

# HOUSE . . . . . No. 1685

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## The Commonwealth of Massachusetts

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In the Year Two Thousand Nine  
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An Act relative to oil spills on public ways..

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

1           Chapter 85 of the General Laws is hereby amended by adding the following section:—

2           Section 37. Any commercial motor vehicle or trailer used to deliver gasoline, oil or other  
3 flammable material which causes a spill in excess of 100 gallons on any way as defined in  
4 section one of chapter 90 shall be subject to a civil penalty not to exceed \$10,000 for each such  
5 spill. Said penalty shall be in addition to liability for costs incurred by the Commonwealth or any  
6 political subdivision thereof on cleaning and removing such spill. The superior court department  
7 of the trial court shall have jurisdiction to enforce the provisions of this section. Any civil  
8 penalty imposed under the provisions of this section shall be paid over to the treasury of the city  
9 or town wherein the spill took place.