

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

---

**The Commonwealth of Massachusetts**

PRESENTED BY:

**John J. Binienda, John P. Fresolo**

---

*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 Regulating Livery Vehicles**

---

PETITION OF:

NAME:	DISTRICT/ADDRESS:
John J. Binienda	17th Worcester
John P. Fresolo	16th Worcester

# The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

## AN ACT REGULATING LIVERY 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 Chapter 90 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended  
2 by inserting after section 34R the following section:-

3

4 Section 34S. Livery vehicle is a motor vehicle designed to carry 15 or fewer passengers  
5 including the driver that carries passengers for hire, business courtesy, employee shuttle  
6 customer shuttle, charter or other pre-arranged transportation, and is not required to obtain a  
7 taxicab license pursuant to section 22 of chapter 40.

8 A livery vehicle shall meet the following requirements:

9

- 10 1.) Is hired on a pre-arranged basis with a minimum 12 hours notice;
- 11 2.) Does not pick up hail fares nor solicit fares on any street, way, road, stand, or parking lot,  
12 public or private within the state;
- 13 3.) Does not contain a rate meter, and does not charge for services based upon miles traveled  
14 if the trips is less than 25 miles;
- 15 4.) Operates on a scheduled business day, and is returned to the vehicle's base of operation  
16 for a continuous period of at least 4 hours in each 24 hour period;
- 17 5.) Is operated by the named insured, and employee, or an independent contractor of the  
18 named insured, as a licensed chauffer;
- 19 6.) Operates from a fix base with two-way communication;
- 20 7.) Must maintain a daily log with time and name of passengers with schedule pick-ups and  
21 destinations;
- 22 8.) Primary payment method is by billing or credit card;

- 23 9.) Not for drop-off and pickup unless being utilized by an employment agency or non-profit  
24 group, or for interstate travel that takes fares at least 20 miles out of the city;  
25 10.) Is utilized by a car dealership to transport clients and utilizes a livery registration plate;  
26 11.) Is utilized by a not-for-profit organization for the transportation of their clients;  
27 12.) Must be registered and insured as a livery, displaying a livery registration plate issued  
28 by the Massachusetts registry of motor vehicles.  
29

30 The owner or driver of any livery vehicle found to be operating illegally as a taxicab shall be  
31 punished by a fine not exceeding \$250 or the immediate suspension of the vehicle for a period  
32 not exceeding 30 days, or both. Any subsequent offense shall be punished by a fine not  
33 exceeding \$500 and the immediate suspension of the vehicle for a period of not less than 6  
34 months.

35