

# HOUSE . . . . . No. 3042

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## The Commonwealth of Massachusetts

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PRESENTED BY:

***Paul W. Mark***

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*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 surchargeable incidents.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>	<i>1/16/2015</i>

# HOUSE . . . . . No. 3042

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By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 3042) of Paul W. Mark that certain motor vehicle violations not be counted toward the suspension of a license, right to operate or the requirement to take part in a driver education programs. Transportation.

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## The Commonwealth of Massachusetts

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In the One Hundred and Eighty-Ninth General Court  
(2015-2016)  
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An Act relative to surchargeable incidents.

*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:

2           Chapter 175, in section 113B is hereby amended by adding, in paragraph 10 after the  
3 words "suspend the license or right to operate a motor vehicle for 60 days" the following new  
4 language:

5           Provided, that the following surchargeable events shall not be counted towards the  
6 registrar's ability to suspend the license or right to operate a motor vehicle;

7           "Horn, operating without" as defined by M.G.L. chapter 90 section 7.

8           "Inadequate equipment (brakes, directional signals, lights or safety devices)" as defined  
9 by 730 CMR 7.08(27)

10          "Inspection sticker, failure to display" as defined by M.G.L. chapter 90 section 20 and  
11 730 CMR 7.08(26)

“Inspection sticker, operating without” as defined by M.G.L. chapter 90, section 7A and M.G.L. chapter 90 section 20 and 730 CMR 7.08(26)

“Lights, operating motor vehicle with improper lights” as defined by M.G.L. chapter 90 sections 7 and 16

“Operating without proper mirrors and reflectors” as defined M.G.L. chapter 90 section 7

“Rear lights, must have” as defined by M.G.L. chapter 85 section 15

“Rear lights, operating without” as defined by M.G.L. chapter 90 section 7

“Tread depth, tires” as defined by M.G.L. chapter 90 section 7Q and 540 CMR 4.04

“Unattended vehicle, stop engine, set brakes, remove key from switch and from vehicle” as defined by M.G.L. chapter 90 section 13

## Section 2:

Chapter 175, in section 113B is hereby further amended by adding, in paragraph 14 after the words " require the driver to participate in and complete a driver education program satisfactory to the registrar" the following new language:

Provided, that the following surchargeable incidents shall not be counted towards the requirement to take part in a driver education program;

“Horn, operating without” as defined by M.G.L. chapter 90 section 7.

“Inadequate equipment (brakes, directional signals, lights or safety devices)” as defined by 730 CMR 7.08(27)

31           “Inspection sticker, failure to display” as defined by M.G.L. chapter 90 section 20 and  
32   730 CMR 7.08(26)

33           “Inspection sticker, operating without” as defined by M.G.L. chapter 90, section 7A and  
34   M.G.L. chapter 90 section 20 and 730 CMR 7.08(26)

35           “Lights, operating motor vehicle with improper lights” as defined by M.G.L. chapter 90  
36   sections 7 and 16

37           “Operating without proper mirrors and reflectors” as defined M.G.L. chapter 90 section 7

38           “Rear lights, must have” as defined by M.G.L. chapter 85 section 15

39           “Rear lights, operating without” as defined by M.G.L. chapter 90 section 7

40           “Tread depth, tires” as defined by M.G.L. chapter 90 section 7Q and 540 CMR 4.04

41           “Unattended vehicle, stop engine, set brakes, remove key from switch and from vehicle”  
42   as defined by M.G.L. chapter 90 section 13