SENATE . . . . . No. 1642

By Mr. Parker, a petition (accompanied by bill, Senate, No. 1642) of John F. Parker for legislation to include as a "conviction" for the purpose of defining a "second offense" under the drunken driving law the case where a person is placed in the driver alcohol education program. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-two.

AN ACT INCLUDING AS A "CONVICTION" FOR THE PURPOSE OF DEFINING A "SECOND OFFENSE" UNDER THE DRUNKEN DRIVING LAW THE CASE WHERE A PERSON IS PLACED IN THE DRIVER ALCOHOL EDUCATION PROGRAM.

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

Paragraph (d) of section 24 of chapter 90 of the General Laws is hereby amended in subdivision (1) by adding at the end thereof the following sentence: —

For the purposes of subdivision (1) of this section, a person shall also be deemed to have been convicted if he was charged with operating a motor vehicle while under the influence of intoxicating liquor, even if not convicted, if he consented to being placed on probation and was assigned to a driver alcohol education program as provided in section 24D of chapter 90.