

HOUSE No. 1632

By Mr. Campbell of Medford, petition of David J. McCarthy for the regulation of the use of ways by motor vehicles transporting property in the Commonwealth and relative to the supervision and control of such transportation for compensation. Transportation.

The Commonwealth of Massachusetts

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

AN ACT FURTHER PROVIDING FOR THE SAFETY AND REGULATION OF THE USE OF WAYS BY MOTOR VEHICLES TRANSPORTING PROPERTY IN THE COMMONWEALTH, AND FOR THE FURTHER SUPERVISION AND CONTROL OF SUCH TRANSPORTATION FOR COMPENSATION.

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 3 of chapter 159B of the
2 General Laws is hereby amended by striking out
3 paragraph (c), as most recently amended by section 1
4 of chapter 420 of the acts of 1946, and inserting in
5 place thereof the following:—
6 (c) Any regular or irregular route common carrier
7 or any contract carrier who neglects for any reason
8 to obtain a distinguishing plate for a vehicle or who
9 neglects to register any vehicle for a period of ninety
10 days shall be deemed to have forfeited his certificate
11 or permit and such certificate or permit shall be re-
12 voked by the department after hearing. No such

13 certificate shall be revoked or cancelled by the de-
14 partment for the failure of its holder to render any
15 part of the service authorized thereby during a period
16 of not less than sixty consecutive days if said holder
17 has been incapacitated by illness, or by circumstances
18 beyond his control, to obtain adequate equipment
19 properly to operate his business of common carriage,
20 or if such failure was occasioned by other causes which
21 the department feels are proper causes for non-
22 operation of his equipment. No certificate holder
23 shall be deprived of any commodity covered by the
24 certificate issued to said holder except for his wilful
25 refusal to transport such commodity for a period of
26 ninety days.

1 SECTION 2. Section 6 of said chapter 159B, as
2 appearing in section 1 of chapter 483 of the acts of
3 1938, is hereby amended by striking out the last
4 sentence of the fifth paragraph.

1 SECTION 3. Said chapter 159B is hereby further
2 amended by striking out section 13, as most recently
3 amended by section 5 of chapter 400 of the acts of
4 1945, and inserting in place thereof the following:—
5 *Section 13.* Motor vehicles owned by the com-
6 monwealth or any of its political subdivisions, and
7 motor vehicles while engaged exclusively in the
8 delivery of the United States mail or any other work
9 for the United States shall be exempt from all the
10 provisions of this chapter except section eighteen,
11 but shall be subject to said section so far as may be
12 permissible under the constitution and laws of the
13 United States.