

SENATE No. 1399

The Commonwealth of Massachusetts

PRESENTED BY:

Diana DiZoglio, (BY REQUEST)

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 prohibiting profiling of motorcyclists and motorcycle-only checkpoints.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Paul W. Cote</i>		
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>	<i>1/31/2019</i>

SENATE No. 1399

By Ms. DiZoglio (by request), a petition (accompanied by bill, Senate, No. 1399) of Paul W. Cote and Anne M. Gobi for legislation to prohibit profiling of motorcyclists and motorcycle-only checkpoints. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

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

An Act prohibiting profiling of motorcyclists and motorcycle-only checkpoints.

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. No law enforcement officer or agency shall establish or conduct
2 “motorcycle-only” checkpoints.

3 (1) The criminal justice training commission shall ensure that issues related to motorcycle
4 profiling are addressed in basic law enforcement training and offered to in-service law
5 enforcement officers in conjunction with existing training regarding profiling.

6 (2) Local law enforcement agencies shall add a statement condemning motorcycle
7 profiling to existing policies regarding profiling.

8 (3) For the purposes of this section, "motorcyclist profiling" means the illegal use of the
9 fact that a person rides a motorcycle or wears motorcycle-related paraphernalia as a factor in
10 deciding to stop and question, take enforcement action, arrest, or search a person or vehicle with
11 or without an otherwise legal basis under the United States Constitution or Massachusetts
12 Constitution.

13 This act shall take effect upon its passage.