HOUSE DOCKET, NO. 2772 FILED ON: 1/21/2011

HOUSE . . . . . No. 2253

The Commonwealth of Massachusetts

PRESENTED BY:

Alice Hanlon Peisch

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 passage of the accompanying:

An Act improving apprehension of drunk drivers and other law violators.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Alice Hanlon Peisch	*14th Norfolk*
Colleen M. Garry	*36th Middlesex*
Anne M. Gobi	*5th Worcester*
William M. Straus	*10th Bristol*
Richard J. Ross	*Norfolk, Bristol, and Middlesex*
William N. Brownsberger	*[District]*
Richard T. Moore	*[District]*
Thomas J. Calter	*12th Plymouth*
Marc T. Lombardo	*22nd Middlesex*
Bradley H. Jones, Jr.	*20th Middlesex*
Daniel B. Winslow	*9th Norfolk*
Peter V. Kocot	*1st Hampshire*
Randy Hunt	*5th Barnstable*
Paul Brodeur	*32nd Middlesex*
Stephen L. DiNatale	*3rd Worcester*
David Paul Linsky	*5th Middlesex*
William C. Galvin	*6th Norfolk*
Jennifer E. Benson	*37th Middlesex*

Stephen R. Canessa	*12th Bristol*
Carolyn C. Dykema	*8th Middlesex*
Todd M. Smola	*1st Hampden*
Christopher N. Speranzo	*3rd Berkshire*
Stephen Stat Smith	*28th Middlesex*
Jason M. Lewis	*31st Middlesex*
Gailanne M. Cariddi	*1st Berkshire*
John D. Keenan	*7th Essex*
James J. Dwyer	*30th Middlesex*
F. Jay Barrows	*1st Bristol*
Sal N. DiDomenico	*Middlesex, Suffolk, and Essex*
Michael R. Knapik	*[District]*
Donald H. Wong	*9th Essex*
Thomas P. Conroy	*13th Middlesex*
David T. Vieira	*3rd Barnstable*
Theodore C. Speliotis	*13th Essex*
Cleon H. Turner	*1st Barnstable*
Ryan C. Fattman	*18th Worcester*
Christopher G. Fallon	*33rd Middlesex*
Lori A. Ehrlich	*8th Essex*
David M. Nangle	*17th Middlesex*
Kevin J. Kuros	*8th Worcester*
Angelo J. Puppolo, Jr.	*12th Hampden*
Kimberly N. Ferguson	*1st Worcester*
George N. Peterson, Jr.	*9th Worcester*
Michael O. Moore	*[District]*
John J. Binienda	*17th Worcester*
Jennifer L. Flanagan	*[District]*
Jonathan Hecht	*29th Middlesex*
Daniel K. Webster	*6th Plymouth*
David M. Torrisi	*14th Essex*
Demetrius J. Atsalis	*2nd Barnstable*
Viriato Manuel deMacedo	*1st Plymouth*
Mark J. Cusack	*5th Norfolk*
Matthew A. Beaton	*11th Worcester*
James Arciero	*2nd Middlesex*
John V. Fernandes	*10th Worcester*
Kathi-Anne Reinstein	*16th Suffolk*
Katherine M. Clark	*Middlesex and Essex*

Bruce E. Tarr	*[District]*
Steven A. Tolman	*[District]*

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By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 2253) of Alice Hanlon Peisch and others relative to improving the apprehension of drunk drivers and other law violators. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. *1742* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act improving apprehension of drunk drivers and other law violators.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 98A of Chapter 41 of the General Laws as appearing in the 2008 Official Edition is amended by replacing the entire section with the following: A police officer of a city or town may stop a person or vehicle in a city or town that borders the officer's city or town if the officer has reason to believe that the person or vehicle recently traveled through his or her city or town under circumstances where the officer would have had the authority to stop the person or vehicle for the purpose of making an arrest, placing an operator in protective custody, issuing a citation or taking any other enforcement action. Said officer may return any person so arrested or placed in protective custody to the jurisdiction wherein said offence was committed or other condition or violation was observed. No criminal case shall be dismissed, and no evidence in a criminal case shall be suppressed, based on the fact that a stop of a person or motor vehicle did not comport with this section. Nothing contained in this section shall be construed as limiting the powers of a police officer to make arrests and in so far as possible this section shall be deemed to be declaratory of the common law of the commonwealth.