

**HOUSE . . . . . No. 3336**

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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 reckless or negligent operation of a motor vehicle.

*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. Subdivision (2) of section 24 of chapter 90 of the General Laws, as  
2 appearing in the 2006 Official Edition, is hereby amended by inserting, after paragraph (a), the  
3 following paragraph:-

4 (a ¼) Whoever, upon any way or in any place to which the public has a right of access,  
5 or any place to which members of the public have access, as invitees or licensees, operates a  
6 motor vehicle recklessly, or operates such vehicle negligently so that the lives or safety of the  
7 public might be endangered, and as a result of such reckless or negligent operation, collides with  
8 or otherwise causes serious injury to any person, shall be punished by imprisonment in the state  
9 prison for not less than 2 ½ years nor more than 5 years or by a fine of not less than \$1,000 nor  
10 more than \$10,000 or by both such fine and imprisonment. Prosecutions commenced under this  
11 paragraph shall not be continued without a finding nor placed on file.

12 SECTION 2. Paragraph (b) of subdivision (2) of said section 24 of said chapter 90 of  
13 the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting,  
14 after the letter “(a)” in line 811, the following:- , paragraph (a ¼)

15           SECTION 3. Paragraph (c) of subdivision (2) of said section 24 of said chapter 90 of the  
16 General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting, after  
17 the letter “(a)” in line 828, the following:- , (a ¼)

18           SECTION 4. Said paragraph (c) of said subdivision (2) of said section 24 of said chapter  
19 90, as so appearing, is hereby further amended by inserting, after the word “to:” in line 830, the  
20 following:- (i) any person convicted of a violation of paragraph (a ¼) until 2 years after the date  
21 of revocation following his conviction if for a 1st offense or until 5 years after the date of  
22 revocation following any subsequent conviction;