

HOUSE No. 3285

The Commonwealth of Massachusetts

PRESENTED BY:

Tricia Farley-Bouvier and Patricia D. Jehlen

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 safe driving.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>	<i>1/18/2013</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>1/18/2013</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>1/31/2013</i>
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>	
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>	
<i>Carl M. Sciortino, Jr.</i>	<i>34th Middlesex</i>	
<i>Timothy J. Toomey, Jr.</i>	<i>26th Middlesex</i>	
<i>Kay Khan</i>	<i>11th Middlesex</i>	
<i>Daniel A. Wolf</i>	<i>Cape and Islands</i>	
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>	
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>	
<i>Benjamin Swan</i>	<i>11th Hampden</i>	
<i>Marcos A. Devers</i>	<i>16th Essex</i>	
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>	
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>1/31/2013</i>
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>	
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	

<i>Jeffrey Sánchez</i>	<i>15th Suffolk</i>
<i>Denise Andrews</i>	<i>2nd Franklin</i>
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>

HOUSE No. 3285

By Ms. Farley-Bouvier of Pittsfield and Senator Jehlen, a joint petition (accompanied by bill, House, No. 3285) of Tricia Farley-Bouvier and others relative to the issuance of motor vehicle driver’s licenses to persons ineligible for social security cards . Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to safe 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. Section 8 of chapter 90 of the General Laws, as appearing the 2010 Official
2 Edition, is hereby amended by inserting in line 11, after the word “require”, the following
3 paragraph:

4 Nothing in this section shall permit the registrar to deny a license to operate motor
5 vehicles or learner’s permit application based on a failure by a Massachusetts resident ineligible
6 for a social security number to provide a social security number or evidence of immigration
7 status.

8 SECTION 2. Section 8B of chapter 90 of the General Laws, as so appearing, is hereby
9 amended by inserting in line 7, after the word “require”, the following paragraph:

10 Nothing in this section shall permit the registrar to deny a license to operate motor
11 vehicles or learner’s permit application based on a failure by a Massachusetts resident ineligible
12 for a social security number to provide a social security number or evidence of immigration
13 status.

14 SECTION 3. Chapter 90 of the General Laws, is hereby amended by inserting after
15 section 8B the following section:

16 Section 8B½. A license to operate motor vehicles or learner’s permit may, under the rules
17 and regulations established by the registrar, be issued to a Massachusetts resident ineligible for a
18 social security number.

19 (a) A driver's license issued to a holder ineligible for a social security number shall be
20 valid for a period of four years, provided that a holder who becomes eligible for and obtains a
21 social security number prior to the expiration of the license may apply for renewal at that time.

22 (b) A holder of a license issued under this section shall be subject to any and all
23 provisions of the General Laws and any and all implementing regulations to the same extent as
24 any other person issued a driver's license, unless otherwise provided in the General Laws or by
25 administrative rule, including but not limited to the examination requirements in section 8 of this
26 chapter as well as the mandatory insurance requirements and penalties set forth in sections 1A
27 and 34J of this chapter.

28 (c) A license issued under this section is invalid if the holder is unable to provide proof of
29 liability insurance upon the request of a law enforcement officer.

30 (d) A license issued under this section shall not confer eligibility for any public benefit.
31 A license issued under this section shall be visually distinct, in such manner as the Registrar shall
32 prescribe, from a license issued to a holder who is eligible for a social security number.

33 (e) The Registrar shall adopt rules for implementing this section, including designating
34 acceptable evidence that an applicant is ineligible for a social security number.

35 (f) The Registrar shall have authority to prescribe by regulations a required driver's
36 training program to orient applicants for a license issued under this section to driving rules
37 specific to the United States. Such a training program may, in the discretion of the Registrar,
38 include programs offered by licensed private driver's schools.