, or any city or town. There are no additional reporting, recordkeeping, or other administrative requirements imposed and no additional costs will be incurred to comply with the Regulations.

Copies of the Regulations and a summary of all non-technical differences between the existing and proposed rules are available at T.F. Green Airport and may also be obtained by calling Ann Urban at (401) 691- 2206. Electronic copies of the Regulations are also available on the RIAC website at the following address: www.pvdairport.com. (select the RI Airport Corporation link and click twice on this link).

All interested parties are invited to submit written comments on proposed regulations **by February 28, 2014** to: Ann Urban, Rhode Island Airport Corporation, 2000 Post Road, Warwick, RI 02886

In accordance with RIGL§ 42-35-3, a hearing will be held if requested by twenty-five (25) persons, by an agency or by an association having at least twenty-five (25) members. A request for a hearing must be made within 30 days of the date of this notice; e.g., by February 28, 2014. If an oral hearing is held the room will be accessible to the disabled and interpreter services for the hearing impaired will be provided if requested 48 hours

prior to the hearing. Requests for this service can be made in writing or by calling (401) 222-2222.

Signed January 29, 2014
Kelly J. Fredericks, President and CEO

Summary Statement of changes proposed by the amendments to the Rhode Island
Airport Corporation Ground Transportation Regulations (the Regulations)

Section 1. AUTHORITY AND PURPOSE: added to clarify that the Regulations are authorized under RIGL §§ 1-4-1, et seq., § 1-2-1, et seq., and 42-35-1, et seq., and that the Regulations do not impact the authority of the Director of the Department of Transportation RIGL §§ 31-23-1 et seq..

Section 2. APPLICABILITY: added to clarify to that the Regulations apply to commercial ground transportation vehicles that access T. F. Green Airport (the Airport).

Section 3. SUPERSEDED REGULATIONS: Added to clarify that if previous regulations conflict with the Regulations they are superseded.

Section 4. DEFINITIONS:

- Section 4.1 Access Agreement: added to DEFINITIONS.
- Section 4.2 Airport: clarifies existing definition includes Airport Circulator.
- Section 4.2 Airport Circulator: clarifies existing definition.
- Section 4.4 Arrivals Roadway: added to DEFINITIONS.
- Section 4.5 Authorized User: clarifies the existing definition.
- Section 4.6 Business Entity: added to DEFINITIONS.
- Section 4.7 Cell Phone Waiting Lot: added to DEFINITIONS.
- Section 4.8 Chargeable Airport Customer: clarifies existing definition and references the Interlink.
- Section 4.10 Charter Bus/Motor Coach: added to DEFINITIONS.
- Section 4.11 Commercial Curb: added to DEFINITIONS.
- Section 4.12 Corporation: clarifies existing definition.
- Section 4.13 Departures Roadway: added to DEFINITIONS.
- Section 4.14 Driver: clarifies existing definition.
- Section 4.15 Hotel Shuttle: added to DEFINITIONS.
- Section 4.16 Hourly Lot: clarifies existing definition and refers to Lot D.
- Section 4.17 Interlink: added to DEFINITIONS

- Section 4.18 Jitney: added to DEFINITIONS
- Section 4.19 Limousine: added to DEFINITIONS
- Section 4.20 Off Airport Parking Shuttles: added to DEFINITIONS
- Section 4.21 Off-Sit Rental Car Company: added to DEFINITIONS
- Section 4.22 On-Site Rental Car Companies: added to DEFINITIONS
- Section 4.23 Other Vehicles for Hire: added to DEFINITIONS
- Section 4.24 Person: added to DEFINITIONS
- Section 4.26 Rental Car Company: clarifies definition and includes reference to Interlink.
- Section 4.27 RIPTA: added to DEFINITIONS.
- Section 4.28 Scheduled Bus/ Motor Co: added to DEFINITIONS.
- Section 4.30 Taxicabs: clarifies definition.
- Section 4.31 Vehicle: added to DEFINITIONS.

Section 5. USE OF THE AIRPORT

- Section 5.1 Compliance with Regulations: clarifies the terms of compliance.
- Section 5.2 Solicitation Prohibited: simplifies the meaning of the prior section.
- Section 5.4 Insurance: moves the insurance provision to this section and clarifies the insurance requirements.

Section 6. TAXICAB WITH A CERTIFICATE AND AN AUTHORIZED USER

- Section 6.1.1 Added Definition of Permitted Activities to clarify meaning.
- Section 6.1.2 Added Definition of Prohibited Activities to clarify meaning.

Section 7. TAXICAB WITH A CERTIFICATE AND NOT AN AUTHORIZED USER

- Section 7.1.1 Added Definition of Permitted Activities to clarify meaning.
- Section 7.1.2 Added Definition of Prohibited Activities to clarify meaning.

Section 7.1.3 Added Definition of Required Activities to clarify meaning.

Section 7.2 Added Definition of Pre-arranged Activities to clarify meaning.

Section 8. LIMOUSINES

Section 8.1 Added Definition of Permitted Activities to clarify meaning.

Section 8.2 Added Definition of Prohibited Activities to clarify meaning.

Section 8.3 Added Definition of Required Activities to clarify meaning.

Section 9. JITNEY, SCHEDULED BUS/MOTOR COACH OR CHARTER BUS/MOTOR COACH 35 FEET OR LESS IN LENGTH

Section 9.1.1 Added Definition of Permitted Activities to clarify meaning.

Section 9.1.2 Added Definition of Prohibited Activities to clarify meaning.

Section 9.1.3 Added authorizations and prohibitions associated with being an Authorized User to clarify meaning.

Section 10. JITNEY, SCHEDULED BUS/MOTOR COACH OR CHARTER BUS/MOTOR COACH GREATER THAN 35 FEET IN LENGTH AND AN AUTHORIZED USER

Section 10.1.1 added Definition of Permitted Activities to clarify meaning.

Section 10.1.2 added Definition of Prohibited Activities to clarify meaning.

Section 11. RHODE ISLAND PUBLIC TRASIT AUTHORITY to clarify meaning.

Section 11.1.1 added Definition of Permitted Activities to clarify meaning.

Section 11.1.2 added Definition of Prohibited Activities to clarify meaning.

Section 12. HOTEL SHUTTLES

Section 12.1.1 added Definition of Permitted Activities to clarify meaning.

Section 12.1.2 added Definition of Prohibited Activities to clarify meaning.

Section 12.1.3 clarifies the requirement that Hotel Shuttles be an Authorized User.

Section 13. OFF-AIRPORT PARKING SHUTTLES

Section 13.1.1 added Definition of Permitted Activities to clarify meaning.

Section 13.1.2 added Definition of Prohibited Activities to clarify meaning.

Section 13.1.3 clarifies the requirement that Off-Airport Parking Shuttles be an Authorized User.

Section 14. OTHER VEHICLES FOR HIRE

Section 14.1.1 added requirement that any vehicle not previously defined must contact the Corporation prior to using the Airport for business reasons.

Section 15. PARKING AT THE AIRPORT

15.1 – 15.3 Clarifies where public parking is permitted and prohibited at the Airport.

Section 16. Deliveries

16.1 and 16.2 Clarify where deliveries are permitted at the Airport.

Section 17. COMMERCIAL CURB

17.1 – 17.2 Clarify what activities are permitted at this location.

Section 18. RENTAL CAR COMPANIES

18.1 Clarifies the requirement that Rental Car Companies must be an Authorized User.

Section 20. ENFORCEMENT AND PENALTIES

Section 20.3 clarifies penalties for repeated violations.

Section 21. ANTI-IDLING

This section added the prohibition under Rhode Island Law governing idling diesel engines.

Section 22. WAIVER

Section 22.1 – 22.2 Added provision allowing a waiver from the Regulation and sets forth manner to obtain it.

Section 23. SEVERABILITY

This Section added a provision for severability in interpreting the Regulations.

Section 24. EFFECTIVE DATE.

This Section sets forth effective date of the Regulation.

REGULATORY STATEMENT GROUND TRANSPORTATION REGULATIONS

The Rhode Island Airport Corporation (“RIAC”) is promulgating amendments to the Ground Transportation Regulations to simplify existing regulations by clarifying definitions, adding definitions and specifying prohibited and permitted activities. The regulations, promulgated pursuant to the RIGL §§ 1-2-1, et seq., and 31-23-1, et seq., govern commercial ground transportation vehicles using airport property.

RIAC held an informal workshop on April 4, 2011 to receive feedback on the Regulations. Notice of rulemaking and a copy of the Regulations was sent to the Office of the Governor and the Small Business Ombudsman of the Rhode Island Department of Administration on January 17, 2014, posted on RIAC’s website on January 29, 2014, and a copy of the notice was sent to persons that had commented on the first draft of the regulations as well as other persons that may be interested.

RIAC has complied with the requirements of RIGL §42-35-3 by considering alternative approaches to the proposed regulations and has determined that there is no alternative approach that would be as effective and less burdensome. RIAC has also determined that the proposed regulations do not overlap or duplicate any other state regulation. RIAC has complied with the requirements of RIGL §42-35-3.3 by determining that the proposed regulations will not result in a significant adverse economic impact on small business or any city or town, and by submitting copies of the proposed regulations to the Governor’s Office and Economic Development Corporation.

In the development of the proposed Regulations consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified that would be less burdensome and achieve safety objectives. The proposed Regulations do not overlap or duplicate any other state regulation and will not result in a significant adverse economic impact on small business or any city or town.

Kelly J. Fredericks, President and CEO

~~RHODE ISLAND AIRPORT CORPORATION~~

~~RULES AND REGULATIONS~~

FOR

**GROUND
TRANSPORTATION
REGULATIONS**



Rhode Island Airport Corporation

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EFFECTIVE DATE:

**GROUND TRANSPORTATION AT T. F. GREEN STATE
AIRPORT REGULATIONS**

**Section
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~~1. Authority and Purpose 1~~

~~2. Applicability 1~~

~~3. Superseded Regulations 1~~

~~4. Definitions—Whenever used in these rules and regulations, the terms set forth in this Section 1 shall have the meanings ascribed to them below.~~

~~1.1 “Airport” means T. F. Green State Airport located in Warwick, Rhode Island.~~

~~1.2 “Airport Circulator” means the roadways and walkways maintained by the Corporation w~~

~~1.3 “5. Use of the Airport Terminal” means the Bruce Sundlun Terminal located at the Airport from which Airport passengers arrive and depart.~~

~~1.4 “Authorized User” means a person or entity engaged by the Corporation on a contract~~

~~1.5 “Certificate” means a certificate of public convenience and necessity issued by the Rhode Island Division of Public Utilities and Carriers pursuant to R.I. Gen. Laws § 39-14-4-1.6. Taxicab with a Certificate and an Authorized User 5.~~

~~1.6 “CFC” means the customer facility charge which all Rental Car Companies shall collect and remit to the Corporation, pursuant to these rules and regulations and the provisions of R.I. Gen. Laws § 1-2-1.1 from each CFC Chargeable Customer.~~

~~1.7 “CFC Chargeable Customer” means: (i) prior to the Date of Operational Opening: (a) a Chargeable Airport Customer; and (b) at the option of a Rental Car~~

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~~Company, a Local Market Customer; and (ii) subsequent to the Date of Operational Opening, any person who rents a motor vehicle from an: (a) On-Site Rental Car Company and who picks up such motor vehicle or arranges for the pick up of such motor vehicle from the Warwick Intermodal Station, including any premium or VIP customers; and/or (b) an Off-Site Rental Car Company and who is picked up or dropped off at the Warwick Intermodal Station. **Taxicab with a Certificate and not an Authorized User5**~~

~~1.8 "CFC Deficiency" means the difference, if any, between the amount that a. **Limousines 6** Rental Car Company shall have paid to the Corporation pursuant to Section 7 and the~~

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~~amount which the Corporation determines pursuant to Section 7 as a result of an audit of Company's books and records should have been paid by such Rental Car Company, whether such CFC Deficiency is a result of such Rental Car Company's intentional acts, negligence or mistake.~~

~~1.9 "Chargeable Airport Customer" means any and all rental car customers of a Rental Car Company except a Local Market Customer.~~

~~1.10 "Commercial Lane" means the road or roads designated from time to time by the Corporation for use only by authorized commercial vehicles.~~

~~4.~~

~~9. Jitney, Scheduled Bus/Motor Coach or Charter Bus/.....
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~~11 "Corporation" mean the Rhode Island Airport Corporation, a public corporation, governmental agency, and public instrumentality of the State of Rhode Island and Providence Plantations, and a subsidiary of the Rhode Island Economic Development Corporation.; Rhode Island Public Transit Authority (RIPTA).....10~~

~~4.~~

~~12 "Courtesy Vehicle" means any motor vehicle used to transport customers from a place of business (such as a hotel, or off-Airport parking or rental car company location) to the Airport or from the Airport to any such place of business at no charge to the customer.~~

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~~14. Other Vehicles; and (ii) the vehicles of Authorized Users.
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~~1.15 "Driver" means the operator of a Covered Vehicle.; Parking at the Airport.....11~~

~~1.16 "Hourly Lot" means the surface parking lot at the Airport designated from time to time by the Corporation for hourly public parking.~~

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Island college or university, as demonstrated by the presentation of a current student I.D. (and a copy of such I.D. must be attached to the customer's rental agreement); or (c) is renting a motor vehicle from such Rental Car Company as a result of an insurance company replacement transaction (as demonstrated by listing the name of the insurance company and a contact representative of the insurance company on the customer's rental agreement; (ii) signs (or initials) a statement contained on the Rental Car Company's rental agreement stating that he or she did not arrive at the Airport within the previous forty-eight (48) hours; and (iii) did not use the Rental Car Company's Courtesy Vehicle (as evidenced by the Rental Car Company's employee in writing on the customer's rental agreement).

4.

~~1.19~~ "Monthly CFC Statement" means the detailed statement of CFCs, in the form reasonably prescribed by RIAC and as amended by RIAC from time to time, which Company will provide to RIAC, pursuant to Section 7, without modification, on a monthly basis and at Company's sole cost and expense, on or before the fifteenth (15th) day of the month following the month in which the CFCs were or should have been collected.

~~General Provisions.....12~~

~~1.20~~ "Motor Vehicle for Hire" means every motor vehicle used for transporting passengers for compensation, other than a jitney (as defined in R.I. Gen. Laws § 39-13-1), public buses, hearses and motor vehicles used primarily in connection with the conduct of funerals. ~~Enforcement and Penalties.....13~~

~~1.21~~ "Off-Site Rental Car Company" means any rental car company which services Airport passengers exclusively from a location outside the Airport and the Warwick Intermodal Station. ~~Anti-Idling14~~

~~1.22~~ "On-Site Rental Car Company" means any rental car company which services Airport passengers from a location at the Warwick Intermodal Station or at the Airport. ~~Waiver.....14~~

~~1.23~~ "Public Motor Vehicle" means every motor vehicle for hire used for transporting members of the general public for compensation from a designated location on private property or by telephone to such points as may be directed by the passenger, other than a jitney (as defined in R.I. Gen. Laws § 39-13-1), or a taxicab (as defined in R.I. Gen. Laws § 39-14-1). ~~Severability.....14~~

~~1.24~~ "Registration" means registration with the Rhode Island Division of Public Utilities and Carriers pursuant to the provisions of R.I. Gen. Laws § 39-4.2. ~~Effective Date14~~

~~1.25~~ "Rental Car Company" means any person or entity providing rental car services for customers using the Airport or the Warwick Intermodal Station, regardless of the location of the offices or other facilities of such person or entity.

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~~1.26 “Rental Car Courtesy Vehicle” means a motor vehicle owned and/or operated by a Rental Car Company to transport rental car customers to the Airport from the Warwick Intermodal Station or to the Warwick Intermodal Station from the Airport.~~

~~1.27 “Solicitation” means the act of engaging potential customers, in any manner, for the purpose of generating business.~~

~~1.28 “Taxicab” means every motor vehicle for hire equipped with a taximeter and used for transporting members of the general public for compensation to any place within this State as may be directed by a passenger on a call and demand basis, other than a jitney (as defined in R.I. Gen. Laws § 39-13-1).~~

~~1.29 “Taximeter” means any instrument or device by which the charge for transportation in any taxicab or limited public motor vehicle is mechanically calculated and indicated by means of figures, either for distances traveled or for waiting time, or for both distances traveled and waiting time.~~

~~1.30 “Transaction Day” means each twenty four (24) hour period, plus any waiver or grace period of one hour or less allowed by any Rental Car Company, during which a customer rents a motor vehicle from such Rental Car Company, and which constitutes a transaction day pursuant to such Rental Car Company’s rental car agreement or customary practices.~~

~~1.31 “Warwick Intermodal Station” means the intermodal transportation facility for train, bus, commuter, and rental car access to, and egress from, the Airport designated as the “Warwick Intermodal Station” and located on Jefferson Boulevard, in Warwick, Rhode Island.~~

~~Section 2. Use of the Airport by Covered Vehicles~~

~~2.1 Compliance with Regulations. No Driver may operate a Covered Vehicle at the Airport except in conformance with these rules and regulations, as amended and in effect from time to time.~~

~~2.2 Permitted Use at the Airport.~~

~~2.2.1 Authorization Required. No Driver may operate a Covered Vehicle at the Airport without: (i) a valid Certificate and Registration; or (ii) a valid authorization by the United States Department of Transportation.~~

~~2.2.2 No Solicitation. Except for Authorized Users, all business conducted by a Driver at the Airport shall be on a “call and demand” basis initiated by a customer. A Driver shall not: (i) enter the Airport or use the Airport roads unless: (a) the Driver is~~

~~transporting a customer to the Airport; or (b) the Driver has been previously summoned by a customer prior to entry; or (ii) while at the Airport, engage in solicitation.~~

~~2.3 — Customer Drop Off.~~

~~2.3.1 Departure. Drivers shall drop off and pick up customers only in the specific area(s) designated by the Corporation from time to time.~~

~~2.3.2 Exit. A Driver must immediately leave the Airport after dropping off a customer.~~

~~2.4 — Customer Pick Up.~~

~~2.4.1 Parking. Upon entry at the Airport to pick up a customer, a Driver shall immediately park in the Hourly Lot in the specific area(s) designated by the Corporation for Covered Vehicles from time to time.~~

~~2.4.2 Meeting Customers. Except as provided in Section 2.4.3, a Driver shall meet his or her customer in the Hourly Lot in the specific area(s) designated by the Corporation for Covered Vehicles from time to time.~~

~~2.4.3 Terminal Entry. A Driver may enter the Airport Terminal to meet his or her customer; provided, however, that the Driver must: (i) remain in the vicinity of the Airport Information Center located on the arrival (lower) level of the Airport Terminal; (ii) display a placard, measuring no less than 8½ inches by 11 inches in size, bearing the name of the Driver's company and the name of the customer or the customer's company; and (iii) produce upon request: (a) the name of the airline used by the customer; (b) the customer's flight number; and (c) the customer's scheduled arrival time.~~

~~2.4.4 Parking Fees. Promptly after meeting his or her customer, the Driver shall pay the parking fee at the Hourly Lot's standard public rates and immediately exit the Hourly Lot and the Airport. A Driver may charge his or her customer for such parking fee, provided that: (i) the Driver is permitted to charge the customer by the Rhode Island Division of Public Utilities and Carriers; and (ii) the Driver immediately informs the passenger of the amount of the parking fee.~~

~~2.5 — Insurance. Each Driver shall provide, pay for, and maintain the types and amounts of insurance required under applicable law.~~

~~Section 3. — Parking at the Airport~~

~~3.1 — Public Parking. Parking at the Airport shall be limited to those parking lots and garages designated as public parking lots and garages from time to time by the Corporation.~~

~~3.2 Airport Circulator. No person shall park or stop a motor vehicle on the Airport Circulator.~~

~~Section 4. Deliveries.~~

~~4.1 Location of Deliveries. All deliveries to the Airport shall be made at the loading dock(s) designated from time to time by the Corporation.~~

~~4.2 Airport Circulator. No person making a delivery to the Airport shall use the Airport Circulator. All deliveries to the Airport shall be made from Airport Road.~~

~~Section 5. Commercial Lanes.~~

~~5.1 Authorization Required. No person shall use the Commercial Lanes unless such person is specifically authorized to do so by the Corporation. Use of the Commercial Lanes is subject to such terms and conditions, including without limitation, applicable access fees, as the Corporation shall determine from time to time.~~

~~5.2 Time Limit. No person shall stop and/or park in the Commercial Lanes for a period in excess of fifteen (15) minutes.~~

~~5.3 Unattended Vehicles. No person shall leave a motor vehicle unattended in the Commercial Lanes. Unattended vehicles in the Commercial Lanes shall be subject to citation and towing at the owners' expense.~~

~~Section 6. Courtesy Vehicles.~~

~~6.1 Authorization Required. No person may operate a Courtesy Vehicle at the Airport except: (i) with prior authorization from the Corporation; and (ii) in conformance with these rules and regulations, as amended and in effect from time to time.~~

~~6.2 Customer Drop Off and Pick Up.~~

~~6.2.1 Drop Off and Pick Up. Courtesy Vehicles shall drop off and pick up customers only in the specific area(s) designated by the Corporation from time to time.~~

~~6.2.2 Exit. Courtesy Vehicles must immediately leave the Airport after dropping off and/or picking up customers.~~

~~6.3 Unattended Vehicles. No person shall leave a Courtesy Vehicle unattended. Unattended Courtesy Vehicles shall be subject to citation and towing at the owners' expense.~~

6.4 Insurance. Each Courtesy Vehicle shall at all times be covered by the types and amounts of insurance required under applicable law.

~~Section 7. Rental Car Companies:~~

~~7.1 CFCs:~~

~~7.1.1 Collection of CFCs.~~ Every Rental Car Company: (i) shall collect a CFC from each CFC Chargeable Customer, and prior to the Date of Operational Opening may collect a CFC from each Local Market Customer, for each Transaction Day in trust for the benefit of the Corporation as set forth herein; and (ii) comply with the provisions of R.I. Gen. Laws § 1-2-1.1(a)-(e), "Powers relating to vehicular traffic accessing airport facilities - T.F. Green state airport," and R.I. Gen. Laws § 1-2-17.1 (a)-(c), "Sales taxes and surcharges on customer facility charges." No Rental Car Company shall have any legal or equitable ownership or other property interest in any CFCs.

~~7.1.2 Disclosure.~~ The CFC shall be identified as a "Customer Facility Charge" on: (i) each Rental Car Company's general ledger; and (ii) each Rental Car Company's rental agreement on a separate line.

~~7.1.3 Amount of CFC.~~ The Corporation, in its sole discretion, may determine the amount of the CFC from time to time.

~~7.1.4 Accounting and Remittance.~~ All CFC collections, and all CFCs required to be charged and collected, will be paid to the Corporation or its designee on or before the fifteenth (15th) day following the end of the calendar month in which they are collected or should have been collected. The monthly payment of the CFCs by a Rental Car Company shall be accompanied by a Monthly CFC Statement on a form provided by the Corporation, as such form may from time to time be amended, which form shall include an accounting of all CFCs chargeable and collected by such Rental Car Company for such month and shall be signed by a responsible accounting officer of such Rental Car Company and shall be submitted for each month during which CFCs are collected or should have been collected. If a Rental Car Company fails to submit any Monthly CFC Statement within the required time period, prior to the Date of Operational Opening, a \$100.00 late charge will accrue and be immediately due and payable for each day the Monthly CFC Statement is past due, and subsequent to the Date of Operational Opening a \$50.00 late charge will accrue and be immediately due and payable for each day the Monthly CFC Statement is past due. If any CFCs are not paid within the required time period, an interest rate equal to the lesser of one and one half (1.5%) percent per month or the maximum interest rate permitted under applicable law, compounded monthly, will be applied to any amounts overdue or amounts paid without a corresponding Monthly CFC Statement until such overdue amounts shall have been paid in full and/or the corresponding Monthly CFC Statement in proper form received by the Corporation.

~~7.1.5 Audit. The Corporation will have the right to audit the books and records of any Rental Car Company in order to verify compliance with the provisions of this Section 7. In the event that the Corporation determines, in connection with an audit of a Rental Car Company's books and records, that the amount paid by such Rental Car Company was less than the CFC payments required to be collected and paid to the Corporation by such Rental Car Company pursuant to these rules and regulations, as a result of such Rental Car Company's intentional acts, negligence or mistake, such Rental Car Company shall immediately pay to the Corporation the CFC Deficiency, plus interest on the CFC Deficiency at a rate equal to the lesser of one and one-half (1.5%) percent per month or the maximum rate permitted by applicable law, compounded monthly, from the dates such payments were due until paid in full. Additionally, if the CFC Deficiency is equal to or greater than three (3%) percent but less than five (5%) percent of the CFCs required to be paid, such Rental Car Company shall pay the CFC Deficiency, and: (i) such Rental Car Company shall pay to the Corporation, as a deficiency fee, an amount equal to ten (10%) percent of the CFC Deficiency; and (ii) such Rental Car Company shall reimburse the Corporation in full for the cost of the Corporation's audit. If the CFC Deficiency is equal to or greater than five (5%) percent of the CFCs required to be paid, Company shall pay the CFC Deficiency, and: (i) prior to the Date of Operational Opening, Company shall pay to the Corporation, as a deficiency fee, an amount equal to fifty (50%) percent of the CFC Deficiency, and subsequent to the Date of Operational Opening, Company shall pay to the Corporation, as a deficiency fee, an amount equal to twenty-five (25%) percent of the CFC Deficiency; and (ii) Company shall reimburse the Corporation in full for the cost of the Corporation's audit.~~

~~7.2 Access to the Airport.~~

~~7.2.1 Access. Commencing with the Date of Operational Opening: (i) On-Site Rental Car Companies will have access to the Airport for the conduct of their rental car operations only: (a) at the Warwick Intermodal Station; and (b) in accordance with the terms and conditions of these rules and regulations; and (ii) Off-Site Rental Car Companies will have access to the Airport for the conduct of their rental car operations only: (a) at the Warwick Intermodal Station and only if they have entered into an access agreement with the Corporation; and (b) in accordance with the terms and conditions of these rules and regulations.~~

~~7.2.2 Airport Entry and Exit. Except as provided in Section 7.2.3, commencing with the Date of Operational Opening, the Warwick Intermodal Station will be the sole point of entry to and exit from the Airport by Rental Car Companies, and Rental Car Companies shall pick up and drop off their rental car customers at the Warwick Intermodal Station. From and after the Date of Operational Opening, Rental Car Companies shall not operate or arrange for the operation of any valets, shuttles, or Courtesy Vehicles on the Airport Circulator, or otherwise transport their rental car customers and their guests to and/or from any locations at the Airport for any reason.~~

~~7.2.3 Premium Service. A Rental Car Company may operate premium or VIP service to and from the Airport Terminal, provided that: (i) such Rental Car Company complies with these rules and regulations, as amended and in effect from time to time; (ii) such Rental Car Company picks up and drops off its rental car customers at such location(s) at the Airport Terminal as the Corporation designates from time to time; and (iii) such Rental Car Company demonstrates, in the Corporation's sole discretion, that the aggregate revenues received by such Rental Car Company from the operation of any such service do not exceed one and one-half (1.5 %) percent of such Rental Car Company's Gross Receipts in any calendar year. In the event that any Rental Car Company breaches any of the provisions of this Section 7.2.3, such Rental Car Company will be prohibited from operating premium or VIP service to and from the Airport Terminal. In the event that such Rental Car Company continues to operate premium or VIP service on one or more occasions following any such breach, and the Corporation has previously notified such Rental Car Company of such prohibition, then in addition to any other remedies the Corporation may have under these rules and regulations or under applicable law, the Corporation shall have the right to terminate any concession agreement pursuant to which such Rental Car Company conducts rental car operations at the Warwick Intermodal Station.~~

~~7.2.4 Persons with Disabilities. Rental Car Companies shall have the right to drop off and pick up in an area at or near the Airport Terminal designated by RIAC from time to time any rental car customers who have physical disabilities that interfere with such customers' ability to use the Warwick Intermodal Station.~~

~~Section 8. General Provisions.~~

~~8.1 — No Discrimination. No person who uses the Airport or operates at or in the Airport shall exclude any person from its operations on the grounds of race, color, sex or national origin or otherwise subject any person to discrimination. Every person shall use the Airport in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation—Effectuation of Title VI of the Civil Rights Act of 1964, as amended and in effect from time to time~~

~~8.2 — Airport Rules and Regulations. The use of the Airport shall be subject to these rules and regulations, any other rules and regulations promulgated or adopted by the Corporation from time to time, any and all directives of the Corporation as are now in effect or may hereafter be prescribed by the Corporation through the lawful exercise of its powers, as well as all applicable local, state, and federal law.~~

~~8.3 — Access and Use Fees. The Corporation shall have the right, from time to time, to establish, impose, collect, and audit fees and other charges for access to and/or use of any airport facilities, including without limitation, the Airport Circulator, the Warwick~~

~~the orderly flow of traffic at such airport facilities, the Corporation shall have the right and obligation to cite and tow away, at the owner's expense, any motor vehicles that are improperly parked, unattended, or otherwise in violation of these rules and regulations.~~

~~8.4 — Cooperation. All persons using the Airport and/or the Warwick Intermodal Station shall cooperate with and assist the Corporation in complying with or responding to the Federal Aviation Administration and all other local, state, and federal governmental authorities in all matters relating to the operation of the Airport.~~

~~8.5 — No Interference. No person shall interfere with the radio communications, instrument landing systems, navigational aids, or flight operations of the Airport.~~

~~8.6 — No Right of Entry. Nothing contained in these rules and regulations shall be construed to confer upon any person the right to enter upon the Airport.~~

~~Section 9. Enforcement and Penalties.~~

~~9.1 — Enforcement. These rules and regulations may be enforced by the Corporation or its agents, or by any duly authorized local, state, or federal law enforcement agency.~~

~~9.2 — Penalties. Any person who violates these rules and regulations shall incur the penalties set forth in this Section 9.2. All fines imposed by this Section 9.2 shall be administered by the Rhode Island Traffic Tribunal pursuant to R.I. Gen. Laws § 8-8.2-2 and collected pursuant to R.I. Gen. Laws § 8-8.2-3.~~

~~9.2.1 — Rhode Island Traffic Tribunal. Any person who violates these rules and regulations shall receive a written citation and shall be required to pay a fine of not greater than Fifty (\$50.00) Dollars. Any person~~

1. AUTHORITY and PURPOSE.

These rules and regulations have been established by the Rhode Island Airport Corporation (“Corporation”) in accordance with the Administrative Procedures Act, Rhode Island General Laws (“RIGL”), § 42-35-1, et seq., the Uniform Aeronautics Regulatory Act (“UAR”), § 1-4-1, et seq., and Rhode Island General Laws (“RIGL”), § 1-2-1, et seq. to update the requirements for commercial ground transportation vehicles utilizing airport property. Nothing herein shall be construed to modify, alter or amend any of the statutory powers, duties or authority of the Director of the Rhode Island Department of Transportation or the applicability of any federal laws, including the Transportation Security Act and state law governing the operation of motor vehicles, Rhode Island General Laws (“RIGL”) § 31-23-1, et seq.

2. APPLICABILITY.

The terms and provisions of this regulation shall be liberally construed to permit the Corporation to effectuate the purposes of state law, goals and policies. The regulations set forth herein apply to all commercial ground transportation vehicles that access T. F. Green State Airport.

3. SUPERSEDED REGULATIONS.

On the effective date of these regulations, any previous directives, rules, regulations, and policies issued by the Rhode Island Airport Corporation that conflict with the provisions of these regulations shall be superseded.

4. DEFINITIONS.

Whenever used in these rules and regulations, the following terms shall have the meanings ascribed to them below.

- 4.1. Access Agreement: A written authorization from the Corporation to access the Airport and Airport Circulator without a contractual relationship.
- 4.2 Airport: T.F. Green State Airport located in Warwick, Rhode Island including, without limitation, the Airport Circulator and all other airport facilities and roadways.
- 4.2. Airport Circulator: The roadways and walkways (including the Arrivals Roadway, Departures Roadway, and Commercial Curb) maintained by the Corporation which allow access by the general public to the Airport from Post Road, Warwick, Rhode Island and the airport connector to Interstate 95.
- 4.3. Airport Terminal: The Bruce Sundlun Terminal located at the Airport from which Airport passengers arrive and depart.
- 4.4. Arrivals Roadway: The roadway designated by the Corporation as the lower level nearest the Airport Terminal.

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

4.5. Authorized User:

4.6.1. A person or entity under contract with the Corporation;

4.6.2. A contractually approved subcontractor of such Authorized User; or

4.6.3. A person or entity having received an Access Agreement from the Corporation to provide goods or perform services.

4.6. Business Entity: Any sole proprietorship, corporation, partnership, association or other organization.

4.7. Cell Phone Waiting Lot: The location designated by the Corporation for vehicles, other than Taxi, Limousine, Jitney, Scheduled Bus/Motor Coach, Charter Bus/Motor Coach, RIPTA, Hotel Shuttle, Off Airport Parking Shuttle and Other Vehicle for Hire, to await passengers arriving at the Airport Terminal.

4.8. Chargeable Airport Customer: Any and all Rental Car customers using the Airport or the Interlink, regardless of the location of the offices or other facilities of such Rental Car Company.

4.9. Certificate: A certificate of public convenience and necessity issued by the Rhode Island Division of Public Utilities and Carriers pursuant to Rhode Island General Laws § 39-14-4.1.

4.10. Charter Bus/Motor Coach: A private bus designed and used for the transportation of persons for compensation from a designated location to such points as may be directed by the passenger, other than a public bus or passenger van for carrying more than ten (10) passengers pursuant to the provisions of R. I. General Laws § 31-1-3 and includes the Driver of a Charter Bus/Motor Coach.

4.11. Commercial Curb: The commercial ground transportation vehicle standing and loading/unloading zones, as designated by the Corporation,.

4.12. Corporation: The Rhode Island Airport Corporation, a public corporation, governmental agency, and public instrumentality of the State of Rhode Island and Providence Plantations.

4.13. Departures Roadway: The roadway designated by the Corporation as the upper level nearest the Airport Terminal.

4.14. Driver: The operator of a Vehicle and any Business Entity that owns or otherwise controls a Vehicle operated by a Driver and/or the Driver's employer.

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Intermodal Station and the Airport Terminal in order to protect and preserve for the public picking up and/or discharging hotel guests at the respective hotel or at the Airport and/or the Interlink and includes the Driver of a hotel shuttle.

4.16. Hourly Lot: Parking Lot “D” or other areas at the Airport that may be designated by the Corporation for hourly public parking.

4.17. Interlink: The intermodal transportation facility for train, bus, commuter, and rental car access to, and egress from, the Airport, and located at 700 Jefferson Boulevard, in Warwick, Rhode Island.

4.18. Jitney: has the meaning ascribed to that term in Rhode Island General Laws § 31-1-3 and § 39-13-1 and includes the Driver of a Jitney.

4.19. Limousine: A motor vehicle for hire, other than a Taxicab as defined in 4.31, used for transporting members of the public for compensation from a designated location to such points as may be directed by the passenger and includes the Driver of a Limousine.

4.20. Off Airport Parking Shuttle: A vehicle operated by or on behalf of off airport parking operators, for the sole purpose of picking up and/or discharging passengers at the respective off airport parking lot or at the Airport and/or the Interlink and includes the Driver of an Off Airport Parking Shuttle.

4.21. Off-Site Rental Car Company: Any rental car company which services Chargeable Airport Customers from a location outside the Interlink and includes the Driver of an Off-Site Rental Car Company Vehicle.

4.22. On-Site Rental Car Company: Any rental car company which services Chargeable Airport Customers from a location at the Interlink and includes the Driver of an On-Site Rental Car Company Vehicle.

4.23. Other Vehicles for Hire: Any vehicle transporting passengers for a fee not defined in this section, and the Driver of an Other Vehicle for Hire.

4.24. Person: Includes Driver, Business Entity and all other individuals.

4.25. Registration: Registration with the Rhode Island Division of Public Utilities and Carriers pursuant to the provisions of Rhode Island General Laws § 39-14-4.2.

4.26. Rental Car Company: Any Person providing rental car services for customers using the Airport or the Interlink, regardless of the location of the offices or other facilities of such Person.

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4.27. **Intermodal Station and the Airport Terminal** inside to protect and preserve for the public operates as a “public bus” pursuant to the provisions of Rhode Island General Laws § 31-1-3 and the Driver of a RIPTA.

4.28. **Scheduled Bus/Motor Coach:** A private bus designed and used for the transportation of persons for compensation from and to scheduled locations, other than a public bus or passenger van designed for carrying more than ten (10) passengers pursuant to the provisions of Rhode Island General Laws § 31-1-3 and includes the Driver of the Scheduled Bus/Motor Coach.

4.29. **Solicitation:** The act of engaging potential customers, in any manner, for the purpose of generating business.

4.30. **Taxicab:** has the meaning ascribed to the term in Rhode Island General Laws § 39-14-1 and includes the Driver of a taxicab.

4.31. **Vehicle:** has the meaning ascribed to the term in Rhode Island General Laws § 33-1-3.

5. USE OF THE AIRPORT.

5.1. Compliance with Regulations.

5.1.1. No Driver may operate a Vehicle at the Airport except in conformance with these regulations.

5.1.2. No Business Entity may permit a Vehicle it owns, or otherwise controls, to be operated at the Airport except in compliance with these regulations.

5.2. Solicitation Prohibited.

5.2.1. No Person may engage in solicitation at the Airport without express written permission from the Corporation.

5.3. Authorization Required.

5.3.1. No Driver may operate a Vehicle at the Airport without: a valid Certificate and Registration; or a valid authorization by the United States Department of Transportation.

5.4. Insurance.

5.4.1. Each Driver and vehicle operating at the Airport shall at all times be covered by the greater of types and amounts of insurance required by the Corporation or under applicable law.

6. ~~TAXICAB WITH A CERTIFICATE AND AN AUTHORIZED USER~~ Intermediate Station and the Airport Terminal. No permit is required and the serve for the public

6.1. ~~Taxicab with a Certificate and an Authorized User. Section 6 applies to Drivers of Taxicabs that have a Certificate and are designated as an Authorized User by the Corporation.~~

6.1.1. ~~Permitted Activities. Drivers are authorized to:~~

6.1.1.1. ~~Drop off passengers on the Departures Roadway;~~

6.1.1.2. ~~Pick up passengers in an area of the Commercial Curb designated by the Corporation; and~~

6.1.1.3. ~~Drop off and/or pick up passengers in an area designated by the Corporation at the Interlink.~~

6.1.2. ~~Prohibited Activities.~~

6.1.2.1. ~~Drivers are not authorized to pick up, drop off or wait for passengers in the Hourly Lot, on the Arrivals Roadway or in the Cell Phone Waiting Lot.~~

7. ~~TAXICAB WITH A CERTIFICATE AND NOT AN AUTHORIZED USER.~~

7.1. ~~Taxicab with a Certificate and NOT an Authorized User. Section 7 applies to Drivers of Taxicabs that have a Certificate and have not been designated as an Authorized User by the Corporation:~~

7.1.1. ~~Permitted activities. Drivers are authorized to:~~

7.1.1.1. ~~Drop off passengers on the Departures Roadway;~~

7.1.1.2. ~~Pick up passengers in the Hourly Lot; and~~

7.1.1.3. ~~Drop off and/or pick up passengers in the area designated by the Corporation at the Interlink.~~

7.1.2. ~~Prohibited activities~~

7.1.2.1 ~~Drivers are not authorized to pick up, drop off or wait for passengers on the Commercial Curb, on the Arrivals Roadway or in the Cell Phone Waiting Lot.~~

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

7.1.3. Required activities

7.1.3.1 Drivers shall drop off customers only in the specific area(s) designated by the Corporation and immediately leave the Airport after dropping off a customer.

7.2. Pre-arranged activities. If pre-arranged by a customer, Taxicab may park in the Hourly Lot and Drivers may enter the Airport Terminal to meet his/her customer; provided, however, that such Driver must:

7.2.1. Wait at the base of the exit lane escalator/elevator located on the Arrivals Level of the Airport Terminal;

7.2.2. Display a placard, measuring no less than 8 ½ inches by 11 inches in size, bearing the name of the Driver's company and the name of the customer or customer's company;

7.2.3. Produce upon request: (a) the name of the airline used by the customer; (b) the customer's flight number, and (c) the customer's scheduled arrival time;

7.2.4. Promptly after meeting his/her customer, Taxicabs shall pay the applicable parking fee at the Hourly Lot's standard public rates and immediately exit the parking lot and the Airport; and

7.2.5. Taxicabs may charge his/her customer for such parking fee, provided that (a) the Taxicab company is permitted to charge the customer by the Rhode Island Division of Public Utilities and Carriers and (b) the Driver immediately informs the customer of the amount of the parking fee.

8. LIMOUSINES.

8.1. Permitted activities. Drivers of Limousines are authorized to:

8.1.1. Drop off passengers on the Departures Roadway;

8.1.2. Drop off and/or pick up passengers in the Hourly Lot; and

8.1.3. Drop off and/or pick up passengers in an area designated by the Corporation at the Interlink.

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

8.2. Prohibited activities.

8.2.1. Drivers of Limousines are not authorized to pick up, drop off or wait for passengers on the Commercial Curb, on the Arrivals Roadway or in the Cell Phone Waiting Lot.

8.3. Required Activities. Drivers of Limousines shall:

8.3.1. Drop off customers only in the specific area(s) designated by the Corporation;

8.3.2. Immediately leave the Airport after dropping off a customer; and

8.3.3. If pre-arranged by a customer, Limousines subject to this section may park in the Hourly Lot and Drivers may enter the Airport Terminal to meet his/her customer; provided, however, that such Driver must:

8.3.3.1. Wait at the base of the exit lane escalator/elevator located on the Arrivals Level of the Airport Terminal;

8.3.3.2. Display a placard, measuring no less than 8 ½ inches by 11 inches in size, bearing the name of the Driver's company and the name of the customer or customer's company;

8.3.3.3. Produce upon request: (a) the name of the airline used by the customer; (b) the customer's flight number and; (c) the customer's scheduled arrival time;

8.3.3.4. Promptly after meeting his/her customer, Drivers shall pay the applicable parking fee at the Hourly Lot's standard public rates and immediately exit the parking lot and the Airport; and

8.3.3.5. Drivers may charge his/her customer for such parking fee, provided that: (a) the limousine company is permitted to charge the customer by the Rhode Island Division of Public Utilities and Carriers; and (b) the Driver immediately informs the customer of the amount of the parking fee.

Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

9. JITNEY, SCHEDULED BUS/MOTOR COACH OR CHARTER BUS/MOTOR COACH 35 FEET OR LESS IN LENGTH.

9.1. This section governs Drivers of Jitney, Scheduled Bus/Motor Coach or Charter Bus/Motor Coach 35 feet or less in length:

9.1.1. Permitted Activities. Drivers are authorized to:

9.1.1.1. Drop off at the Departures Roadway.

9.1.1.2. Drop off and/or pick up passengers in the Hourly Lot.

9.1.1.3. Drop off and/or pick up passengers in an area designated by the Corporation at the Interlink, and any other area specifically designated by the Corporation.

9.1.2. Prohibited Activities:

9.1.2.1 Drivers are not authorized to pick up, drop off or wait for passengers on the Arrivals Roadway or in the Cell Phone Waiting Lot.

9.1.3. Authorized Users. If designated as an Authorized User the following activities are, as the case may be, permitted, prohibited and required:

9.1.3.1. Drivers are authorized to drop off and/or pick up passengers in an area of the Commercial Curb designated by the Corporation.

9.1.3.2. Drivers are prohibited from dropping off, picking up or waiting for passengers on the Arrivals Roadway or in the Cell Phone Waiting Lot.

9.1.3.3. Drivers shall drop off customers only in the specific area(s) designated by the Corporation, and immediately leave the Airport after dropping off a customer.

9.1.3.4. If pre-arranged by a customer, Drivers may park in the Hourly Lot and enter the Airport Terminal to meet his/her customer; provided, however, that such Driver must:

9.1.3.4.1. Wait at the base of the exit lane escalator/elevator located on the Arrivals Level of the Airport Terminal;

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

9.1.3.4.2. Display a placard, measuring no less than 8 ½ inches by 11 inches in size, bearing the name of the Driver's company and the name of the customer's company;

9.1.3.4.3. Produce upon request: (a) the name of the airline used by the customer; (b) the customer's flight number and; (c) the customer's scheduled arrival time; and

9.1.3.4.4. Promptly after meeting his/her customer, Drivers shall pay the applicable parking fee at the Hourly Lot's standard public rates and immediately exit the parking lot and the Airport. Drivers may charge his/her customer for such parking fee, provided that: (a) the Jitney or Scheduled Bus/Motor Coach company is permitted to charge the customer by the Rhode Island Division of Public Utilities and Carriers; and (b) the Driver immediately informs the customer of the amount of the parking fee.

10. JITNEY, SCHEDULED BUS/MOTOR COACH OR CHARTER BUS/MOTOR COACH GREATER THAN 35 FEET IN LENGTH AND AN AUTHORIZED USER.

10.1. This section governs Drivers of Jitney, Scheduled Bus/Motor Coach or Charter Bus/Motor Coach greater than 35 feet in length and an Authorized User:

10.1.1. Permitted activities. Drivers are authorized to:

10.1.1.1. Drop off passengers on the Departures Roadway,

10.1.1.2. Drop off and/or pick up passengers in an area of the Commercial Curb designated by the Corporation, and

10.1.1.3. Drop off and/or pick up passengers in an area designated by the Corporation at the Interlink.

10.1.2. Prohibited Activities.

10.1.2.1. Drivers are not authorized to drop off, pick up or wait for passengers in the Hourly Lot, on the Arrivals Roadway, or in the Cell Phone Waiting Lot.

Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

11. RHODE ISLAND PUBLIC TRANSIT AUTHORITY (RIPTA).

11.1. Permitted Activities. RIPTA Drivers are authorized to:

11.1.1. Drop off passengers on the Departures Roadway.

11.1.2. Drop off and/or pick up passengers in an area of the Commercial Curb designated by the Corporation.

11.1.3. Drop off and/or pick up passengers at the Interlink.

11.2. Prohibited Activities.

11.2.1. RIPTA Drivers are not authorized to drop off, pick up or wait for passengers in the Hourly Lot, on the Arrivals Roadway, or in the Cell Phone Waiting Lot.

12. HOTEL SHUTTLES. This section applies to Hotel Shuttles and Hotel Shuttle Drivers:

12.1. Permitted activities. Hotel Shuttle Drivers are authorized to:

12.1.1. Drop off passengers on the Departures Roadway:

12.1.2. Pick up passengers in an area of the Commercial Curb designated by the Corporation: and

12.1.3. Drop off and/or pick up passengers in an area designated by the Corporation at the Interlink.

12.2. Prohibited activities. Hotel Shuttle Drivers are not authorized to:

12.2.1. Drop off, pick up or wait for passengers on the Arrivals Roadway, in the Hourly Lot or in the Cell Phone Waiting Lot, or

12.2.2. Transport passengers for purposes other than those contemplated in Section 4.16, absent a separate authorization by the Corporation.

12.3 Authorized User.

12.3.1 All Hotel Shuttles must be an Authorized User.

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

13. OFF-AIRPORT PARKING SHUTTLES.

13.1. Permitted activities. Off-Airport Parking Shuttles Drivers are authorized to:

13.1.1. Drop off passengers on the Departures Roadway;

13.1.2. Pick up passengers in an area of the Commercial Curb designated by the Corporation; and

13.1.3. Drop off and/or pick up passengers in an area designated by the Corporation at the Interlink.

13.2. Prohibited Activities. Off-Airport Parking Shuttles Drivers are not authorized to:

13.2.1. Drop off, pick up or wait for passengers on the Arrivals Roadway, in the Hourly Lot or in the Cell Phone Waiting Lot.

13.2.2. Transport passengers for purposes other than those contemplated in Section 4.21 absent a separate authorization by the Corporation.

13.3. Authorized User.

13.3.1 All Off-Airport Shuttles must be an Authorized User.

14. OTHER VEHICLES FOR HIRE.

14.1. All Drivers of other Vehicles that are not governed by 6 through 13, above, must contact the Corporation prior to using the Airport for business-related purposes to determine the areas that are available for their use.

15. PARKING AT THE AIRPORT.

15.1. Public Parking. Parking at the Airport shall be limited to those parking lots and garages designated as public parking lots and garages by the Corporation.

15.2. Airport Circulator. No person shall park or stop a Vehicle of any type on the Airport Circulator, except in areas designated by the Corporation.

15.3. Unattended Vehicles. No person shall leave a Vehicle unattended anywhere on the Airport Circulator. Unattended Vehicles on the Airport Circulator shall be subject to citation and towing at the owners' expense.

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

16. DELIVERIES.

16.1. Location of Deliveries All deliveries to the Airport terminal shall be made at the loading dock(s) designated by the Corporation.

16.2. Airport Circulator. No person making a delivery to the Airport shall use the Airport Circulator.

17. COMMERCIAL CURB.

17.1. Authorization Required. No person shall use the Commercial Curb unless such person is specifically authorized to do so by the Corporation. Use of the Commercial Curb is subject to such terms and conditions, including without limitation, applicable access fees, as the Corporation shall determine

17.2. Time Limit. Except by consent of the Corporation, no person shall stop and/or park at the Commercial Curb for a period in excess of fifteen (15) minutes.

18. RENTAL CAR COMPANIES.

18.1 All Rental Car companies must be an Authorized User.

19. GENERAL PROVISIONS.

19.1. No Discrimination. No person who uses the Airport or operates at or in the Airport shall exclude any person from its operations on the grounds of race, color, sex or national origin or otherwise subject any person to discrimination. Every person shall use the Airport in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation--Effectuation of Title VI of the Civil Rights Act of 1964.

19.2. Airport Rules and Regulations. The use of the Airport shall be subject to these rules and regulations, any other rules and regulations promulgated or adopted by the Corporation, any and all directives of the Corporation as are now in effect or may hereafter be prescribed by the Corporation through the lawful exercise of its powers, as well as all applicable local, state, and federal law.

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

19.3. Access and Use Fees. The Corporation shall have the right, from time to time, to establish, impose, collect, and audit fees and other charges for access to and/or use of any airport facilities, including without limitation, the Airport Circulator, the Interlink, and the Airport Terminal. In order to protect and preserve the orderly flow of traffic for the public at the Airport, the Corporation shall have the right and obligation to issue citations and tow, at the owner's expense, any motor vehicle(s) that are improperly parked, unattended, or otherwise in violation of these rules and regulations.

19.4. Cooperation. All persons using the Airport and/or the Interlink shall cooperate with and assist the Corporation in complying with or responding to the Federal Aviation Administration and all other local, state, and federal governmental authorities in all matters relating to the operation of the Airport.

19.5. No Interference. No person shall interfere with the radio communications, instrument landing systems, navigational aids, or flight operations of the Airport.

19.6. No Right-of-Entry. Nothing contained in these rules and regulations shall be construed to confer upon any person the right to enter upon the Airport.

20. ENFORCEMENT AND PENALTIES.

20.1. Enforcement. These rules and regulations may be enforced by the Corporation or its agents, or by any duly authorized local, state, or federal law enforcement agency.

20.2. Penalties. Any person who violates these rules and regulations shall receive a written citation and incur the penalties and fines under the jurisdiction of the Rhode Island Traffic Tribunal pursuant to R.I. Gen. Laws § 8.-8.2-1, et seq.

20.3. Repeated Violations. Any Person who repeatedly violates these rules and regulations shall be subject to such penalties as may be imposed and administered by the Rhode Island Traffic Tribunal. All fines imposed by this ~~Section 9.2.4~~ section shall be administered by the Rhode Island Traffic Tribunal pursuant to R.I. Gen. Laws ~~§ 8.-8.2-2~~, and collected pursuant to R.I. Gen. Laws ~~§ 8.-8.2-3~~.

20.4. ~~9.2.2~~ Additional Penalties. — In addition to the penalties imposed by the Rhode Island Traffic Tribunal, any person who violates these rules and regulations shall be subject to any and all civil and/or criminal penalties imposed by applicable local, state, or federal law, including without limitation, immediate towing of the violator's motor vehicle at his or her expense.

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Intermodal Station, and the Airport Terminal. In order to protect and preserve for the public

21. ANTI-IDLING.

The unnecessary idling of the engine of a diesel motor vehicle while said vehicle is stopped for more than five (5) consecutive minutes in any sixty (60) minute period is prohibited in accordance with Rhode Island General Laws §§23-23-29.1 et. seq., 31-16.1, et. seq., and the Rhode Island Air Pollution Control Regulations.

22. WAIVER.

22.1. RIAC may, for good cause shown, waive any provision or requirement of the within Regulations, not specifically required by other applicable law, when RIAC determines, after consideration of the facts involved, strict compliance with said provision or requirement would not serve to protect the public safety and convenience, and would either result in undue hardship or failure to accommodate an overriding community, regional, state or national interest.

22.2. A request for a Waiver must be submitted in writing to the President and CEO of the Corporation fourteen (14) days in advance of the date any approval is required. Any waiver granted by the President and CEO of the Rhode Island Airport Corporation will be in writing.

23. SEVERABILITY.

If any provision of this regulation or the application thereof to any person or circumstance, is held invalid by a court of competent jurisdiction, the validity of the remainder of the regulation shall not be affected thereby. The invalidity of any section or sections or parts of any section or sections shall not affect the validity of the remainder of these rules and regulations.

24. EFFECTIVE DATE.

The foregoing regulation, as amended, after due notice, is hereby adopted and filed with the Secretary of State this ___ day of ___, 2013 to become effective twenty (20) days thereafter, in accordance with the provisions of Chapters 42-35, of the General Laws of Rhode Island of 1956, as amended.

Kelly J. Fredericks, P.E., A.A.E.
President and CEO
Rhode Island Airport Corporation
Notice Given on:
Filing Date:
Effective Date:

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