

By Mrs. Kehoe of Dedham, petitor of Marie-Louise Kehoe relative to assessment of costs by a municipality for violations relative to liquor licenses. Government Regulations.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Ninety-One.

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AN ACT PROVIDING FOR ASSESSMENT OF COSTS BY A MUNICIPALITY FOR VIOLATIONS RELATIVE TO LIQUOR LICENSES.

1     *Whereas*, The deferred operation of this act would tend to de-  
2 feat its purpose, which is to immediately provide for the assess-  
3 ment of costs by municipalities for violations relative to liquor  
4 licenses, therefore it is hereby declared to be an emergency law,  
5 necessary for the immediate preservation of the public  
6 convenience.

*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 64 of chapter 138 of the General Laws, as appearing  
2 in the 1988 Official Edition, is hereby amended by adding the  
3 following paragraph: —

4     The local licensing authorities, in cities and towns which accept  
5 the provisions of this paragraph, may assess and recover costs  
6 from a licensee found to have violated or permitted a violation  
7 of any condition of his license or any law of the commonwealth.  
8 Costs which may be recovered shall arise out of or be related to  
9 the authority of the local licensing authority to investigate and  
10 prosecute such violations, including but not limited to police  
11 department overtime costs, legal fees and costs of an appeal. Said  
12 costs shall be paid directly to the city or town within thirty days  
13 following the date of the adverse finding by the local licensing  
14 authority or, if appealed, the entry of an adverse finding and the

15 expiration of any further appeal period. Failure to make such  
 16 payments shall be deemed to be a violation of a condition of the  
 17 license and the license shall be suspended forthwith until the costs  
 18 are paid in full.