

HOUSE No. 246

By Mr. McCready of Boston (by request), petition of Harold W. Sullivan that motor vehicles be impounded or forfeited upon conviction of operators for driving under the influence of intoxicating liquor. Legal Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-One.

AN ACT TO IMPOUND OR FORFEIT MOTOR VEHICLES AFTER THE OPERATOR HAS BEEN CONVICTED OF OPERATING UNDER THE INFLUENCE OF INTOXICATING LIQUOR.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Every pleasure driven motor vehicle, including
2 automobiles, motor cycles, or aeroplanes, the operator
3 of which is convicted of operating under the influence
4 of liquor, shall be impounded for a period of one year
5 by the police department making the arrest.
- 6 The vehicle shall be stored with a duly licensed
7 garage and the garage shall have a lien upon the
8 vehicle for all storage charges, as well as charges for
9 assisting the police in impounding said vehicle.
- 10 Every pleasure driven motor vehicle, including
11 automobiles, motor cycles, or aeroplanes, the operator
12 of which is convicted of operating under the influence
13 of liquor a second time, shall be forfeited to the com-

14 monwealth, in addition to any fine or sentence of
15 imprisonment levied upon the operator.

16 With respect to each of the foregoing provisions,
17 no further proceedings shall be necessary to effect
18 the forfeiture than the conviction of the operator
19 for operating said vehicle under the influence of
20 intoxicating liquor.

21 In addition to the impounding or forfeiture of the
22 car actually used by the operator convicted of operat-
23 ing under the influence of liquor, if after a conviction,
24 whether first or second, an operator so convicted for
25 operating under the influence of liquor, shall operate
26 any motor vehicle, motor cycle or aeroplane, until
27 his license shall have been restored, said automobile,
28 motor cycle, or aeroplane, so operated by him shall
29 be forthwith forfeited to the commonwealth upon
30 proof of his operation of said vehicle, without a license.

31 Any person so operating a motor vehicle, after a
32 first or second conviction for operating under the
33 influence of liquor, without his license having been
34 restored, shall be permanently debarred from ever
35 being licensed in this commonwealth to operate a
36 motor vehicle.