

HOUSE No. 3605

By Mr. Morrissey of Quincy, petition of Michael W. Morrissey relative to the penalty for knowingly transporting controlled substances. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT RELATIVE TO KNOWINGLY TRANSPORTING CONTROLLED SUBSTANCES.

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 94C of the General Laws is hereby amended by inserting
2 after section 34 the following section: —

3 *Section 34A.* Whoever, not being authorized by law, knowingly
4 transports or carries in a motor vehicle, a controlled substance as
5 defined by Section One of this Chapter shall, in addition to the
6 penalty for any other violation of this or any other Chapter, be
7 punished by a fine of not more than \$100. A police officer having
8 probable cause to believe that this section has been or is being
9 violated, may arrest without a warrant the person operating or in
10 control of the said vehicle. A conviction of a violation of this
11 section shall be reported forthwith to the registrar of motor vehi-
12 cles by the court if, at the time of the violation, the defendant was
13 operating or in control of a motor vehicle upon a public way or a
14 way or a place to which the public has access as invitees or licen-
15 sees, and said registrar may suspend for not more than three
16 months the license or right of such person to operate a motor
17 vehicle and for a like period, the registration of said vehicle if the
18 owner had knowledge of such unlawful transportation or carrying.

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