

HOUSE No. 3055

The Commonwealth of Massachusetts

PRESENTED BY:

Shaunna L. O'Connell and Robert L. Hedlund

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 license requirements.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Shaunna L. O'Connell</i>	<i>3rd Bristol</i>	<i>1/16/2015</i>
<i>Robert L. Hedlund</i>	<i>Plymouth and Norfolk</i>	<i>1/20/2015</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	<i>2/4/2015</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>2/4/2015</i>
<i>James J. Lyons, Jr.</i>	<i>18th Essex</i>	<i>2/2/2015</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>	<i>2/4/2015</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>2/2/2015</i>

HOUSE No. 3055

By Representative O’Connell of Taunton and Senator Hedlund, a joint petition (accompanied by bill, House, No. 3055) of Shaunna L. O’Connell, Robert L. Hedlund and others relative to motor vehicle license requirements. Transportation.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to license requirements.

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 2 of chapter 90 of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended by striking out the first and second paragraphs and inserting
3 in place thereof the following 2 paragraphs:—

4 Applications for the registration of motor vehicles and trailers may be made by the owner
5 thereof. If the owner is a corporation, sole proprietorship or business entity, the application shall
6 contain, in addition to such other particulars as may be required by the registrar, the name of the
7 corporation, sole proprietorship or business entity and the full address, including the street, city
8 or town, state and zip code. If the owner is a sole proprietorship, the application shall contain a
9 social security number and contain an employer identification number or federal tax
10 identification number from the Internal Revenue Service, if one has been issued. If the applicant
11 is a natural person, the application shall contain, in addition to such other particulars as may be
12 required by the registrar, the name of the applicant, full residential address, date of birth and

13 license number or identification card number issued by the registrar, if such license or card has
14 been issued. The application of a natural person shall also contain the apartment number or unit
15 number if the applicant's address is in an apartment house, family hotel, condominium or a
16 residential flat or is in a combined business and residential property. Except as otherwise
17 provided in this chapter, no registration shall be issued to a natural person for a motor vehicle or
18 trailer unless such person holds a license, identification card issued under section 8E, social
19 security number issued by Social Security Administration or other proof of legal residence; work
20 permits or employment authorization documents issued under federal executive order shall not
21 be considered proof of legal residence; provided, however, that the registrar shall provide by
22 regulation for exemptions for out-of-state students, military personnel, senior citizens and
23 disabled persons; provided, further, that the registrar may provide by regulation additional
24 exemptions which would be consistent with the purpose of this section. The application shall
25 also contain a brief description of the motor vehicle or trailer to be registered, including the name
26 of the maker, such number or numbers as may be required by the registrar to properly identify
27 the vehicle, the character of the motor power and the type of transmission and a statement signed
28 by the applicant under the penalties of perjury that no excise tax liabilities on such motor vehicle
29 are outstanding and incurred by the applicant, a member of the applicant's immediate family
30 who is a member of the applicant's household or any business partner of the applicant. The
31 registration fee, as required under section 33, shall accompany such application. Applicants for
32 registration shall also comply with chapter 90D.

33 The registrar or the registrar's duly authorized agents shall keep a record of motor
34 vehicles and trailers that satisfy application requirements, assign to each motor vehicle and trailer
35 a distinguishing mark or number to be known as the register number for that vehicle or trailer,

36 and shall thereupon issue to the applicant a certificate of registration. If the owner is a
37 corporation, sole proprietorship or business entity, the certificate shall contain the name and
38 address of the corporation, sole proprietorship or business entity and the register number or mark
39 and shall be in such form and contain such further information as the registrar may determine. If
40 the owner is a natural person, the certificate shall contain the name, place of residence and
41 address of the applicant and the register number or mark and shall be in such form and contain
42 such further information as the registrar may determine.

43 Section 2. Section 8 of chapter 90 of the General Laws, as appearing in the 2010 Official
44 Edition, is hereby amended by striking out the first paragraph and inserting in place thereof the
45 following paragraph:—

46 Section 8. Application for a license to operate motor vehicles may be made by any
47 person except a person who has been licensed and whose license is not in force because of
48 revocation or suspension or whose right to operate is suspended by the registrar; provided,
49 however, that no such license shall be issued to a person whose junior operator's license has been
50 suspended or revoked or whose right to operate has been suspended while so operating under a
51 junior operator's license until the full term of such suspension or revocation has been served
52 without regard to the age of such person. Before a license is granted pursuant to this section, the
53 applicant shall pass such examination as to his qualifications as the registrar, without
54 discriminating as to age, shall require; and no license shall be issued until the registrar or his
55 authorized agent is satisfied that the applicant is a proper person to receive it and, if applicable,
56 has surrendered his junior operator's license or operator's license issued by another state; and,
57 except as hereinafter provided, no such license shall be issued to any person under eighteen years
58 of age. Each applicant shall submit with his application a birth, baptismal or school certificate or

59 such other satisfactory evidence of his age as the registrar may require. If the registrar has
60 reasonable cause to suspect that any document presented by an applicant as proof of identity or
61 age is altered, false or otherwise invalid, the registrar shall refuse to grant the license until the
62 registrar is satisfied as to the applicant's true identity or age. Work permits or employment
63 authorization documents issued under federal executive order shall not be considered proof of
64 legal residence required to get license. Each applicant shall state his military status in such
65 application, and the registrar shall record such status in the central computer system of the
66 registry. Each applicant shall be asked in writing whether he wishes to become an organ or tissue
67 donor in such license application or renewal thereof, including any online renewal.