

HOUSE No. 1549

The Commonwealth of Massachusetts

PRESENTED BY:

Alice Hanlon Peisch

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 improving apprehension of drunk drivers and other law violators.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>	<i>1/9/2013</i>
<i>Gerard T. Leone Jr.</i>	<i>15 Commonwealth Avenue Woburn, MA 01801</i>	
<i>Jonathan W. Blodgett</i>	<i>10 Federal Street, 5th Floor Salem, MA 01970</i>	
<i>Mark G. Mastroianni</i>	<i>50 State Street Springfield, Massachusetts 01103</i>	
<i>William C. Galvin</i>	<i>6th Norfolk</i>	
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	
<i>Michael J. Rodrigues</i>	<i>First Bristol and Plymouth</i>	
<i>John H. Rogers</i>	<i>12th Norfolk</i>	
<i>Thomas J. Calter</i>	<i>12th Plymouth</i>	
<i>Michael R. Knapik</i>	<i>Second Hampden and Hampshire</i>	
<i>Michael O. Moore</i>	<i>Second Worcester</i>	
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	
<i>Randy Hunt</i>	<i>5th Barnstable</i>	

<i>Louis L. Kafka</i>	<i>8th Norfolk</i>	
<i>Thomas M. McGee</i>	<i>Third Essex</i>	
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	
<i>Todd M. Smola</i>	<i>1st Hampden</i>	
<i>Katherine M. Clark</i>	<i>Fifth Middlesex</i>	
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	
<i>Ann-Margaret Ferrante</i>	<i>5th Essex</i>	
<i>James J. Dwyer</i>	<i>30th Middlesex</i>	
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/31/2013</i>
<i>Donald H. Wong</i>	<i>9th Essex</i>	
<i>Anne M. Gobi</i>	<i>5th Worcester</i>	
<i>Cleon H. Turner</i>	<i>1st Barnstable</i>	
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>1/31/2013</i>
<i>David M. Nangle</i>	<i>17th Middlesex</i>	
<i>Lori A. Ehrlich</i>	<i>8th Essex</i>	
<i>Gailanne M. Cariddi</i>	<i>1st Berkshire</i>	
<i>Leonard Mirra</i>	<i>2nd Essex</i>	
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>	
<i>James M. Cantwell</i>	<i>4th Plymouth</i>	
<i>Bradford Hill</i>	<i>4th Essex</i>	
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	
<i>Christine E. Canavan</i>	<i>10th Plymouth</i>	
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>	
<i>Mark J. Cusack</i>	<i>5th Norfolk</i>	
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>	
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>	
<i>John J. Binienda</i>	<i>17th Worcester</i>	
<i>Viriato Manuel deMacedo</i>	<i>1st Plymouth</i>	
<i>Geoff Diehl</i>	<i>7th Plymouth</i>	
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>	
<i>Peter J. Durant</i>	<i>6th Worcester</i>	
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>	
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	
<i>Theodore C. Speliotis</i>	<i>13th Essex</i>	
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>	
<i>Paul J. Donato</i>	<i>35th Middlesex</i>	
<i>Martha M. Walz</i>	<i>8th Suffolk</i>	

<i>Carl M. Sciortino, Jr.</i>	<i>34th Middlesex</i>	
<i>James R. Miceli</i>	<i>19th Middlesex</i>	
<i>Stephen M. Brewer</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>	
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>	
<i>John W. Scibak</i>	<i>2nd Hampshire</i>	
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>	
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	
<i>Cory Atkins</i>	<i>14th Middlesex</i>	
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	
<i>Paul K. Frost</i>	<i>7th Worcester</i>	
<i>David M. Rogers</i>	<i>24th Middlesex</i>	
<i>Cheryl A. Coakley-Rivera</i>	<i>10th Hampden</i>	
<i>Thomas P. Conroy</i>	<i>13th Middlesex</i>	
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>	
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>	
<i>George N. Peterson, Jr.</i>	<i>9th Worcester</i>	
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	

HOUSE No. 1549

By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 1549) of Alice Hanlon Peisch and others relative to improving the apprehension of drunk drivers and other law violators. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2253 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act improving apprehension of drunk drivers and other law violators.

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 98A of Chapter 41 of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended by striking out said section and inserting in place thereof the
3 following section:

4 Section 98A. A police officer of a city or town who is empowered to make arrests within
5 a city or town and who is objectively recognizable as a police officer by means of a marked
6 police vehicle, or being in uniform, or by conspicuously displaying his badge, or by activating an
7 unmarked police vehicle's lights and/or siren, upon observing a motor vehicle infraction
8 committed in his presence within his jurisdiction is authorized to stop said motor vehicle after
9 fresh and continued pursuit in any city or town, and may take any appropriate legal action,
10 including arrest, for any violations or criminal conduct observed prior to or during said stop, as
11 would be authorized were he acting in his own territorial jurisdiction.

12 In the event of an arrest pursuant to this paragraph, said officer may return the person
13 arrested to said officer's territorial jurisdiction, and shall make all reasonable efforts to promptly
14 notify the department or departments having authority in the jurisdiction or jurisdictions in which
15 the arrest was effected, provided, however, that failure to make this notification will in no way
16 affect the validity of the motor vehicle stop or resulting action that flowed from the stop. Such
17 arrest may be prosecuted in the jurisdiction where the pursuit began.