

SENATE No. 824

The Commonwealth of Massachusetts

PRESENTED BY:

Cynthia Stone Creem

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 providing for the waiver of fees for contesting motor vehicle infractions.

PETITION OF:

NAME:

Cynthia Stone Creem

DISTRICT/ADDRESS:

First Middlesex and Norfolk

SENATE No. 824

By Ms. Creem, a petition (accompanied by bill, Senate, No. 824) of Cynthia S. Creem for legislation to provide for the waiver of fees for contesting motor vehicle infractions. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 739 OF 2015-2016.]

The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court
(2017-2018)

An Act providing for the waiver of fees for contesting motor vehicle infractions.

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. The first paragraph of paragraph (4) of subsection (A) of section 3 of
2 chapter 90C of the General Laws, as appearing in the 2014 Official Edition, is hereby amended
3 by inserting, after the word:- “fees” in line 50, the following:- “; and provided further, when a
4 hearing results in a ruling that the violator is not responsible, the registrar shall refund the court
5 filing fee to the alleged violator within 60 days after the ruling and shall notify the trial court
6 department that such amount shall be returned from the trial court retained revenue account to
7 the registrar;” and said section is further amended by inserting, in line 71, after the phrase:-
8 “before a justice” the following words:- “; provided, however, that the fee shall be waived or
9 refunded if the hearing results in a ruling that the violator is not responsible”

10 SECTION 2: Subsection (a) of section 13 of chapter 6C of the General Laws, as so
11 appearing, is hereby amended by inserting at the end thereof the following new sentence:- Upon
12 the completion of a successful appeal, violation administrative fees shall be refunded.

13 Subsection (b) of section 13 of Chapter 6C of the General Laws, as so appearing, is
14 hereby amended by inserting at the end thereof the following new sentence:- Upon the
15 completion of a successful appeal, violation administrative fees shall be refunded.