

SENATE No. 1014

The Commonwealth of Massachusetts

PRESENTED BY:

John F. Keenan

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 the head injury treatment services trust fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>1/26/2023</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>2/3/2023</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/7/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/8/2023</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/9/2023</i>
<i>Patrick M. O'Connor</i>	<i>First Plymouth and Norfolk</i>	<i>2/10/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/12/2023</i>
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>	<i>3/6/2023</i>

SENATE No. 1014

By Mr. Keenan, a petition (accompanied by bill, Senate, No. 1014) of John F. Keenan, Hannah Kane, Susannah M. Whipps, Thomas M. Stanley and other members of the General Court for legislation relative to the head injury treatment services trust fund. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 941 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to the head injury treatment services trust fund.

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 59 of chapter 10 of the General Laws, as appearing in the 2020
2 Official Edition, is hereby amended by striking out the second sentence and inserting in place
3 thereof the following sentence:-

4 Said trust fund shall consist of monies paid to the commonwealth pursuant to sections
5 13B, 20 and 24.

6 SECTION 2. Subsection 13B(d) of chapter 90 is hereby amended by adding, after the
7 third time the word “offense” appears, the following words:-

8 ; provided, that \$50 of the fine for the first offense under this subsection shall be
9 deposited into the head injury treatment services trust fund

10 SECTION 3. Section 20 of chapter 90 is hereby amended in the first sentence of the
11 fourth paragraph by striking out the figure “\$50” and inserting in place thereof the following
12 figure:-

13 \$100

14 SECTION 4. Section 20 of said chapter 90 is hereby further amended in the second
15 sentence of the fourth paragraph by striking out the figure “\$50” and inserting thereof the
16 following figure:-

17 \$100

18 SECTION 5. Subsection 24 (1)(a)(1) of chapter 90 is hereby amended by striking out the
19 second paragraph and inserting in place thereof the following paragraph:-

20 There shall be an assessment of \$250 against a person who is convicted of, is placed on
21 probation for or is granted a continuance without a finding for or otherwise pleads guilty to or
22 admits to a finding of sufficient facts of operating a motor vehicle while under the influence of
23 intoxicating liquor, marijuana, narcotic drugs, depressants or stimulant substances under this
24 section; provided, however, that 100 per cent of the amount collected under this assessment shall
25 be deposited monthly by the court with the state treasurer for who shall deposit it into the head
26 injury treatment services trust fund.

27 SECTION 6. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the
28 fourth paragraph by inserting at the end thereof the following:-

29 75 percent of the fines collected in this subsection shall be deposited monthly by the
30 court with the state treasurer who shall deposit these funds into the head injury treatment services
31 trust fund.

32 SECTION 7. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the fifth
33 paragraph by inserting at the end thereof the following:-

34 75 percent of the fines collected in this subsection shall be deposited monthly by the
35 court with the state treasurer who shall deposit these funds into the head injury treatment services
36 trust fund.

37 SECTION 8. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the sixth
38 paragraph by inserting at the end thereof the following:-

39 75 percent of the fines collected in this subsection shall be deposited monthly by the
40 court with the state treasurer who shall deposit these funds into the head injury treatment services
41 trust fund.

42 SECTION 9. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the
43 seventh paragraph by inserting at the end thereof the following:-

44 75 percent of the fines collected in this subsection shall be deposited monthly by the
45 court with the state treasurer who shall deposit these funds into the head injury treatment services
46 trust fund.

47 SECTION 10. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the
48 eighth paragraph by inserting at the end thereof the following:-

49 75 percent of the fines collected in this subsection shall be deposited monthly by the
50 court with the state treasurer who shall deposit these funds into the head injury treatment services
51 trust fund.

52 SECTION 11. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the
53 ninth paragraph by inserting at the end thereof the following:-

54 75 percent of the fines collected in this subsection shall be deposited monthly by the
55 court with the state treasurer who shall deposit these funds into the head injury treatment services
56 trust fund.

57 SECTION 12 Subsection 24 (1)(a)(1) of Chapter 90 is further amended in the tenth
58 paragraph by inserting at the end thereof the following:-

59 75 percent of the fines collected in this subsection shall be deposited monthly by the
60 court with the state treasurer who shall deposit these funds into the head injury treatment services
61 trust fund.

62 SECTION 13. Subsection 24 (1)(a)(1) of Chapter 90 is hereby further amended in the
63 eleventh paragraph by inserting at the end thereof the following:-

64 75 percent of the fines collected in this section shall be deposited monthly by the court
65 with the state treasurer who shall deposit these funds into the head injury treatment services trust
66 fund.