

HOUSE No. 3634

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act Regulating Livery 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 Chapter 90 of the General Laws, as appearing in the 2006 Official Edition, is hereby
2 amended by inserting after section 34R the following section:-

3 Section 34S. Livery vehicle is a motor vehicle designed to carry 15 or fewer passengers
4 including the driver that carries passengers for hire, business courtesy, employee shuttle
5 customer shuttle, charter or other pre-arranged transportation, and is not required to obtain a
6 taxicab license pursuant to section 22 of chapter 40.

7 A livery vehicle shall meet the following requirements:

8 Is hired on a pre-arranged basis with a minimum 12 hours notice;

9 Does not pick up hail fares nor solicit fares on any street, way, road, stand, or parking lot,
10 public or private within the state;

11 Does not contain a rate meter, and does not charge for services based upon miles traveled
12 if the trips is less than 25 miles;

13 Operates on a scheduled business day, and is returned to the vehicle's base of operation
14 for a continuous period of at least 4 hours in each 24 hour period;

15 Is operated by the named insured, and employee, or an independent contractor of the
16 named insured, as a licensed chauffer;

17 Operates from a fix base with two-way communication;

18 Must maintain a daily log with time and name of passengers with schedule pick-ups and
19 destinations;

20 Primary payment method is by billing or credit card;

21 Not for drop-off and pickup unless being utilized by an employment agency or non-profit
22 group, or for interstate travel that takes fares at least 20 miles out of the city;

23 Is utilized by a car dealership to transport clients and utilizes a livery registration plate;

24 Is utilized by a not-for-profit organization for the transportation of their clients;

25 Must be registered and insured as a livery, displaying a livery registration plate issued by
26 the Massachusetts registry of motor vehicles.

27 The owner or driver of any livery vehicle found to be operating illegally as a taxicab shall
28 be punished by a fine not exceeding \$250 or the immediate suspension of the vehicle for a period
29 not exceeding 30 days, or both. Any subsequent offense shall be punished by a fine not
30 exceeding \$500 and the immediate suspension of the vehicle for a period of not less than 6
31 months.