

HOUSE No. 3541

The Commonwealth of Massachusetts

PRESENTED BY:

Marcos A. Devers

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 relative to motor vehicle surcharges.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Marcos A. Devers</i>	<i>16th Essex</i>	<i>1/20/2011</i>
<i>Tom Sannicandro</i>	<i>7th Middlesex</i>	<i>2/4/2011</i>

HOUSE No. 3541

By Mr. Devers of Lawrence, a petition (accompanied by bill, House, No. 3541) of Marcos A. Devers and Tom Sannicandro for legislation to prohibit the use of geographic locations in determining risk classifications relative to motor vehicle surcharges. Financial Services.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to motor vehicle surcharges.

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 113B of chapter 175 of the General Laws, as appearing in the 2008 Official
2 Edition, is hereby amended by inserting after the twelfth paragraph the following paragraph:-

3 Notwithstanding any general or special law to the contrary, any upward premium
4 adjustments resulting from surchargeable incidents, including at-fault accidents, convictions of
5 moving violations of motor vehicle laws, including payments pursuant to chapter 90C and
6 assignments to driver alcohol education programs under the provisions of section 24D of chapter
7 90 shall be uniform, fixed rates and shall not be based on territories or geographic locations.
8 Each premium adjustment resulting from surchargeable incidents or for excellent driving shall be
9 be uniform, fixed rates and shall not be based on territories or geographic locations for each level
10 of classification of risk. The commissioner shall promulgate rules and regulations establishing
11 said uniform and fixed rates which shall not be based on territories or geographic locations for
12 each level of classification of risk. The commissioner shall not establish any premium

- 13 adjustments resulting from surchargeable incidents or for excellent driving or for each level of
- 14 classification of risk based on a percentage basis.