

By Mr. Ciampa of Somerville, petition of the American Automobile Association, Vincent P. Ciampa and other members of the General Court relative to operating a motor vehicle in an aggressive, malicious or reckless manner. Public Safety.

The Commonwealth of Massachusetts

In the Year Two Thousand and One.

AN ACT RELATIVE TO AGGRESSIVE DRIVING.

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 90 of the General Laws, as appearing in the 1996 official Edition, is hereby amended by inserting after Section 14B the following new Section:

2 Section 14C. Every person operating a motor vehicle commits the offense of aggressive driving if a police officer observes three or more of the following violations concurrently:

3 (i) Driving in excess of 20 miles per-hour over the posted speed limit; (ii) Weaving in and out of traffic; (iii) Failure to grant the right of way; (iv) Switching lanes without signaling; (v) Following too closely at excessive speed; and (vi) Overtaking and passing another vehicle on the right by driving off the pavement or main traveled portion of roadway. Whoever violates any provision of this section shall be punished by a fine of not less than two hundred fifty dollars (\$250) nor more than five hundred dollars (\$500). Any person convicted of a second offense of aggressive driving may be required to attend an educational program approved by the department of motor vehicles designed to improve the safety habits of drivers. Any person convicted of a third offense shall be subjected to minimum thirty (30) days suspension of his/her driver's license. Three aggressive driving violations within a two-year period would result in an automatic 180 day license suspension.

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