

SENATE No. 1911

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to child passenger safety..

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 7AA of chapter 90 of the General Laws, as appearing in the 2006
2 Official Edition, is hereby amended by striking out the second sentence of the third paragraph,
3 the words “An operator of a motor vehicle who violates the provisions of this section shall be
4 subject to a fine of not more than twenty-five dollars; provided, however, that said twenty-five
5 dollar fine shall not apply to an operator of a motor vehicle licensed as a taxi cab not equipped
6 with a child passenger restraint device.” and inserting in place thereof the following sentence:-

7 An operator of a motor vehicle shall be subject to a fine of 100 dollars for each child
8 under the age of 16 who is a passenger in said motor vehicle in violation of the child restraint or
9 seat belt requirements as set forth in the preceding paragraphs; provided, however, that said fine
10 shall not apply to an operator of a motor vehicle, which is a bus or licensed taxi cab not equipped
11 with a child passenger restraint device or equipped from the manufacturer with a passenger seat
12 belt.

13 SECTION 2. Section 7AA of chapter 90 of the General Laws, as so appearing, is hereby
14 further amended by inserting after the words “issue such certificate” as appearing at the end of
15 the third clause in the third paragraph, the following words:-

16 ; or (4) a passenger in a parked vehicle.

17 SECTION 3. Section 13A of Chapter 90 of the General Laws, as so appearing, is hereby
18 amended by striking out in clause (a) of the first paragraph, the word “twelve” and inserting in
19 place thereof the following word:- sixteen.

20 SECTION 4. Section 13A of Chapter 90 of the General Laws, as so appearing, is hereby
21 further amended by striking out the second sentence of the second paragraph, the words “Any
22 operator of a motor vehicle shall be subject to an additional fine of twenty-five dollars for each
23 person under the age of sixteen and no younger than twelve who is a passenger in said motor
24 vehicle and not wearing a seat belt.”.

25 SECTION 5. Section 13A of Chapter 90 of the General Laws, as so appearing, is hereby
26 further
27 amended by inserting at the end of the last paragraph the following paragraph:- The
28 provisions of this section shall not apply when said motor vehicle is parked.