

HOUSE No. 4320

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 23, 2016.

The committee on Transportation to whom was referred the petition (accompanied by bill, House, No. 2974) of Geoff Diehl and Timothy R. Madden relative to registering applicants for licenses to operate motor vehicles with the Selective Service System, reports recommending that the accompanying bill (House, No. 4320) ought to pass.

For the committee,

WILLIAM M. STRAUS.

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

An Act to ensure benefits through enhanced Selective Service registration.

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. Chapter 90 of the General Laws, as appearing in the 2010 Official Edition,
2 is hereby amended by inserting after section 8M the following section:-

3 Section 8N. (a) A male applicant who applies for an operator’s license, learner’s permit,
4 identification card or a renewal of any such permit or license and who is at least 18 years of age
5 but less than 26 years of age authorizes the registrar to register the applicant with the Selective
6 Service System in compliance with section 3 of the Military Selective Service Act through the
7 applicant’s signature on the application unless the applicant indicates otherwise as described in
8 subsection (b).

9 (b) The registrar shall give notice to any male applicant who is at least 16 years of age but
10 less than 26 years of age that the applicant has a duty under federal law to register with the
11 Selective Service System at age 18. If the applicant has not registered within 30 days after
12 reaching 18 years of age, he shall be informed that he still has an affirmative obligation under
13 federal law to register with the Selective Service System before reaching 26 years of age. The

14 registrar shall also notify the applicant that his signature on an application for any such license,
15 permit, identification card or renewal shall constitute consent to authorize the registrar to forward
16 the applicant's information to the Selective Service System, registering the applicant with the
17 Selective Service System unless the applicant declines to give such consent by signing a
18 statement so stating on the application.

19 (c) If the applicant is at least 16 years of age but less than 18 years of age the registrar
20 shall notify the applicant that his signature on an application for any such license, permit,
21 identification card or renewal shall constitute consent authorizing the applicant to be registered
22 upon attaining 18 years of age as required by federal law.

23 (d) The registrar shall notify the applicant that a refusal to grant such consent shall not be
24 grounds for denial of driving privileges nor shall it be a basis for the registrar to discriminate
25 against the applicant, and that the opportunity to give such consent to the registrar is provided
26 only for the convenience of the applicant. This notice shall be made both verbally and through a
27 written document available in English, Spanish and such other languages as the registrar
28 determines. If the applicant grants that authority, the registrar shall forward to the Selective
29 Service System, in an electronic format, no sooner than the applicant's eighteenth birthday, only
30 the information necessary for registration of the applicant.

31 (e) Failure to grant such authority as provided in this section shall not be a basis for the
32 registrar or any other related government agency to discriminate against the applicant, including
33 but not limited to the denial of driving privileges.

34 (f) The registrar shall not distribute or make available to any person or governmental
35 agency in any way any list of those applicants who declined to grant the registrar authority to

36 forward their information to the Selective Service System. The registrar shall not compile,
37 develop or maintain any such list unless it is necessary for the administration and operation of
38 the registry, and such list shall not be given to any other governmental or non-governmental
39 agency. The registrar shall not distribute or make available to any person or governmental
40 agency any list of those applicants who did grant the registrar authority to forward their
41 information to the Selective Service System except as otherwise authorized by this section.

42 SECTION 2. Implementation of this act shall be contingent on the receipt by the registrar
43 of motor vehicles of sufficient federal funds to pay a reasonable portion of the initial start-up
44 costs for computer programming changes necessary to implement the requirements of this
45 section related to the reporting of information to the Selective Service Administration. The
46 registrar shall initiate and monitor efforts to obtain federal funds for the purposes stated in this
47 act and shall report promptly to the joint committee on public safety and the house and senate
48 committees on ways and means when federal funds have been received by the department.