SENATE DOCKET, NO. 188 FILED ON: 1/14/2013

SENATE . . . . . No. 932

The Commonwealth of Massachusetts

PRESENTED BY:

Sal N. DiDomenico

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 passage of the accompanying:

An Act amending the municipal ticket law..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Sal N. DiDomenico	*Middlesex and Suffolk*
Martha M. Walz	*8th Suffolk*
Harriette L. Chandler	*First Worcester*
Michael O. Moore	*Second Worcester*
Patricia D. Jehlen	*Second Middlesex*
James B. Eldridge	*Middlesex and Worcester*
Benjamin Swan	*11th Hampden*

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By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 932) of Sal N. DiDomenico, Martha M. Walz, Harriette L. Chandler, Michael O. Moore and other members of the General Court for legislation to amend the municipal ticket law. Municipalities and Regional Government.

The Commonwealth of Massachusetts

An Act amending the municipal ticket law..

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to which is to provide all municipalities with effective fine collection measures, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

SECTION 1. Chapter 40U of the General Laws is hereby amended by striking out section 8, as appearing in the 2010 Official Edition, and inserting in place thereof the following section:-

Section 8. Every officer and inspector who takes notice of a violation of a rule, regulation, order, ordinance or by-law regulating the housing, sanitary or snow and ice removal requirement shall provide the offender with written notice to appear before the municipal hearing officer or the hearings officer's designee during regular office hours not later than 21 days after the date of the violation.

SECTION 2. Said chapter 40U is hereby further amended by striking section 9, as so appearing, and inserting in place thereof the following section:-

Section 9. The written notice of any violation shall either be affixed securely to the property or building or mailed promptly to the owner of the property or building via regular mail or, for a property or building with an onsite professionally-managed property office, mailed promptly via regular mail or delivered to the office during normal business hours. The written notice of the violation shall contain, but shall not be limited, to: the date, time and place of the violation, the specific violation charged, the name and badge number of the officer or inspector

17 and his division, a schedule of payment for established fines and instructions for return of the
18 notice of violation.

19 SECTION 3. Said chapter 40U is hereby further amended by striking section 10, as so
20 appearing, and inserting in place thereof the following section:-

21 Section 10. Within 3 business days after completion of each shift, the officer or inspector
22 shall retain and preserve copies, in either written or electronic form, of each notice of a violation
23 issued during the shift and deliver those copies to the municipal hearing officer. The municipal
24 hearing officer shall maintain a docket of all notices.