

**HOUSE . . . . . No. 2993**

---

**The Commonwealth of Massachusetts**

PRESENTED BY:

*Michael S. Day*

*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 to increase safety on public ways.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Michael S. Day</i>	<i>31st Middlesex</i>	<i>1/17/2019</i>
<i>Middlesex District Attorney Marian Ryan</i>	<i>15 Commonwealth Ave Woburn, MA 01801</i>	<i>1/17/2019</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>	<i>1/29/2019</i>
<i>Joseph W. McGonagle, Jr.</i>	<i>28th Middlesex</i>	<i>1/29/2019</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>	<i>1/31/2019</i>

**HOUSE . . . . . No. 2993**

By Mr. Day of Stoneham, a petition (accompanied by bill, House, No. 2993) of Michael S. Day and others relative to the towing of motor vehicles under operation by incapacitated persons. Transportation.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1819 OF 2017-2018.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
In the One Hundred and Ninety-First General Court  
(2019-2020)  
\_\_\_\_\_

An Act to increase safety on public ways.

*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: General Laws Part I Title XVI Chapter 111E, is amended to include the  
2 following Section 9B which provides:

3 (a) For the purposes of this section, “incapacitated” shall have the same meaning as  
4 is defined in Section 9A of Chapter 111E.

5 (b) Where an incapacitated person is found to be the operator of or in possession of a  
6 motor vehicle on a public way, that motor vehicle shall be towed away and impounded for a  
7 period of twelve (12) hours.

8 (c) This (12) hour impoundment period shall be calculated from the time the vehicle  
9 is towed. The costs for the towing, storage and maintenance of the vehicle shall be borne by the

- 10 operator or individual who retrieves the vehicle after the twelve (12) hour hold period is
- 11 complete.