

**SENATE . . . . . No. 1687**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Richard T. Moore***

*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 clarifying the definition of commercial motor vehicles.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

*Richard T. Moore*

*Worcester and Norfolk*

*Bruce E. Tarr*

*First Essex and Middlesex*

**SENATE . . . . . No. 1687**

By Mr. Richard T. Moore, a petition (accompanied by bill, Senate, No. 1687) of Richard T. Moore and Bruce E. Tarr for legislation to clarify the definition of commercial motor vehicles. Transportation.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1772 OF 2011-2012.]

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Thirteen**

An Act clarifying the definition of commercial motor vehicles.

*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 1 of chapter 90 of the General Laws, as appearing in the 2010  
2 Official Edition, is hereby amended, by inserting after the definition of "Bus or Motorbus," the  
3 following definition:

4 "Commercial Motor Vehicle," shall mean any motor vehicle which is not a  
5 private passenger motor vehicle, antique motor car, motorcycle, auto home, house trailer,  
6 taxicab, ambulance, hearse, livery vehicle, or school pupil transport vehicle. A commercial  
7 motor vehicle shall include the following vehicles:

8 (a) The vehicle has a gross vehicle weight rating or gross combination weight rating of  
9 10,001 or more pounds; or

10 (b) The vehicle is designed to transport more than 15 passengers, including the driver; or

11 (c) The vehicle is used in the transportation of hazardous materials in a quantity requiring  
12 placarding in accordance with the Hazardous Materials Regulations of the United States  
13 Department of Transportation. Any commercial motor vehicle that singularly has a gross vehicle  
14 weight rating of 10,001 pounds or less and is designed to meet emissions standards, shall be  
15 submitted for an emissions inspection in addition to all applicable safety inspection  
16 requirements; or

17 (d) A single, full or semi-trailer, used in commerce, with a manufacturer's gross vehicle  
18 weight rating over 3,000 lbs; or

19 (e) Any vehicle which has a vehicle weight, or curb weight, of more than six thousand  
20 pounds, as per the manufacturer's description of said vehicle, unless such vehicle is a sport utility  
21 vehicle or passenger van, or a pickup truck or cargo van meeting the definition of private  
22 passenger vehicle; or

23 (f) Any vehicle which has five or more wheels on the ground.

24 Notwithstanding the aforementioned vehicles, a dual rear wheel pick-up truck  
25 registered by an individual other than a business, and not used for commercial purposes, shall not  
26 be classified as a commercial vehicle for purposes of registration.