

SENATE No. 1872

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Rush

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 increasing the penalty for distracted driving.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Eileen M. Donoghue</i>	<i>First Middlesex</i>
<i>Edward F. Copping</i>	<i>10th Suffolk</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>

SENATE No. 1872

By Mr. Rush, a petition (accompanied by bill, Senate, No. 1872) of Michael F. Rush, Stephen L. DiNatale, Michael O. Moore, Eileen M. Donoghue and other members of the General Court for legislation to increase the penalty for distracted driving. Transportation.

The Commonwealth of Massachusetts

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

An Act increasing the penalty for distracted driving.

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 13B of chapter 90, as appearing in the 2012 Official Edition, is
2 hereby amended by striking out subsections (b) and (c) and inserting in place thereof the
3 following subsections:-

4 (b) A violation of this section shall be punishable by a fine of \$200 for a first offense, a
5 fine of \$500 for a second offense, and a fine of \$500 for a third or subsequent offense and loss of
6 license for a period of 90 days.

7 (c) A third or subsequent offense under this section shall be a surchargeable offense
8 under section 113B of chapter 175.

9 SECTION 2. Chapter 90, as so appearing, is hereby amended by inserting after section
10 24X the following section:-

11 Section 24Y. No individual shall use a cell phone while operating a motor vehicle within
12 a school zone. A violation of this section shall be punishable by a fine of \$100 for a first
13 offense, a fine of \$250 for a second offense, and a fine of \$500 for a third or subsequent offense.
14 These fines shall accrue in addition to fines outlined in section 13B of chapter 90.