

**HOUSE . . . . . No. 895**

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**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>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	<i>1/15/2013</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>	<i>2/1/2013</i>

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By Mr. Devers of Lawrence, a petition (accompanied by bill, House, No. 895) of Marcos A. Devers, Stephen L. DiNatale and Diana DiZoglio for legislation to prohibit the use of geographic locations in determining risk classifications relative to motor vehicle surcharges. Financial Services.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3541 OF 2011-2012.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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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.