

HOUSE No. 2355

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 3, 1948.

The Committee on Ways and Means to whom was referred the Bill further regulating the transfer of common carrier rights issued by the Department of Public Utilities (printed in House, No. 1399), report that the same ought to pass in the form of a new draft herewith submitted (House, No. 2355).

For the committee,

CHARLES GIBBONS.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING THE TRANSFER OF COMMON CARRIER RIGHTS ISSUED BY THE DEPARTMENT OF PUBLIC UTILITIES.

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 11 of chapter 159B of the
2 General Laws is hereby amended by striking out the
3 first sentence, as appearing in section 3 of chapter 483
4 of the acts of 1941, and inserting in place thereof the
5 following sentence: — Any irregular route certificate
6 or any permit may be wholly assigned and trans-
7 ferred, and any regular route certificate or license may
8 be assigned and transferred in whole or in part, with
9 the approval and consent of the department after
10 public notice in the manner provided in paragraph (b)
11 of section three and a public hearing at which the
12 proposed transferee shall have established to the
13 satisfaction of the department his willingness, fitness
14 and ability to perform or furnish transportation for
15 compensation under such certificate, permit or license
16 and under this chapter; provided, however, that no
17 certificate and no permit shall be transferred except
18 in connection with the bona fide sale to the transferee
19 of the business of the transferor, who shall not there-

20 after for the period of at least one year hold any
21 certificate or permit.

1 SECTION 2. Section 11 of chapter 159B is hereby
2 further amended by striking out in the second sentence
3 of the third paragraph thereof the word "five" and
4 inserting in place thereof the word: — ten, — so as to
5 read as follows: — Each application for the assignment
6 and transfer, in whole or in part, of any certificate,
7 permit or license shall be accompanied by a fee of
8 ten dollars.

