

# HOUSE . . . . . No. 1082

By Mr. Tobin of Boston, petition of David S. Tobin for legislation to increase the penalty for using a motor vehicle without authority. The Judiciary.

## The Commonwealth of Massachusetts

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

### AN ACT INCREASING THE PENALTY FOR USING A MOTOR VEHICLE WITHOUT AUTHORITY.

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

1 Chapter 266 of the General Laws is hereby amended by  
2 striking out section 28, and inserting in place thereof the  
3 following section:—

4 *Section 28.* Whoever steals a motor vehicle or trailer, or  
5 receives or buys a motor vehicle or trailer knowing the same  
6 to have been stolen, or conceals any motor vehicle or trailer  
7 thief knowing him to be such, or conceals any motor vehicle  
8 or trailer knowing the same to have been stolen, or takes a  
9 motor vehicle or trailer without the authority of the owner  
10 and steals from it any of its parts or accessories, or without  
11 the authority of the owner operates a motor vehicle after his  
12 right to operate without a license has been suspended or after  
13 his license to operate has been suspended or revoked and  
14 prior to the restoration of such right or license to operate or  
15 to the issuance to him of a new license to operate, shall be  
16 punished by imprisonment in the state prison for not more  
17 than ten years or by imprisonment in jail or house of  
18 correction for not more than two and one half years;—and  
19 for a second or subsequent offense by imprisonment in the  
20 state prison for not less than two and one half years nor more

21 than ten years or in a jail or house of correction for not less  
22 than three months nor more than two and one half years;  
23 and except in the case of conviction for the first offense,  
24 imposition or execution of the sentence shall not be suspend-  
25 ed, and no probation or parole shall be granted until the  
26 minimum imprisonment herein provided shall have been  
27 served.