

**HOUSE . . . . . No. 1564**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Kimberly N. Ferguson and Gerard J. Cassidy***

*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 the head injury treatment services trust fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>2/19/2021</i>
<i>Gerard J. Cassidy</i>	<i>9th Plymouth</i>	<i>2/19/2021</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>2/22/2021</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>2/22/2021</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	<i>2/24/2021</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/25/2021</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>2/25/2021</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>	<i>2/25/2021</i>
<i>Steven G. Xiarhos</i>	<i>5th Barnstable</i>	<i>2/25/2021</i>
<i>Paul F. Tucker</i>	<i>7th Essex</i>	<i>2/25/2021</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>2/26/2021</i>
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>	<i>2/26/2021</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>	<i>2/26/2021</i>
<i>Meghan Kilcoyne</i>	<i>12th Worcester</i>	<i>2/26/2021</i>
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>	<i>2/26/2021</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/26/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>3/2/2021</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>3/3/2021</i>

<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>3/16/2021</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>3/2/2021</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>3/5/2021</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>3/17/2021</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>	<i>9/13/2021</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>	<i>9/15/2021</i>
<i>Michael P. Kushmerek</i>	<i>3rd Worcester</i>	<i>9/23/2021</i>

**HOUSE . . . . . No. 1564**

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By Representatives Ferguson of Holden and Cassidy of Brockton, a petition (accompanied by bill, House, No. 1564) of Kimberly N. Ferguson, Gerard J. Cassidy and others relative to the head injury treatment services trust fund. The Judiciary.

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**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act relative to the head injury treatment services trust fund.

*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 59 of Chapter 10 of the General Laws, as appearing in the 2018  
2 Official Edition, is hereby amended by striking out the word “and”, in line 4, and inserting after  
3 the figure “24”, in line 4, the following words:- and Section 13B”

4           SECTION 2. Section 13B(b) of Chapter 90 of the General Laws, as appearing in the  
5 2018 Official Edition, is hereby amended by adding, after the word “offense” the following  
6 words: -

7                   ,provided that \$50 of each fine collected under this section shall be deposited into the  
8 head injury treatment services trust fund.

9           SECTON 3. Section 20 of Chapter 90 of the General Laws, as appearing in the 2018  
10 Official Edition, is hereby amended in the fourth paragraph by striking in the first sentence the  
11 number “50” and replacing it with the number “100” ; and further, by striking in the second  
12 sentence the number “50” and replacing it with the number “100”.

13 SECTION 4. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the  
14 2018 Official Edition, is hereby amended by striking out the second paragraph and inserting in  
15 place thereof the following paragraph:-

16 There shall be an assessment of \$250 against a person who is convicted of, is placed on  
17 probation for, or is granted a continuance without a finding for or otherwise pleads guilty to or  
18 admits to a finding of sufficient facts of operating a motor vehicle while under the influence of  
19 intoxicating liquor, marijuana, narcotic drugs, depressants or stimulant substances under this  
20 section; provided, however, that 100 per cent of the amount collected under this assessment shall  
21 be deposited monthly by the court with the state treasurer for who shall deposit it into the Head  
22 Injury Treatment Services Trust Fund.

23 SECTION 5. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
24 further amended in the fourth paragraph by inserting at the end thereof the following:-

25 75 per cent of the fines collected in this section shall be deposited monthly by the court  
26 with the state treasurer for who shall deposit into the Head Injury Treatment Services Trust Fund.

27 SECTION 6. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
28 further amended in the fifth paragraph by inserting at the end thereof the following:-

29 75 per cent of the fines collected in this section shall be deposited monthly by the court  
30 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
31 Fund.

32 SECTION 7. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
33 further amended in the sixth paragraph by inserting at the end thereof the following:-

34           75 per cent of the fines collected in this section shall be deposited monthly by the court  
35 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
36 Fund.

37           SECTION 8. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
38 further amended in the seventh paragraph by inserting at the end thereof the following:-

39           75 per cent of the fines collected in this section shall be deposited monthly by the court  
40 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
41 Fund.

42           SECTION 9. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
43 further amended in the eighth paragraph by inserting at the end thereof the following:-

44           75 per cent of the fines collected in this section shall be deposited monthly by the court  
45 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
46 Fund.

47           SECTION 10. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
48 further amended in the ninth paragraph by inserting at the end thereof the following:-

49           75 per cent of the fines collected in this section shall be deposited monthly by the court  
50 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
51 Fund.

52           SECTION 11. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
53 further amended in the tenth paragraph by inserting at the end thereof the following:-

54           75 per cent of the fines collected in this section shall be deposited monthly by the court  
55 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
56 Fund.

57           SECTION 12. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as so appearing, is  
58 further amended in the eleventh paragraph by inserting at the end thereof the following:-

59           75 per cent of the fines collected in this section shall be deposited monthly by the court  
60 with the state treasurer for who shall deposit it into the Head Injury Treatment Services Trust  
61 Fund.