

SENATE No. 1687

The Commonwealth of Massachusetts

PRESENTED BY:

Richard T. Moore

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 clarifying the definition of commercial motor vehicles.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Richard T. Moore

Worcester and Norfolk

Bruce E. Tarr

First Essex and Middlesex

SENATE No. 1687

By Mr. Richard T. Moore, a petition (accompanied by bill, Senate, No. 1687) of Richard T. Moore and Bruce E. Tarr for legislation to clarify the definition of commercial motor vehicles. Transportation.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1772 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act clarifying the definition of commercial motor vehicles.

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 1 of chapter 90 of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended, by inserting after the definition of "Bus or Motorbus," the
3 following definition:

4 "Commercial Motor Vehicle," shall mean any motor vehicle which is not a
5 private passenger motor vehicle, antique motor car, motorcycle, auto home, house trailer,
6 taxicab, ambulance, hearse, livery vehicle, or school pupil transport vehicle. A commercial
7 motor vehicle shall include the following vehicles:

8 (a) The vehicle has a gross vehicle weight rating or gross combination weight rating of
9 10,001 or more pounds; or

10 (b) The vehicle is designed to transport more than 15 passengers, including the driver; or

11 (c) The vehicle is used in the transportation of hazardous materials in a quantity requiring
12 placarding in accordance with the Hazardous Materials Regulations of the United States
13 Department of Transportation. Any commercial motor vehicle that singularly has a gross vehicle
14 weight rating of 10,001 pounds or less and is designed to meet emissions standards, shall be
15 submitted for an emissions inspection in addition to all applicable safety inspection
16 requirements; or

17 (d) A single, full or semi-trailer, used in commerce, with a manufacturer's gross vehicle
18 weight rating over 3,000 lbs; or

19 (e) Any vehicle which has a vehicle weight, or curb weight, of more than six thousand
20 pounds, as per the manufacturer's description of said vehicle, unless such vehicle is a sport utility
21 vehicle or passenger van, or a pickup truck or cargo van meeting the definition of private
22 passenger vehicle; or

23 (f) Any vehicle which has five or more wheels on the ground.

24 Notwithstanding the aforementioned vehicles, a dual rear wheel pick-up truck
25 registered by an individual other than a business, and not used for commercial purposes, shall not
26 be classified as a commercial vehicle for purposes of registration.