

By Mr. Ruane of Salem, petition of J. Michael Ruane for legislation to further regulate penalties for the violation of regulations governing the transportation of unsafe materials on certain highways. Public Safety.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING THE PENALTIES FOR THE VIOLATION OF REGULATIONS GOVERNING THE TRANSPORTATION OF UNSAFE MATERIALS ON CERTAIN HIGHWAYS.

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 2B of chapter 85 of the General Laws, as most recently
2 amended by section 20 of chapter 202 of the acts of 1988, is
3 hereby further amended by striking out the first paragraph and
4 inserting in place thereof the following paragraph: —

5 The department of purposes of promoting public safety upon
6 limited access and express state highways, may from time to time
7 make, alter, rescind or add to regulations to exclude, govern, and
8 restrict the use of such state highways by horse-drawn vehicles,
9 bicycles, pedestrians, and vehicles determined by the department,
10 because of their type or because of materials or products being
11 transported, as unsafe for limited access and express state high-
12 ways, bridges, tunnels, or overhead highway structures, which
13 regulations may provide penalties for the violation thereof not
14 exceeding twenty dollars for each offense; provided however that
15 violations of regulations prohibiting the transportation of unsafe
16 materials or products shall be punished by a fine of not less than
17 one hundred dollars for the first offense, not less than two hun-
18 dred dollars for the second offense and not less than five hundred
19 dollars for the third and subsequent offense. The department for the
20 purpose of promoting public safety and convenience during periods
21 of commuter and holiday traffic, inclement weather conditions or

22 construction activity, or for other good cause, may promulgate
23 rules and regulations limiting the time and hours of travel of vehi-
24 cles one hundred and two inches in width, semi-trailers of forty-
25 eight feet in length when operating in semi-trailer unit and tandem
26 units, as defined in section one of chapter ninety, on the National
27 Network, as defined in section nineteen F of chapter ninety, and
28 routes of reasonable access, as designated by the department
29 under provisions of section nineteen G of chapter ninety, or any
30 parts thereof, and such rules and regulations may provide penal-
31 ties for the violation thereof not exceeding five hundred dollars
32 for each offense.