

1 **ENROLLED**

2 **COMMITTEE SUBSTITUTE**

3 **FOR**

4 **H. B. 4156**

5
6 (By Mr. Speaker, (Mr. Miley) and Delegate Armstead)

7 [By Request of the Executive]

8 [Passed March 8, 2014; in effect ninety days from passage.]

9
10 AN ACT to amend the Code of West Virginia, 1931, as amended, by
11 adding thereto a new article, designated §17-16D-1, §17-16D-2,
12 §17-16D-3, §17-16D-4, §17-16D-5, §17-16D-6, §17-16D-7,
13 §17-16D-8, §17-16D-9, §17-16D-10, §17-16D-11, §17-16D-12, §17-
14 16D-13 and §17-16D-14, all relating to electronic collection
15 and enforcement of tolls; defining terms; authorizing the West
16 Virginia Parkways Authority to electronically collect and
17 enforce tolls; establishing liability of the registered owner
18 for violation as a rebuttable inference; providing civil
19 penalties for nonpayment of tolls; providing exceptions when
20 the registered owner is a lessor; providing that certain
21 information collected is confidential and not subject to the
22 Freedom of Information Act; allowing limited restricted and
23 confidential access to certain information pursuant to
24 subpoenas and court orders on a strictly confidential basis;
25 providing criminal penalties for damage to facilities;

1 providing for nonrenewal of vehicle registration; authorizing
2 reciprocal agreements with other jurisdictions for
3 enforcement; and granting rule-making authority.

4 *Be it enacted by the Legislature of West Virginia:*

5 That the Code of West Virginia, 1931, as amended, be amended
6 by adding thereto a new article, designated §17-16D-1, §17-16D-2,
7 §17-16D-3, §17-16D-4, §17-16D-5, §17-16D-6, §17-16D-7, §17-16D-8,
8 §17-16D-9, §17-16D-10, §17-16D-11, §17-16D-12, §17-16D-13, and §17-
9 16D-14, all to read as follows:

10 **ARTICLE 16D. ELECTRONIC TOLL COLLECTION.**

11 **§17-16D-1. Legislative findings and purpose.**

12 The Legislature finds and declares that the use of electronic
13 and video technology for collection of tolls on roads, highways and
14 bridges will benefit the citizens of this state by making toll
15 roads, highways and bridges in this state safer and collection of
16 tolls more efficient, by easing traffic congestion, by improving
17 traffic flow, by furthering economic development and by promoting
18 and enhancing more efficient commercial traffic and the shipment of
19 goods in the state. This article shall be known as and may be
20 cited as the "Electronic Toll Collection Act."

21 **§17-16D-2. Definitions.**

22 The following words and phrases have the following meanings
23 when used in this article:

24 (1) "Authority" or "Parkways Authority" means the West
25 Virginia Parkways Authority established by article sixteen-a of

1 this chapter.

2 (2) "Division" means the Division of Highways of the West
3 Virginia Department of Transportation, except where another
4 division is clearly identified.

5 (3) "Electronic toll collection" means a system of collecting
6 tolls or charges that has or includes the capability of charging an
7 account holder, owner or operator of a vehicle for the prescribed
8 toll:

9 (A) By electronic transmission of information between a device
10 on a vehicle and a device located in a toll lane or otherwise used
11 at a toll collection facility; or

12 (B) By means of a video collection system.

13 (4) "Owner" means any person in whose name a motor vehicle is
14 registered under:

15 (A) Article three, chapter seventeen-a of this code;

16 (B) The laws of another state;

17 (C) The laws of a foreign county; or

18 (D) The International Registration Plan.

19 (5) "Toll collection facility" or "toll facility" means any
20 facility, including all related structures, equipment, systems and
21 software, used in connection with collecting or charging tolls for
22 a toll road, highway or bridge in this state, regardless of whether
23 the facility is located on, over or adjacent to the toll road,
24 highway or bridge and regardless of whether the facility has toll
25 lanes with toll booths and toll collection equipment that require
26 passing vehicles to stop or slow down in order to pay a toll or

1 uses additional or different methods, structures, technology and
2 equipment in order to charge or collect tolls from some vehicles
3 passing under or by the facility at highway speeds: *Provided*, That
4 any such facility shall have the ability to accept cash for the
5 payment of tolls.

6 (6) "Toll road" means any road, highway or bridge in this
7 state upon which there is a toll administered, collected and
8 enforced by the Parkways Authority or on behalf of the Authority.

9 (7) "Video collection system" means a vehicle sensor, placed
10 in a location to work in conjunction with a toll collection
11 facility, that automatically produces a videotape or photograph,
12 microphotograph or other recorded image of the front or rear
13 portion, or both front and rear portion, of each vehicle at the
14 time the vehicle is used or operated on the toll facility in order
15 to charge or collect tolls or detect violations of this article.
16 This phrase includes, without limitation: (A) Any other technology
17 which identifies a vehicle by photographic, electronic or other
18 method; and (B) all related toll invoices, billing notices and
19 other toll collection and violation enforcement efforts made using
20 any such technology and information.

21 **§17-16D-3. Electronic toll collection authorized.**

22 Notwithstanding the provisions of article sixteen-a and
23 section five-b, article seventeen-a of this chapter and section
24 seven-a, article six, chapter seventeen-c of this code to the
25 contrary, the collection and enforcement of tolls for the use of
26 roads, highways and bridges may be accomplished by electronic toll

1 collection as provided in this article and in rules promulgated by
2 authority of this article: *Provided*, That the application of this
3 article should not apply to:

4 (1) Future highway construction provided for in the Division
5 of Highways' Statewide Transportation Improvement Plan at the time
6 of the enactment of this article; and

7 (2) Existing toll roads: *Provided*, That this section may not
8 be construed to prohibit the collection and enforcement of tolls
9 pursuant to article sixteen-a, chapter seventeen of this code.

10 **§17-16D-4. Advanced warning signs.**

11 Before enforcing a toll, the Parkways Authority, or the
12 operator of the toll facility, must install advance warning signs
13 along the toll road, highway or bridge preceding the location at
14 which the toll collection facility is located.

15 **§17-16D-5. Imposition of liability for payment of tolls.**

16 (a) If, as evidenced by a video collection system, a violation
17 of this article occurs, the following applies:

18 (1) The Parkways Authority will prepare and mail a notice of
19 violation as follows:

20 (A) The notice of violation shall be sent by first class mail
21 to each person listed as owner;

22 (B) The notice shall be mailed, postage prepaid, to the
23 address shown on the vehicle registration, which is presumed to be
24 the last known address of the owner.

25 (C) Notice shall be mailed no later than one hundred twenty

1 days after:

2 (i) The violation; or

3 (ii) The date that a lessor provides sufficient information to
4 identify who is the actual owner.

5 (D) Personal service is not required.

6 (E) The notice shall contain the following:

7 (i) Information advising the person of the violation, when and
8 where it occurred and that the violation may be contested.

9 (ii) A warning advising the person receiving the notice:

10 (I) That failure to contest in the manner and time provided is
11 an admission of liability;

12 (II) That a default judgment may be entered on the notice;

13 (III) That a violation of this article may subject the owner
14 or operator to civil penalties, administrative fees, administrative
15 hearing costs, and collection fees and costs as provided in this
16 article; and

17 (IV) That failure to pay civil penalties imposed pursuant to
18 this article may result in denial of an application for a new or
19 renewal of the vehicle registration in this state or in the state
20 in which the vehicle is registered.

21 (F) A manual or automatic record of mailing prepared in the
22 ordinary course of business is prima facie evidence of the mailing
23 of notice on the date specified in the business record.

24 (b) If an owner of a vehicle receives a notice of violation of
25 this article for any time period during which the vehicle was
26 reported to a police department as having been stolen, that owner

1 may not be held liable for the violation under this article if he
2 or she provides a certified copy of the police report on the stolen
3 vehicle to the Parkways Authority within thirty days after
4 receiving the notice of violation.

5 (c) A certified report or a facsimile report of an authorized
6 agent or employee of the Parkways Authority reporting a violation
7 of section six of this article based upon the recorded information
8 obtained from electronic toll collection system is prima facie
9 evidence of the facts contained in the report and is admissible as
10 an official record kept in the ordinary course of business.

11 (d) Notwithstanding any provision in the code to the contrary,
12 videotapes, photographs, microphotographs or other recorded images,
13 written records, reports or facsimiles prepared pursuant to this
14 article are allowed and are for the exclusive use of the Parkways
15 Authority, its authorized agents, its employees and law-enforcement
16 officials for the purpose of discharging duties under this article.
17 Except as may be necessary to enforce collection of tolls, civil
18 penalties, administrative fees, administrative hearing costs and
19 collection fees and costs from persons to whom a notice of
20 violation is sent as provided in this section, or to whom any
21 billing invoice, reminder letter or other toll collection or
22 violation enforcement communication is sent using information from
23 the electronic toll collection system, all images and records
24 created or retained as provided herein that identify individual
25 vehicles or vehicle registration plates, must be destroyed within
26 sixty days after payment in full of the applicable toll or after

1 any toll collection or enforcement action under this article
2 involving the images or records has been resolved. This information
3 may not be considered a public record under chapter twenty-nine-b
4 of this code. The information is not discoverable by court order
5 and it may not be offered in evidence in any action or proceeding
6 that is not directly related to a violation of this article or
7 indemnification permitted by this article. However, these
8 restrictions:

9 (1) Do not preclude a court of competent jurisdiction from
10 issuing an order directing that the information be provided to
11 law-enforcement officials if the information is reasonably
12 described and is requested in connection with a criminal
13 law-enforcement action;

14 (2) Do not preclude the exchange of the information between
15 any entities with jurisdiction over or that operate an electronic
16 toll collection system in this state or any other jurisdiction
17 within or outside of the United States; and

18 (3) Do not prohibit the use of information exclusively for the
19 purpose of billing electronic toll collection account holders,
20 deducting toll charges from the account of an account holder,
21 enforcing toll collection provisions of this code or enforcing the
22 provisions of an account holder agreement.

23 (e) Civil liability under this article is to be based upon a
24 preponderance of evidence. Persons receiving a notice of violation
25 as provided in this section must respond within thirty days of the
26 date the notice was mailed by:

1 (1) Remitting the amount of the unpaid toll and any
2 administrative fee assessed; or

3 (2) Requesting an administrative hearing in accordance with
4 rules promulgated by the Parkways Authority pursuant to this
5 article.

6 (f) In addition to the amount of any unpaid tolls, the
7 Authority shall assess a reasonable administrative fee, in the
8 amount determined by rule promulgated by the Authority, for each
9 notification for each separate violation of this article. Persons
10 who are found to be liable for payment of tolls and the
11 administrative fees in an administrative hearing shall also be
12 liable payment of the costs of the hearing, except where the
13 judgment of the hearing examiner is reversed or set aside by a
14 court of competent jurisdiction on appeal.

15 (g) Failure to remit the unpaid toll, assessed administrative
16 fees and assessed hearing costs or to request a hearing shall
17 result in entry of an administrative default judgment. The Parkways
18 Authority may cause notice of the default judgment to be served on
19 the person to whom the notice of violation was sent by certified
20 mail, return receipt requested, advising the person that failure to
21 pay the unpaid tolls, assessed administrative fees and assessed
22 hearing costs within thirty days of receipt of the notice of
23 default judgment will result in denial of an application for a new
24 vehicle registration in this state. If the unpaid tolls, assessed
25 administrative fees, and assessed administrative hearing costs are
26 not paid as provided in the notice of default judgment, or if the

1 judgment is not set aside by a court of competent jurisdiction, the
2 Authority may take all lawful actions to collect on the judgment
3 and may notify the Commissioner of the Division of Motor Vehicles,
4 who shall refuse the registration or renewal of registration of the
5 vehicle in this state as provided in section eleven of this
6 article.

7 (h) Civil liability under this article is not a conviction and
8 may not be made part of the owner's motor vehicle operating record.
9 It may not be considered in the provision of motor vehicle
10 insurance coverage.

11 (i) A person found to have violated this article is liable
12 for:

13 (1) The amount of the toll evaded or attempted to be evaded;
14 if the amount can be determined, or if it cannot be determined, the
15 minimum toll from the nearest point of entry on the toll facility
16 to the actual point of exit;

17 (2) An administrative fee per notification for each separate
18 violation;

19 (3) Administrative hearing costs assessed under this article;
20 and

21 (4) Reasonable fees and costs of attempting to collect on a
22 judgment under subsection (g) of this section.

23 **§17-16D-6. Liability of owner.**

24 (a) All owners and operators of motor vehicles shall pay the
25 posted toll when on any toll road, highway or bridge authorized by
26 the Legislature either by paying the toll at a toll collection

1 facility on the toll road, highway or bridge at the time of travel
2 thereon or by paying the toll within the time prescribed for toll
3 payment in a toll billing notice or invoice generated by an
4 electronic toll collection system. These tolls may be collected by
5 electronic toll collection. If an owner or operator of a vehicle
6 fails to pay the prescribed toll when due, the owner of the vehicle
7 is in violation of this article.

8 (b) If a violation occurs, the registration plate number of
9 the vehicle as recorded by a video collection system establishes a
10 rebuttable presumption for civil enforcement purposes that the
11 owner of the vehicle was operating the vehicle, or had consented to
12 another person operating the vehicle, at that time. This
13 presumption may be overcome only if the owner (1) proves by a
14 preponderance of the evidence that he or she was not in fact
15 operating the vehicle at the time; (2) identifies by name and
16 mailing address the person who was operating the vehicle.

17 (c) If the presumption is not overcome by a preponderance of
18 the evidence, the owner of the vehicle shall be found to have
19 violated this article and be held responsible for payment of the
20 tolls and the administrative fees and money penalties imposed by
21 this article for failure to timely pay the tolls.

22 (d) Nothing in this section prohibits: (1) A law-enforcement
23 officer from issuing a citation to a person in control of a vehicle
24 for a violation of this article or other provisions of law at the
25 time of the violation; or (2) the Parkways Authority from issuing
26 reminder notices or making other communications directly or

1 indirectly in connection with toll collection efforts or efforts to
2 enforce violations of this article. The Parkways Authority is
3 authorized to use secondary sources of information and services
4 including, but not limited to, services such as the National Change
5 of Address Service or skip tracing services.

6 **§17-16D-7. Owner who is lessor.**

7 (a) An owner of a vehicle who is a lessor of the vehicle used
8 in violation of the toll collection monitoring system regulations
9 of the authority shall not be responsible for the violation of this
10 article if the lessor submits to the Parkways Authority, in a
11 timely manner, the name and address of the lessee who leased the
12 vehicle on the day of the violation: *Provided*, That a lessor shall
13 provide a copy of the rental agreement, lease or other contract
14 document covering that vehicle on the date of the violation to the
15 Parkways Authority upon written request for a violation that is in
16 litigation.

17 (b) If the lessor fails to provide the information in a timely
18 manner, the lessor shall be held responsible for the violation of
19 this article. If the lessor provides the required information to
20 the Parkways Authority, the lessee of the vehicle on the date of
21 the violation shall be deemed to be the owner of the vehicle for
22 the purposes of enforcement of the violation of this article.

23 (c) Except as otherwise provided in this subsection, a
24 certified report of an employee or agent of the authority reporting
25 a violation of the toll collection monitoring system rules and
26 regulations and any information obtained from a toll collection

1 monitoring system shall be available for the exclusive use of the
2 Parkways Authority and any law enforcement official for the
3 purposes of discharging their duties under this article and the
4 toll collection monitoring system rules and regulations. Any such
5 report or information shall not be deemed a public record under
6 article one, chapter twenty-nine-b of this code or the common law
7 concerning access to public records. The certified reports and
8 information, including but not limited to, any recorded image of
9 any motor vehicle, the license plate of any motor vehicle or the
10 operator or any passenger in any motor vehicle, shall not be
11 discoverable as a public record by any person, entity or
12 governmental agency, except pursuant to a properly issued subpoena
13 or by an order of a court of competent jurisdiction, nor shall they
14 be offered in evidence in any civil or administrative proceeding,
15 not directly related to a violation of the toll collection
16 monitoring system rules and regulations, or in any municipal court
17 prosecution for a violation of the motor vehicle laws of this
18 state. However, in the event that, notwithstanding the provisions
19 of subsection (c), section nine of this article, a recorded image
20 of the face of the operator or any passenger in a motor vehicle is
21 produced by the toll collection monitoring system, that image shall
22 not be used by the Parkways Authority for any purpose nor shall the
23 image or any record or copy thereof be transmitted or communicated
24 to any person, governmental, non-governmental, or judicial or
25 administrative entity.

26 **§17-16D-8. Placement of electronic toll collection devices.**

1 An electronic toll collection device that is properly affixed
2 to the front windshield of a vehicle in accordance with rules
3 promulgated by the Parkways Authority, or is mounted elsewhere on
4 a vehicle in accordance with mounting instructions of the
5 manufacturer of the device included with the device, or is
6 otherwise used in a manner that makes it operate as intended, is
7 not a violation of section thirty-six, article fifteen, chapter
8 seventeen-c of this code.

9 **§17-16D-9. Privacy of electronic toll collection account holder**
10 **information; subpoenas and court orders and related**
11 **confidentiality protections.**

12 (a) Except as provided in subsection (b) of this section, and
13 notwithstanding any provision in the code to the contrary,
14 videotapes, photographs, microphotographs, other recorded images,
15 written records, reports or facsimiles prepared pursuant to this
16 article are for the exclusive use of the Parkways Authority, its
17 authorized agents, its employees and law-enforcement officials for
18 the purpose of discharging their duties under this article. This
19 information includes names, addresses, account numbers, account
20 balances, personal financial information, vehicle movement records
21 and other information compiled from transactions with the account
22 holders. The information in the hands of the Authority, its
23 authorized agents, its employees and law enforcement officials may
24 not be considered a public record under chapter twenty-nine-b of
25 this code.

1 (b) Notwithstanding subsection (a) of this section,
2 videotapes, photographs, microphotographs, other recorded images,
3 written records, reports or facsimiles prepared and retained
4 pursuant to this article may be discoverable pursuant to a properly
5 issued subpoena or by an order of a court of competent jurisdiction
6 directing that the information be produced in a civil or criminal
7 action or proceeding: *Provided*, That any such information required
8 to be produced in response to a properly issued subpoena or court
9 order shall at all times be confidential and may not be disclosed
10 by the Parkways Authority other than in connection with, and only
11 for the purposes of, the underlying civil action or criminal
12 proceeding, and subject to compliance with the provisions of
13 subsections (c), (d) and (e) of this section.

14 (c) All information disclosed or produced pursuant to
15 subsection (b) of this section shall be clearly marked
16 "CONFIDENTIAL." Any document or other material which is marked
17 "CONFIDENTIAL" or the contents thereof, may only be used by a party
18 to the underlying action or proceeding or a party's attorney,
19 expert witness, consultant or other person who is actively engaged
20 in working on the action or proceeding, and only for the purpose of
21 the underlying action or proceeding and not for any other purpose.
22 Prior to a party disclosing any document or other material marked
23 as "CONFIDENTIAL," or the contents thereof, to an attorney, expert
24 witness, consultant or other person actively engaged in working on
25 such action or proceeding, the party making disclosure must first
26 inform the person that he or she is bound by the duty of

1 confidentiality established under this section and the person to
2 whom disclosure is to be made shall sign an acknowledgment that the
3 information is and shall remain at all times confidential and that
4 the person agrees to abide by the duty of confidentiality
5 established under this section.

6 (d) Prior to the production of any information under this
7 section with any court of competent jurisdiction, the Parkways
8 Authority shall file a motion with the court seeking to have the
9 documents sealed and withheld from the public record throughout the
10 action or proceeding.

11 (e) At the conclusion of the action or proceeding, all
12 documents and other material marked as "CONFIDENTIAL" and any
13 copies thereof, and all related notes and memoranda, shall promptly
14 be returned to the Parkways Authority and in any event, within
15 thirty days following the conclusion of the action or proceeding.

16 (f) All videotapes, photographs, microphotographs, other
17 recorded images, written records, reports or facsimiles prepared
18 pursuant to this article shall be destroyed within sixty days
19 following the conclusion of the action or proceeding.

20 (g) Nothing in this article authorizes any law-enforcement
21 agency to enter any information in a national database that is
22 contained in videotapes, photographs, microphotographs, other
23 recorded images, written records, reports or facsimiles prepared
24 pursuant to this article.

25 **§17-16D-10. Evading tolls; damaging, interfering with or**
26 **obstructing video toll collection or infrastructure;**

1 **violations and criminal penalties.**

2 (a) Any person who knowingly or intentionally evades or seeks
3 to evade the payment of tolls, rents, fees or charges established
4 by the Parkways Authority for the use of any toll facility under
5 the jurisdiction of the Authority is guilty of a misdemeanor and,
6 upon conviction, shall be fined not more than \$50 for each
7 violation of this article.

8 (b) Any person who deliberately damages, defaces or obstructs
9 a video collection system infrastructure or power supply with the
10 intent to interfere with or alter or prevent the functioning of the
11 system or electronic toll collection, or who obstructs a license
12 plate or causes it to be unreadable by the video collection system,
13 or who causes a transponder or other device used in an electronic
14 toll system to be inoperable or unreadable thereby causing no toll
15 to be charged, is guilty of a misdemeanor and, in addition to any
16 other penalties provided by the code, and upon conviction, shall be
17 fined not more than \$500 for each such action and, if applicable,
18 is additionally liable to the Parkways Authority for all costs
19 incurred by the Authority to repair the damaged, defaced or
20 obstructed property.

21 **§17-16D-11. Nonrenewal of vehicle registration; effect of civil**
22 **or criminal violation.**

23 (a) Upon receipt of a notice from the Parkways Authority that
24 a vehicle owner failed to pay tolls and costs in accordance with a
25 notice of default judgment, or court order, the Commissioner of

1 Motor Vehicles shall refuse to register, or renew the registration
2 of any vehicle of which the person committing the violation is a
3 registered owner or co-owner until such time as the Commissioner of
4 Motor Vehicles receives notice from the Parkways Authority that all
5 fees, penalties and costs imposed on that person pursuant to this
6 article have been paid or satisfied.

7 (b) The Commissioner of Motor Vehicles shall refuse or suspend
8 the registration of any motor vehicle incurring a toll violation
9 under this article if:

10 (1) The Commissioner is notified by the Parkways Authority
11 that a registered owner has been served with a citation in
12 accordance with this article and:

13 (A) Has failed to pay the electronic toll, administrative fee
14 and the civil penalty for the toll violation by the date specified
15 in the citation; or

16 (B) Has failed to contest liability for the toll violation by
17 the date identified and in the manner specified in the citation; or

18 (2) The Commissioner is notified by the Parkways Authority or
19 the circuit court that a person who elected to contest liability
20 for a toll violation under this article has failed to appear for
21 trial or hearing or has been determined to be responsible for the
22 toll violation and has failed to pay the electronic toll and
23 related civil penalty.

24 (c) In conjunction with any rule promulgated by the Parkways
25 Authority, the Commissioner of Motor Vehicles may adopt regulations
26 and develop procedures to carry out the refusal or suspension of a

1 registration as authorized by this section.

2 (d) The procedures specified in this section are in addition
3 to any other penalty provided by law for toll violations.

4 (e) The provisions of this section may be applied to enforce
5 a reciprocal agreement entered into by this state and another
6 jurisdiction in accordance with section thirteen of this article.

7 (f) The provisions of this section shall only become effective
8 when the Parkways Authority and the Commission have reciprocal
9 enforcement agreements with all of the states sharing a common
10 border with this state.

11 **§17-16D-12. Cooperative agreements.**

12 In connection with any toll road, highway or bridge in this
13 state authorized by the Legislature and in addition to any powers
14 granted to the Parkways Authority, or to the Commissioner of
15 Highways, in this code, the Authority and the Commissioner may
16 individually or jointly enter into cooperative agreements and
17 arrangements with any agency or other entity that handles or
18 assists in the collection or enforcement of tolls on the adjacent
19 state's connecting toll highway, whereby that agency or entity
20 would assist the Authority in the collection of tolls for the toll
21 roads and bridges in this state or enforcement of toll violations
22 for the toll roads and bridges in this state or both collection of
23 tolls and enforcement of toll violations utilizing electronic toll
24 collection.

25 **§17-16D-13. Reciprocal enforcement agreements.**

26 (a) The Parkways Authority and the Commissioner of Highways

1 may individually or jointly enter into agreements with any other
2 jurisdiction that provides for reciprocal enforcement of toll
3 violations between this state and the other jurisdiction.

4 (b) An agreement made under this section shall provide that
5 drivers and vehicles licensed in this state, while operating on the
6 highways of another jurisdiction, shall receive benefits,
7 privileges, and exemptions of a similar kind with regard to toll
8 enforcement as are extended to drivers and vehicles licensed or
9 registered in the other jurisdiction while operated in the state.

10 (c) A reciprocal agreement under this section may provide for
11 enforcement of toll violations by refusal to renew or suspension of
12 the registration of a motor vehicle in accordance with section
13 eleven of this article.

14 **§17-16D-14. Rule-making authority.**

15 The Commissioner of Motor Vehicles and the Parkways Authority
16 shall propose rules for legislative approval in accordance with the
17 provisions of article three, chapter twenty-nine-a of the code to
18 implement this article.