

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Petrucelli, Anthony (SEN)

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 noncriminal disposition of parking violations.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Petrucelli, Anthony (SEN)	First Suffolk and Middlesex

The Commonwealth of Massachusetts

—————
In the Year Two Thousand and Nine
—————

AN ACT RELATIVE TO NONCRIMINAL DISPOSITION OF PARKING VIOLATIONS.

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 20A½ of chapter 90 of the General Laws is hereby amended on the second
2 line of the eighth paragraph thereof by deleting the word “two” at the end thereof and by
3 inserting in place thereof the word “one”.

4

5 SECTION 2. Section 20A½ of chapter 90 of the General Laws is hereby amended on the fourth
6 line of the eighth paragraph thereof by inserting after the words “said vehicle” the following:
7 “and shall not issue a new motor vehicle registration to said person.”

8

9 SECTION 3. Section 20A½ of chapter 90 of the General Laws is hereby amended by inserting
10 after the ninth paragraph the following new paragraph:

11

12 “If any person licensed to operate a motor vehicle in the commonwealth or having a motor
13 vehicle registered in the Commonwealth fails to appear in accordance with five or more notices
14 the parking clerk shall notify the registrar of motor vehicles who shall place the matter on record
15 and shall suspend, without a hearing, the persons license to operate a motor vehicle in the
16 Commonwealth until such time as the matter has been disposed of in accordance with law. The
17 registrar of motor vehicles shall also suspend without a hearing and shall not renew the person’s
18 motor vehicle registration and shall not issue a new motor vehicle registration of any kind to said
19 person until after notice from the parking clerk that all such matters have been disposed of in
20 accordance with law. In the case of any person licensed to operate a motor vehicle in a state
21 other than the Commonwealth or having a motor vehicle registered in a state other than the
22 Commonwealth where said person has failed to appeal or appear in accordance with three of said
23 notices, notwithstanding any notification to the registrar, the parking clerk may notify the chief
24 of police or director of traffic or parking of said city or town that the vehicle involved in said
25 multiple violations shall be removed and stored, or otherwise immobilized by a mechanical
26 device, at the expense of the registered owner of said vehicle until such time as the matter has
27 been disposed of in accordance with law.”

28

29 SECTION 4. Section 20A of chapter 90 of the General Laws is hereby amended on the second
30 line of the seventh paragraph thereof by deleting the word “two” at the end thereof and by
31 inserting the word “one”.

32

33 SECTION 5. Section 20A of chapter 90 of the General Laws is hereby amended on the fourth
34 line of the seventh paragraph thereof by inserting after the words “said vehicle” the following:
35 “and shall not issue a new motor vehicle registration to said person”.

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37 SECTION 6. Section 20A of chapter 90 of the General Laws is hereby amended by inserting
38 after the eighth paragraph the following new paragraph:

39

40 “If any person licensed to operate a motor vehicle in the commonwealth or having a motor
41 vehicle registered in the Commonwealth fails to appear in accordance with five or more notices
42 the parking clerk shall notify the registrar of motor vehicles who shall place the matter on record
43 and shall suspend, without a hearing, the persons license to operate a motor vehicle in the
44 Commonwealth until such time as the matter has been disposed of in accordance with law. The
45 registrar of motor vehicles shall also suspend without a hearing and shall not renew the person’s
46 motor vehicle registration and shall not issue a new motor vehicle registration of any kind to said
47 person until after notice from the parking clerk that all such matters have been disposed of in
48 accordance with law. In the case of any person licensed to operate a motor vehicle in a state
49 other than the Commonwealth or having a motor vehicle registered in a state other than the
50 Commonwealth where said person has failed to appeal or appear in accordance with three of said
51 notices, notwithstanding any notification to the registrar, the parking clerk may notify the chief
52 of police or director of traffic or parking of said city or town that the vehicle involved in said
53 multiple violations shall be removed and stored, or otherwise immobilized by a mechanical

54 device, at the expense of the registered owner of said vehicle until such time as the matter has
55 been disposed of in accordance with law.”

56

57 SECTION 7. Section 22 of chapter 90 of the General Laws is hereby amended in the second
58 paragraph of subsection (c) on line two thereof by deleting the following words: “except a” and
59 by inserting in place thereof the following: “including parking violations upon notice from the
60 parking clerk, as provided for in sections 20A and 20A½ of chapter 90 of the General Laws,
61 when a person fails to appear in accordance with five or more parking violation notices, when
62 the parking clerk has notified the registrar of motor vehicles”.

63

64 SECTION 8. Section 7V of chapter 90 of the General Laws is hereby amended by adding a new
65 sub-section (d) as follows: “The registrar shall, on or before January 1, 2009 make and
66 implement rules and regulations relative to the issuance of certificates of inspection which shall
67 provide that said certificate of inspection shall not be issued to the registrant and or any person
68 licensed to operate a motor vehicle in the Commonwealth, until all parking violations on record
69 with the registrar marked to the person’s drivers license number, pursuant to the provisions of
70 sections 20 and 20A½ of chapter 90 of the General Laws, have been disposed of in accordance
71 with the law.

72

73 SECTION 9. Notwithstanding the provisions of any special or general law to the contrary the
74 registrar shall not renew or issue a new license to operate a motor vehicle in the commonwealth

75 to any person whose previous motor vehicle license is marked by the registrar for non-renewal,
76 in accordance with the provisions of sections 20A or 20A½ of chapter 90 of the General Laws,
77 until such time as all parking violations on record with the registrar have been disposed of in
78 accordance with law.

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80 SECTION 10. Section 20A of chapter 90 of the General Laws is hereby amended on the seventh
81 line of the seventh paragraph by adding at the end thereof after the word “vehicle” the following:
82 “and an additional twenty dollar charge payable to city or town in which the violation occurred,
83 shall be assessed against the registered owner of said vehicle”.

84

85 SECTION 11. Section 20A½ of chapter 90 of the General Laws is hereby amended on the
86 seventh line of the eighth paragraph by adding at the end thereof after the word “vehicle” the
87 following: “and an additional twenty dollar charge, payable to the city or town in which the
88 violation occurred shall be assessed against the registered owner of said vehicle”.

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