

SENATE No. 2346

The Commonwealth of Massachusetts

PRESENTED BY:

Eric P. Lesser

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 to promote a fair and informative RMV.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/9/2021</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>4/1/2021</i>

SENATE No. 2346

By Mr. Lesser, a petition (accompanied by bill, Senate, No. 2346) of Eric P. Lesser, Joanne M. Comerford and Sal N. DiDomenico for legislation to promote a fair and informative RMV. Transportation.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act to promote a fair and informative RMV.

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 22 of chapter 90 of the general laws, as so appearing in the 2018
2 edition, shall be amended by striking subsections (c) and (d) and replacing them with the
3 following subsections:-

4 (c)(1) If the registrar receives official notice, in any form which the registrar deems
5 appropriate, including electronic transmissions, that a resident of the commonwealth or any
6 person licensed to operate a motor vehicle under the provisions of this chapter has been
7 convicted in another state, country or jurisdiction of a motor vehicle violation, the registrar shall,
8 within thirty days of notification of said violation, give the same effect to said conviction for the
9 purposes of suspension, revocation, limitation or reinstatement of the right to operate a motor
10 vehicle, as if said violation had occurred in the commonwealth.

11 (2) The registrar or any person authorized by him shall contact the state, country or
12 jurisdiction where a motor vehicle violation occurred and ascertain the current status or outcome

13 of said violation prior to taking action. If the registry is notified within thirty days of contacting
14 said state, country or jurisdiction that said violation has been resolved in the state, country or
15 jurisdiction where the motor vehicle violation occurred, then the registrar may acknowledge a
16 prior resolution of the out of state offense in lieu of issuing a suspension, revocation, limitation
17 or reinstatement of the right to operate a motor vehicle.

18 (3) The above subsection (2) shall not apply to convictions or findings of responsibility
19 described in subsection III(a) of section 30B of chapter 90.

20 (4) As used in this section "motor vehicle violation" shall mean a violation of law,
21 regulation, by-law, or ordinance, except a violation related to parking, the nature of which would
22 have been reported to the registrar pursuant to chapters eighty-nine, ninety, ninety C, or one
23 hundred and seventy-five, if said violation had occurred in the commonwealth.(5) If the registrar
24 receives official notice, in any form which the registrar deems appropriate, including electronic
25 transmissions, that a resident of the commonwealth, or any person licensed to operate a motor
26 vehicle under the provisions of chapter ninety, or any applicant therefor has had a license or right
27 to operate suspended or revoked in another state, country or jurisdiction, the registrar shall not
28 issue a license to said person, and if a license has already been issued the registrar shall
29 immediately revoke said license, without a prior hearing. However, if said license or right to
30 operate is subsequently reinstated by such other state, country or jurisdiction, the person may
31 apply to the registrar for reinstatement of said license in the commonwealth. The registrar shall
32 review and make a determination of said application for license reinstatement within 15 days of
33 application submission.

34 (d) Notice to any person whose license or registration certificate or right to operate is
35 suspended or revoked under this section or notice to any person of intention to revoke or suspend
36 his license or registration certificate under this section shall be in writing, shall be mailed within
37 seven days of notification of said violation by the registrar or any person authorized by him to
38 the last address as appearing on the registrar's records or to his last and usual place of abode and
39 a certificate of the registrar that such notice has been mailed in accordance with this section shall
40 be deemed prima facie evidence and shall be admissible in any court of the commonwealth as to
41 the facts contained therein. Said notice shall also be sent via electronic mail within seven days of
42 said violation if necessary contact information is on file with the registry.

43 If during the period of any such suspension or revocation and prior to its termination by
44 the registrar a new or duplicate learner's permit, license or certificate of registration, or any
45 renewal thereof, is issued, such learner's permit, license or certificate of registration shall be void
46 and of no effect.

47 SECTION 2. Notwithstanding any general or special law to the contrary, within 30 days
48 of enactment, the registry shall process the remainder of the out of state violations from the
49 publicly-noted paper backlog.