

SENATE No. 86

To accompany the petition of Theodore R. Plunkett that the operation of certain motor vehicles owned or operated by non-residents be further regulated. Highways and Motor Vehicles.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Four.

An Act further regulating the Operation within the Commonwealth of Certain Motor Vehicles owned or operated by Non-Residents.

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. Chapter ninety of the General Laws is
2 hereby amended by striking out section three, as
3 appearing in the Tercentenary edition thereof, and
4 inserting in place thereof the following:—

5 *Section 3.* Subject to the provisions of sections
6 three A and three G, and except as otherwise provided
7 in section ten, a motor vehicle registered in any other
8 state or country and owned by a non-resident who has
9 complied with the laws relative to motor vehicles, and
10 the operation thereof, of the state or country of regis-
11 tration may be operated on the ways of this common-
12 wealth without registration under this chapter, to the
13 extent, as to length of time of operation and otherwise,
14 that, as finally determined by the registrar, the state

15 or country of registration grants substantially similar
16 privileges in the case of motor vehicles duly registered
17 under the laws and owned by residents of this com-
18 monwealth; provided, that no motor vehicle owned
19 by a non-resident shall be so operated beyond the
20 expiration of a period of thirty days except during such
21 time as the owner thereof maintains in full force a
22 policy of liability insurance providing indemnity for
23 or protection to him, and to any person responsible
24 for the operation of such motor vehicle with his express
25 or implied consent, against loss by reason of the lia-
26 bility to pay damages to others for bodily injuries,
27 including death at any time resulting therefrom, caused
28 by such motor vehicle, at least to the amount or limits
29 required in a motor vehicle liability policy as defined
30 in section thirty-four A, nor unless the owner or opera-
31 tor of such motor vehicle, while operating the same
32 during such additional time, has on his person or in the
33 vehicle in some easily accessible place a permit issued
34 by the registrar which then authorizes the operation
35 of such vehicle without registration under this chapter.
36 The registrar or his authorized agents may, upon
37 application, issue to any non-resident owner a permit
38 as aforesaid in such form and subject to such conditions
39 and regulations as the registrar may establish, if such
40 owner satisfies him, by furnishing such evidence as he
41 may require, that such owner is the holder of a policy
42 of liability insurance providing indemnity or protec-
43 tion as aforesaid and will continue to maintain the
44 same in full force during the life of the permit. The
45 registrar may suspend or revoke the right of any non-
46 resident operator to operate in this commonwealth, and
47 may suspend or revoke the right of any non-resident
48 owner to operate or have operated in this common-

49 wealth any motor vehicle for the same causes and
50 under the same conditions that he can take such action
51 regarding resident owners, operators, motor vehicles
52 owned in this commonwealth. Every such vehicle so
53 operated shall have displayed upon it two number
54 plates, substantially as provided in section six, bearing
55 the distinguishing number or mark of the state or
56 country in which such vehicle is registered, and none
57 other except as authorized by this chapter.

1 SECTION 2. Said chapter ninety is hereby further
2 amended by inserting after section three F, as so
3 appearing, the following new section: —

4 *Section 3G.* No motor vehicle of the type com-
5 monly known as a truck, which is registered in any
6 other state or country and owned by a non-resident
7 who has complied with the laws relative to motor
8 vehicles and the operation thereof of the state or
9 country of registration, shall be operated on the ways
10 of this commonwealth between the hours of twelve
11 o'clock noon on Saturday and twelve o'clock midnight
12 of the following day; provided, that in case of emer-
13 gency or public necessity any police officer or official
14 thereto authorized in writing by the registrar, which
15 authority the registrar is hereby authorized to give,
16 may in writing permit the operation of such vehicle for
17 not exceeding thirty-six hours and subject to such
18 rules or restrictions as he may thereby impose. No
19 operator of a motor vehicle subject to this section shall
20 be required or permitted to operate the same for more
21 than eight hours within any period of twenty-four
22 consecutive hours. Any such motor vehicle which is
23 involved in an accident involving personal injury or
24 property damage upon any way within the common-

25 wealth is hereby declared to be a public nuisance, and
26 may be seized by any police officer or official and de-
27 tained by him until satisfactory arrangement for the
28 payment in full of all damages resulting from such
29 accident has been made. Whoever violates any pro-
30 vision of this section shall be punished by a fine not
31 exceeding dollars, or by imprisonment for not
32 more than , or by both.