

HOUSE No. 4479

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey

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 adoption of the accompanying bill:

An Act relative to educational requirements for class 2 motor vehicle licensees.

PETITION OF:

NAME:

Sean Garballey

DISTRICT/ADDRESS:

23rd Middlesex

HOUSE No. 4479

By Mr. Garballey of Arlington, a petition (subject to Joint Rule 12) of Sean Garballey relative to regulating educational requirements for class 2 motor vehicle licensees. Transportation.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to educational requirements for class 2 motor vehicle licensees.

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 58 of Chapter 140 of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by inserting after clause (8) subsection (c) the following new
3 clause:

4 (9) That such person attends eight hours of educational training related to the rules,
5 regulations, and laws pertaining to the used car industry which is provided by an organization
6 certified by the National Independent Automobile Dealers Association, hereinafter referred to as
7 NIADA, to provide educational training. NIADA shall establish the minimum core curriculum to
8 be presented by certified training organizations and establish a standardized test which shall be
9 administered by all certified educational training organizations to persons attending the
10 educational training. Said NIADA shall consult with the Massachusetts Independent Automobile
11 Association in establishing said core curriculum and standardized test. Upon an applicant's
12 successful completion of the training and obtaining a passing grade, the organization providing
13 the training shall issue a class 2 education certificate to the person. The Class 2 education

14 certificate shall be developed by the NIADA and include on the face a certificate number. All
15 certified training organizations shall record the name and certificate number of all certificates
16 issued to applicants successfully completing the educational training. A municipal licensing
17 authority shall not issue or renew a Class 2 license unless a class 2 education certificate is
18 presented to the licensing authority by the Class 2 licensee applicant. All class 2 licensees who
19 have successfully obtained a class 2 education certificate shall thereafter attend 4 hours of
20 continuing educational training every two years. Class 2 licensees shall be issued a continuing
21 education certificate which shall also be a condition precedent to obtaining a class 2 license.

22 Section 2. This act shall take effect on January 1, 2022.