
ACTS, 1986. – Chap. 712.

actions taken by the town of Raynham relative to Article 1 at a special town meeting held on March third, nineteen hundred and eighty-six and all actions subsequently taken pursuant thereto are hereby validated, ratified and confirmed.

Approved January 7, 1987.

Chapter 712. AN ACT FURTHER REGULATING PENALTIES FOR MINOR MOTOR VEHICLE OFFENSES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to immediately regulate penalties for minor motor vehicle offenses, therefore it is hereby declared to be an emergency law, necessary for the preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of subsection (A) of section 3 of chapter 90C of the General Laws, as appearing in section 1 of chapter 35 of the acts of 1986, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:– If the police officer cites the violator for a civil motor vehicle infraction, the citation shall notify the violator that he may, whether he is an adult or a juvenile, contest the violation at a noncriminal hearing before a clerk-magistrate of the district court of the judicial district in which the violation occurred, or that, in the alternative, he may waive said hearing and pay the assessment for the violation as established by schedules of assessments promulgated by the chief justice of the district court department for said department and by the chief justice of the Boston municipal court department for said department; provided, however, that if a criminal violation cognizable under subsection (B) is recorded in conjunction with and arising from the same occurrence as the civil infraction, the provisions of the third paragraph of said subsection (B) shall govern.

SECTION 2. Said subsection (A) of said section 3 of said chapter 90C, as so appearing, is hereby further amended by inserting after the third paragraph the following paragraph:–

The violator may also elect to attend an alternative traffic school approved by the presiding justice of the judicial district in which the violation occurred; provided, however, that attendance at said alternative traffic school shall be permitted only after a request is made by the violator not more than twenty days after the date of the violation either in person or in writing to the clerk-magistrate; provided, further, that said request shall be approved by the clerk-magistrate and; provided, further, that the violator shall be required to pay, to the court, a fine in an amount not to exceed the amount provided for such violation.

Approved January 8, 1987.