

SENATE No. 773

The Commonwealth of Massachusetts

PRESENTED BY:

Cynthia S. Creem

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 regarding criminal motor vehicle citations.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Cynthia S. Creem

First Middlesex and Norfolk

Barbara A. L'Italien

Second Essex and Middlesex

SENATE No. 773

By Ms. Creem, a petition (accompanied by bill, Senate, No. 773) of Cynthia S. Creem and Barbara L'Italien for legislation relative to criminal motor vehicle citations. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 675 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act regarding criminal motor vehicle citations.

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 2 of chapter 90C of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by striking out lines 106 through 117 and inserting in place
3 thereof the following:-

4 (b) in the case of citations alleging one or more criminal automobile law violations, shall
5 cause one copy of such citations to be mailed or delivered to the registrar and one copy of such
6 citations to be delivered to the clerk-magistrate of the district court for the judicial district where
7 the violation occurred. Failure to comply with the provisions of this paragraph shall not
8 constitute a defense to any complaint or indictment charging a violation of section twenty-four,
9 twenty-four G or twenty-four L of chapter ninety if such violation resulted in one or more deaths.

10 Each clerk-magistrate shall maintain a record in the form prescribed by the chief justice of the

11 district court department of such citations and shall notify the registrar of the disposition of such
12 citations in accordance with the provisions of section twenty-seven of said chapter ninety.

13 SECTION 2. The second paragraph of section 4 of chapter 90C of the General Laws, as
14 so appearing, is hereby amended by striking out the second sentence and inserting in place
15 thereof the following sentence:- If any such arrest is made, it shall be noted on the citation and
16 one copy of the citation shall be mailed or delivered to the registrar and one copy of the citation
17 shall be delivered to the clerk-magistrate of the district court for the judicial district where the
18 violation occurred.