SENATE DOCKET, NO. FILED ON: 1/12/2009

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

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Mr. Galluccio**

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*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 bill:

An Act relative to the age of commercial motor vehicles.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Mr. Galluccio | Middlesex, Suffolk and Essex |
| Sean M. O'Brien | President, Teamsters Local 25  Boston, MA |

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S02564 OF 2007-2008.]

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

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An Act relative to the age of commercial motor vehicles.  
  
 *Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

Chapter 90F of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting, after Section 16, the following section:—

Section 17. (a) Notwithstanding any general or special law to the contrary, no commercial motor vehicle carrying within the Commonwealth any article, material, liquid, or substance identified in section 9 of chapter 148 of the General Laws shall be more than eight years old, unless the commercial motor vehicle is deemed safe and receives approval from the Highway Department following inspection on an annual basis. The Highway Department shall make rules and regulations establishing procedures for inspection and approval within one-hundred eighty days of the passage of this act. Any approval granted by the Highway Department shall be displayed on the exterior of the commercial motor vehicle.

(b) A commercial motor vehicle transporting any article, material, liquid, or substance identified in section 9 of chapter 148 that is operated for more than twenty-four consecutive hours must be placed out of service for a period of at least two hours to provide an opportunity for inspection and must be deemed safe by a mechanic certified by the National Institute for Automotive Service Excellence (ASE) before transporting any article, material, liquid, or substance identified in section 9 of chapter 148.