

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

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Mr. Galluccio**

*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:

Mr. Galluccio  
Sean M. O'Brien

DISTRICT/ADDRESS:

Middlesex, Suffolk and Essex  
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:*

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

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

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