

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DIVISION OF PUBLIC UTILITIES AND CARRIERS  
89 JEFFERSON BOULEVARD  
WARWICK, RHODE ISLAND 02888**

**In re:** Cost of Living Increase for Towing Rates for Non-Consensual Tows in accordance with Report & Order No. 18328.

**Docket No. 05 MC 78**

**Order**

**WHEREAS:** On August 19, 2005, the Division of Public Utilities and Carriers (“Division”) issued Report & Order No. 18328, which approved a “Consent Agreement Regarding Rates for Non-Consensual Towing and Storage Within The State of Rhode Island and Related Matters” (“Agreement”) petition, filed jointly by the Rhode Island Public Towing Association, Inc. and the Motor Carriers Section of the Division.

**WHEREAS:** The Agreement provided for an automatic rate adjustment for non-consensual tows to take effect on the 30-month anniversary of Report & Order No. 18328 and again on the 42-month anniversary and the 54-month anniversary. Each adjustment was to be based on the change in the national Consumer Price Index (“CPI”) for the preceding 12-month period. Specifically, the Agreement called for non-consensual tow rates to be adjusted on the aforementioned anniversaries by 80 percent (80%) of the CPI for the immediately preceding 12-month period. The new rate established would then be in effect for a 12-month period.

**WHEREAS:** According to the United States Department of Labor statistics, the average CPI for the 12-month period ending January 2010 rose 2.6 percent (2.6%) and eighty percent (80%) of that increase is 2.08percent (2.08%). The current \$80.00 non-consensual police-ordered tow rate increased by 2.08 percent works out to be \$81.66. The current \$91.00 non-consensual private property tow rate similarly would work out to \$92.89. In light of the fact that such rates are traditionally rounded to the nearest 50-cent increment, the Division finds that the rates should be increased to \$82.00 and \$93.00, respectively.

Now, therefore,

**It is Ordered ( 19915 )**

That the Division of Public Utilities and Carriers approves the following rates,  
effective February 19, 2010:

Non-Consensual Police-Ordered Tow:	\$82.00
Non-Consensual Private Property Tow:	\$93.00

The above rates shall remain in effect until at least August 20, 2010 (the end of the  
aforementioned five-year tariff agreement) and thereafter until amended by Order.

DATED AND EFFECTIVE AT WARWICK, RHODE ISLAND, THIS 19<sup>th</sup>  
DAY OF FEBRUARY, 2010.



Thomas F. Ahern  
Administrator