

HOUSE No. 3454

The Commonwealth of Massachusetts

PRESENTED BY:

Steven Ultrino and Paul J. Donato

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 establishing a monthly payment plan option for E-ZDrive MA tolls.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>1/10/2023</i>
<i>Paul J. Donato</i>	<i>35th Middlesex</i>	<i>1/18/2023</i>
<i>Steven Owens</i>	<i>29th Middlesex</i>	<i>1/25/2023</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>2/2/2023</i>

HOUSE No. 3454

By Representatives Ultrino of Malden and Donato of Medford, a petition (accompanied by bill, House, No. 3454) of Steven Ultrino, Paul J. Donato and others relative to establishing a monthly payment plan option for pay by plate and E-ZPass tolls. Transportation.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act establishing a monthly payment plan option for E-ZDrive MA tolls.

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 13 of chapter 6C of the General Laws, as appearing in the 2020
2 Official Edition, is hereby amended by adding the following subsection:-

3 (d)(1) The department shall establish a monthly payment plan option for persons owing
4 tolls, fines, fees or other debts of \$250 or more under the Pay By Plate or E-ZPass MA systems,
5 as defined in 700 CMR 11.02. The minimum monthly payment due shall be \$25. Upon receipt of
6 the first payment due under a monthly payment plan, the department shall not charge any
7 additional fines or fees on existing debts for late payment or failure to pay. The department may
8 accept automatic monthly payments by credit or debit card on file with the department or
9 payments made by check or money order received by mail or in person.

10 (2) If a person participating in a monthly payment plan is complying with all the
11 requirements of this subsection and any regulations promulgated by the department pursuant to
12 this subsection, the department shall not instruct the registry of motor vehicles to refuse to renew

13 the person's license to operate a vehicle or vehicle registration due to the existence of unpaid
14 tolls, fines, fees or other debts owed by the person under the Pay By Plate or E-ZPass MA
15 systems; provided, that the department shall notify the registry of motor vehicles for the
16 registry's records.

17 SECTION 2. Chapter 90 of the General Laws is hereby amended by striking out section
18 20G and inserting in place thereof the following section:-

19 Section 20G. (a) If a person fails to appear in accordance with a notice to appear issued
20 pursuant to a Massachusetts Department of Transportation regulation or fails to pay in a timely
21 manner a violation issued pursuant to such regulations after having received notice thereof, the
22 authority shall notify the registrar who shall place the matter on record and shall not renew the
23 license to operate a motor vehicle or the registrations of any vehicles owned by such person until
24 the matter has been disposed of in accordance with applicable law or regulation. If the person is
25 found to be a resident of another state or jurisdiction, the registrar shall revoke the violator's right
26 to operate in the commonwealth until the matters have been disposed of in accordance with
27 applicable law or regulation. The liability of lessors of motor vehicles for violations on facilities
28 owned by the authority shall be governed by authority regulations in a manner consistent with
29 the provisions of section 20E. The registrar shall prescribe the manner, form and content of any
30 notice received from the authority to take such action.

31 (b)(1) Notwithstanding subsection (a), the registrar may issue a conditional reinstatement
32 of a license to operate a motor vehicle or the vehicle registration for a person who: (i) owes tolls,
33 fines, fees or other debts to the Massachusetts Department of Transportation under the Pay By
34 Plate or E-ZPass MA systems, as defined in 700 CMR 11.02; (ii) is participating in the monthly

35 payment plan option, established in subsection (d) of section 13 of chapter 6C and has completed
36 at least 1 payment under such a monthly payment plan; (iii) is in compliance with said subsection
37 (d) and any relevant regulations; and (iv) is otherwise qualified to hold said license or
38 registration.

39 (2) The registrar shall revoke a license or registration that was conditionally reinstated
40 pursuant to paragraph (1) if: (i) the person is more than 30 days in arrears on a payment required
41 under a monthly payment plan entered into pursuant to subsection (d) of section 13 of chapter
42 6C; or (ii) for any other violation of a general or special law or regulation.

43 (3) Upon successful completion of the monthly payment plan established in subsection
44 (d) of section 13 of chapter 6C, the registrar shall fully renew the person's license and vehicle
45 registration; provided, that the person is otherwise qualified to hold said license or vehicle
46 registration.

47 SECTION 3. The Massachusetts Department of Transportation and the registrar of motor
48 vehicles shall promulgate or amend any regulations necessary to implement this act within 5
49 years of its passage.

50 SECTION 4. This act shall take effect 120 days after passage.