

SENATE No. 1339

By Mr. Webber, a petition (accompanied by bill, Senate, No. 1339) of Peter C. Webber, John P. Burke and Thomas R. Lussier for legislation to establish entry fees for certain interstate motor carriers. Public Safety.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-three.

**AN ACT ESTABLISHING ENTRY FEES FOR CERTAIN INTERSTATE
MOTOR CARRIERS.**

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 2 of Chapter 159B of the General Laws
2 is hereby amended by inserting after the paragraph defining
3 "Driver" the following new paragraph: —
4 "Entry Fee", a charge levied upon certain interstate motor
5 carriers every time said carrier enters the commonwealth.

1 SECTION 2. Section 10 of Chapter 159B of the General Laws
2 is hereby amended by inserting after the sixth paragraph the
3 following new paragraph: —

4 The department shall impose and collect a twenty-five dol-
5 lar entry fee upon any interstate motor carrier whose vehicle
6 exceeds a gross weight of eighteen thousand pounds and
7 whose principal place of business and the registration of
8 whose vehicle or of any vehicle under lease or other arrange-
9 ment is in a state which imposes a similar fee, as determined
10 by the department, against any interstate motor carrier whose
11 principal place of business and the registration of whose
12 vehicle or any vehicle under lease or other arrangement is
13 within the commonwealth. The commissioners may enter into
14 reciprocal agreements with the appropriate officials of any
15 other states under which they may waive all or any part of
16 said entry fee for interstate motor carriers transporting over
17 the ways within the commonwealth provided that the laws of
18 such other states grant equivalent privileges with respect to

19 the entry fees they impose upon motor carriers whose princi-
20 pal place of business and the registration of whose vehicle or
21 any vehicle under lease or other arrangement is within the
22 commonwealth.

1 SECTION 3. Section 10 of Chapter 159B of the General Laws
2 is hereby further amended by striking out the first sentence
3 of the eighth paragraph and inserting in place thereof the
4 following new sentence: —

5 This section, except as it pertains to entry fees, shall not
6 apply to a motor carrier who or which is the holder of a
7 certificate or permit issued under this chapter and whose
8 operations as an interstate carrier within the commonwealth
9 do not exceed the limitations of such certificate or permit
10 either as to territory served or commodity transported, pro-
11 vided however, that for a motor carrier using the same motor
12 vehicles engaged in intrastate and interstate operations under
13 the authority issued by the department and the bureau of
14 motor carriers, interstate commerce commission, the provi-
15 sions of this section including the fees provided therein shall
16 apply, any provision of law to the contrary notwithstanding.