

**SENATE . . . . . No. 982**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Joan B. Lovely*

*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 speed limitations near waste or recycling collection vehicles.

PETITION OF:

NAME:

*Joan B. Lovely*

DISTRICT/ADDRESS:

*Second Essex*

**SENATE . . . . . No. 982**

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By Ms. Lovely, a petition (accompanied by bill, Senate, No. 982) of Joan B. Lovely for legislation relative to speed limitations near waste or recycling collection vehicles. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 4463 OF 2017-2018.]

**The Commonwealth of Massachusetts**

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

An Act relative to speed limitations near waste or recycling collection vehicles.

*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 1 of chapter 90 of the General Laws is hereby amended by inserting  
2 the following definition:-

3 “Waste or recycling collection vehicle,” a garbage, waste, or recycling collection vehicle  
4 that provides curbside collection and is not fully automated.

5 SECTION 2. Chapter 90 of the General Laws is hereby amended by inserting after  
6 section 17C the following section:-

7 Section 17D. (a) No person shall operate a motor vehicle, nor shall any owner of a  
8 vehicle permit to be operated, in a manner where the owner or operator accelerates at a rate of

9 speed in excess of fifteen miles per hour when passing on either side of a stopped or stationary  
10 waste or recycling collection vehicle on a public way.

11 (b) This section shall only apply when (1) the waste or recycling collection vehicle is  
12 identifiable as a waste or recycling collection vehicle based on the vehicle configuration or  
13 makings on the vehicle; (2) the waste or recycling collection vehicle operator gives visual notice  
14 by means of a stationary sign or flashing lights notifying the owner or operator of an approaching  
15 vehicle of the presence of workers; and (3) the waste or recycling collection vehicle is not  
16 located on a private way, controlled access highway, interstate highway, turnpike, road or  
17 highway with a center line and more than two lanes.

18 (c) Whoever violates this section shall be punished by a fine of not more than \$500. A  
19 subsequent violation shall be punished by a fine of not more than \$1,000.