

HOUSE No. 3154

The Commonwealth of Massachusetts

PRESENTED BY:

William M. Straus

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 carriers of property by motor vehicle.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>William M. Straus</i>	<i>10th Bristol</i>	<i>1/18/2013</i>

HOUSE No. 3154

By Mr. Straus of Mattapoisett, a petition (accompanied by bill, House, No. 3154) of William M. Straus relative to the transportation by motor vehicles of alcoholic beverages and property by agricultural carriers, common carriers or contract carriers. Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to carriers of property by motor vehicle.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately provide for the permitting and transportation of certain property by motor vehicle, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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 159B of the General Laws is hereby amended by inserting after
2 section 15A the following section:-

3 Section 15B. Notwithstanding any general or special law or regulation to the contrary,
4 any agricultural carrier by motor vehicle or common or contract carrier by motor vehicle, or any
5 individual, partnership, or corporation regularly and lawfully conducting a parcel delivery
6 service or a general express or trucking business, or a business regularly and lawfully engaged in
7 the business of leasing trucks for hire, with or without drivers, may, if authorized by a fleet
8 permit issued by the department, transport or deliver the products sold at retail by licensees under
9 section 19F or farmer-brewery licensees under section nineteen E to the ultimate consumers of
10 such products. There shall be an annual fee for such fleet permit of \$3,500. Such fleet permit
11 shall cover any and all vehicles owned or hired, and operated, by such permittee. Persons
12 operating a vehicle when engaged in such transportation or delivery shall be required to carry
13 such permit or a photostatic copy thereof. Parcels transported or delivered under this paragraph
14 shall be clearly labeled with the words "CONTAINS ALCOHOL: REQUIRES SIGNATURE
15 OF AND PERSONAL DELIVERY TO A PERSON LEGALLY AUTHORIZED TO
16 CONSUME ALCOHOLIC BEVERAGES IN THE COMMONWEALTH." Receipts for delivery
17 of such parcels shall contain a check box next to the recipient's signature where he shall certify

18 that he is not under 21 years of age and a check box where the delivery person shall certify that
19 valid identification showing that the recipient is not under 21 years of age was presented by the
20 recipient upon delivery. Notwithstanding the foregoing, a delivery company may use an
21 electronic device to receive the signature of a person accepting delivery of a parcel under this
22 section and to certify that the person has displayed a valid identification as so required. No such
23 delivery shall exceed twenty liters.