

**HOUSE . . . . . No. 1479**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Kimberly N. Ferguson***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the Head Injury Treatment Services Trust Fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>1/13/2023</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>1/26/2023</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>1/26/2023</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/26/2023</i>
<i>John Barrett, III</i>	<i>1st Berkshire</i>	<i>1/26/2023</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>1/26/2023</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>1/26/2023</i>
<i>Marcus S. Vaughn</i>	<i>9th Norfolk</i>	<i>1/27/2023</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>	<i>1/27/2023</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>2/6/2023</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/6/2023</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/8/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/8/2023</i>
<i>Patrick M. O'Connor</i>	<i>First Plymouth and Norfolk</i>	<i>2/8/2023</i>
<i>Rodney M. Elliott</i>	<i>16th Middlesex</i>	<i>2/9/2023</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/9/2023</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/9/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/11/2023</i>

*Brian W. Murray*

*10th Worcester*

*2/16/2023*

*Ryan C. Fattman*

*Worcester and Hampden*

*4/5/2023*

**HOUSE . . . . . No. 1479**

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By Representative Ferguson of Holden, a petition (accompanied by bill, House, No. 1479) of Kimberly N. Ferguson and others relative to making deposits to the Head Injury Treatment Services Trust Fund from certain judicial fines and fees. The Judiciary.

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**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
\_\_\_\_\_

An Act relative to the Head Injury Treatment Services Trust Fund.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 59 of Chapter 10 of the General Laws, as appearing in the 2020  
2 Official Edition is hereby amended by striking out the word “and”, in line 4, and inserting after  
3 the figure “24”, in line 4, the following words:- and Section 13B”

4 SECTION 2. Section 13B(b) of Chapter 90 of the General Laws, as appearing in the 2020  
5 Official Edition, is hereby amended by adding, after the word “offense” the following words: -  
6 provided that \$50 of each fine collected under this section shall be deposited into the  
7 head injury treatment services trust fund.

8 SECTON 3. Section 20 of Chapter 90 of the General Laws, as appearing in the 2020  
9 Official Edition, is hereby amended in the fourth paragraph by striking in the first sentence the  
10 number “50” and replacing it with the number “100”; and further, by striking in the second  
11 sentence the number “50” and replacing it with the number “100”.

12 SECTION 4. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
13 2020 Official Edition, is hereby amended by striking out the second paragraph and inserting in  
14 place thereof the following paragraph:-

15 There shall be an assessment of \$250 against a person who is convicted of, is placed on  
16 probation for, or is granted a continuance without a finding for or otherwise pleads guilty to or  
17 admits to a finding of sufficient facts of operating a motor vehicle while under the influence of  
18 intoxicating liquor, marijuana, narcotic drugs, depressants or stimulant substances under this  
19 section; provided, however, that 100 per cent of the amount collected under this assessment shall  
20 be deposited monthly by the court with the state treasurer for who shall deposit it into the Head  
21 Injury Treatment Services (HITS) Trust Fund.

22 SECTION 5. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
23 2020 Official Edition, is further amended in the fourth paragraph by inserting at the end thereof  
24 the following:-

25 75 per cent of the fines collected in this section shall be deposited monthly by the court  
26 with the state treasurer for who shall deposit into the Head Injury Treatment Services Trust Fund.

27 SECTION 6. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
28 2020 Official Edition, is further amended in the fifth paragraph by inserting at the end thereof the  
29 following:-

30 75 per cent of the fines collected in this section shall be deposited monthly by the court  
31 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)  
32 Trust Fund.

33 SECTION 7. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
34 2020 Official Edition, is further amended in the sixth paragraph by inserting at the end thereof  
35 the following:- 75 per cent of the fines collected in this section shall be deposited monthly by the  
36 court with the state treasurer for who shall deposit it into the Head Injury Treatment Services  
37 Trust Fund.

38 SECTION 8. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
39 2020 Official Edition, is further amended in the seventh paragraph by inserting at the end thereof  
40 the following:-

41 75 per cent of the fines collected in this section shall be deposited monthly by the court  
42 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)  
43 Trust Fund.

44 SECTION 9. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
45 2020 Official Edition, is further amended in the eighth paragraph by inserting at the end thereof  
46 the following:-

47 75 per cent of the fines collected in this section shall be deposited monthly by the court  
48 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)  
49 Trust Fund.

50 SECTION 10. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in  
51 the 2020 Official Edition, is further amended in the ninth paragraph by inserting at the end  
52 thereof the following:-

53           75 per cent of the fines collected in this section shall be deposited monthly by the court  
54 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)  
55 Trust Fund.

56           SECTION 11. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in  
57 the 2020 Official Edition, is further amended in the tenth paragraph by inserting at the end  
58 thereof the following:-

59           75 per cent of the fines collected in this section shall be deposited monthly by the court  
60 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)  
61 Trust Fund.

62           SECTION 12. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in  
63 the 2020 Official Edition, is further amended in the eleventh paragraph by inserting at the end  
64 thereof the following:-

65           75 per cent of the fines collected in this section shall be deposited monthly by the court  
66 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)  
67 Trust Fund.

68           SECTION 13. Section 20 of Chapter 90 of the General Laws, as appearing in the 2020  
69 Official Edition, is further amended in the in the first sentence of the fourth paragraph by striking  
70 out the word “\$50” and inserting “\$75” and in the second sentence of the fourth paragraph by  
71 striking out the word “\$50” and inserting “\$75”.