

SENATE No. 1838

The Commonwealth of Massachusetts

PRESENTED BY:

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:
<i>Robert L. Hedlund</i>	<i>Plymouth and Norfolk</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Ryan C. Fattman</i>	<i>Worcester and Norfolk</i>
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>
<i>Viriato M. deMacedo</i>	<i>Plymouth and Barnstable</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>

SENATE No. 1838

By Mr. Hedlund, a petition (accompanied by bill, Senate, No. 1838) of Robert L. Hedlund, Donald F. Humason, Jr., Viriato M. deMacedo, Richard J. Ross and other members of the General Court for legislation relative to 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 issued under federal executive order shall not be considered proof of legal residence;
21 provided, however, that the registrar shall provide by regulation for exemptions for out-of-state
22 students, military personnel, senior citizens and disabled persons; provided, further, that the
23 registrar may provide by regulation additional exemptions which would be consistent with the
24 purpose of this section. The application shall also contain a brief description of the motor vehicle
25 or trailer to be registered, including the name of the maker, such number or numbers as may be
26 required by the registrar to properly identify the vehicle, the character of the motor power and
27 the type of transmission and a statement signed by the applicant under the penalties of perjury
28 that no excise tax liabilities on such motor vehicle are outstanding and incurred by the applicant,
29 a member of the applicant's immediate family who is a member of the applicant's household or
30 any business partner of the applicant. The registration fee, as required under section 33, shall
31 accompany such application. Applicants for registration shall also comply with chapter 90D.

32 The registrar or the registrar's duly authorized agents shall keep a record of motor
33 vehicles and trailers that satisfy application requirements, assign to each motor vehicle and trailer
34 a distinguishing mark or number to be known as the register number for that vehicle or trailer,
35 and shall thereupon issue to the applicant a certificate of registration. If the owner is a

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

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

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

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