

HOUSE No. 958

The Commonwealth of Massachusetts

PRESENTED BY:

Alice K. Wolf

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 providing cities and towns with a local option to increase certain motor vehicle fines to improve driving.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>1/19/2011</i>
<i>Kevin G. Honan</i>	<i>17th Suffolk</i>	<i>2/4/2011</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>	<i>1/25/2011</i>
<i>William N. Brownsberger</i>		<i>1/28/2011</i>

HOUSE No. 958

By Ms. Alice K. Wolf of Cambridge, petition (accompanied by bill, House, No. 00958) of Kevin G. Honan and others relative to increasing motor vehicle fines by municipalities. Joint Committee on Transportation.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3371 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act providing cities and towns with a local option to increase certain motor vehicle fines to improve driving.

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. Chapter 85 of the General Laws is hereby amended by inserting after
2 section 11D the following new section:-

3 Section 11E. Option of local government to increase penalties to improve behavior.

4 Any city or town may choose to adopt this section to increase penalties for certain
5 violations of chapter 85 of the General Laws. In any city or town which accepts the provisions
6 of this section, each manager in a city having a Plan D or Plan E form of charter or the mayor,
7 with the approval of the city council or board of aldermen in any other city, or the town council
8 or board of selectmen of a town may impose additional fines for certain violations of Chapter 85,
9 as appearing in Section 11B of Chapter 85.

10 SECTION 2. Section 11B of chapter 85 of the General Laws, as appearing in the 2008
11 Official Edition, is hereby amended by inserting after the words “twenty dollars” in the last
12 paragraph of subsection (11) the following words:-

13 “, but in any city or town that has accepted Section 11E of Chapter 85, violations of
14 any provision of this section except violations of clause (iii) of subsection (2) shall be punished
15 by a fine of not more than \$75”

16 SECTION 3. Chapter 89 of the General Laws, as so appearing, is hereby amended by
17 inserting after Section 11 the following new section:-

18 Section 12. Option of local government to increase penalties to improve behavior.

19 Any city or town may choose to adopt this section to increase penalties for certain
20 violations of Chapter 89 of the General Laws. In any city or town which accepts the provisions
21 of this section, each manager in a city having a Plan D or Plan E form of charter or the mayor,
22 with the approval of the city council or board of aldermen in any other city, or the town council
23 or board of selectmen of a town may impose additional fines for violations of Sections 9 and 11
24 of Chapter 89.

25 SECTION 4. Section 9 of said chapter 89 of the General Laws, as so appearing, is
26 hereby amended by inserting after the word “offense” in the last paragraph the following words:-

27 “, but in any city or town that has accepted Section 12 of Chapter 89, any person
28 violating the provisions of this section shall be punished by a fine not to exceed \$250 for each
29 offense”

30 SECTION 5. Section 11 of said chapter 89 of the General Laws, as so appearing, is
31 hereby amended by inserting after the word “\$200” in the third paragraph the following words:-

32 “, but in any city or town that has accepted Section 12 of Chapter 89, whoever violates
33 any provision of this section shall be punished by a fine not to exceed \$250 for each offense”

34 SECTION 6. Chapter 90 of the General Laws is hereby amended by inserting after
35 section 18A the following new section:-

36 Section 18A ½. Option of local government to increase penalties to improve
37 behavior.

38 Any city or town may choose to adopt this section to increase penalties for certain
39 violations of Chapter 90 of the General Laws. In any city or town which accepts the provisions
40 of this section, each manager in a city having a Plan D or Plan E form of charter or the mayor,
41 with the approval of the city council or board of aldermen in any other city, or the town council
42 or board of selectmen of a town may impose additional fines for violations of Section 18A of
43 Chapter 90.

44 SECTION 7. Section 18A of chapter 90 of the General Laws, as appearing in the 2008
45 Official Edition, is hereby amended in its first paragraph by inserting after the last sentence the
46 following sentence:-

47 In a city or town that has accepted Section 18A ½ of Chapter 90, whoever violates any
48 provision of any such rule shall be punished by a fine of \$75.