

**HOUSE . . . . . No. 4463**

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
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An Act relative to speed limitations near waste or recycling collection 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           SECTION 1. Section 1 of chapter 90 is hereby amended by inserting the following  
2 definition:-

3           “Waste or Recycling Collection Vehicle,” a garbage, waste, or recycling collection  
4 vehicle which provides curbside collection and is not fully automated.

5           SECTION 2. Chapter 90 is hereby amended by inserting after section 17C the following  
6 section:-

7           Section 17D. (a) No person shall operate a motor vehicle, nor shall any owner of a  
8 vehicle permit to be operated, in a manner where the owner or operator accelerates at a rate of  
9 speed in excess of fifteen miles per hour when passing on either side of a stopped or stationary  
10 waste or recycling collection vehicle on a public way.

11           (b) This section shall only apply when (1) the waste or recycling collection vehicle is  
12 identifiable as a waste or recycling collection vehicle based on the vehicle configuration or

13 makings on the vehicle; (2) the waste or recycling collection vehicle operator gives visual notice  
14 by means of a stationary sign or flashing lights notifying the owner or operator of an approaching  
15 vehicle of the presence of workers; and (3) the waste or recycling collection vehicle is not  
16 located on a private way, controlled access highway, interstate highway, turnpike or road or  
17 highway with a center line and more than two lanes.

18 (c) Whoever violates this section shall be punished by a fine of not more than \$500. A  
19 subsequent violation shall be punished by a fine of not more than \$1,000.