

By Mr. Walsh, a petition (accompanied by bill, Senate, No. 1460) of Joseph B. Walsh for legislation relative to the regulation, control and licensing authority of limousines for hire. Transportation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Eight.

AN ACT REGARDING LIMOUSINES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 The Commonwealth recognizes that the regulation of privately
2 owned limousines used to transport persons for hire is an essential
3 government function and hereby delegates to the Police
4 Commissioners or similar authority in the cities and towns the
5 responsibility and exclusive authority to regulate limousines
6 within their respective jurisdictions.

7 The Police Commissioner of similar authority of every city and
8 town shall make rules and orders, for licensing, controlling and
9 regulating limousines used to transport persons for hire with
10 respect to the following:

- 11 A) Minimum fare charges for service
- 12 B) Entry into the limousine for hire within the meaning of this
13 section
- 14 C) The number of limousines licensed to operate
- 15 D) The licensing of limousines within the meaning of this
16 section to solicit business on the property of an airport within the
17 city or town and said airport is also directly accessible over a
18 public roadway lying within the city or town
- 19 E) Any other requirement or requirements to ensure the public
20 safety and welfare notwithstanding any anticompetitive effect
21 resulting from any requirement or requirements.

22 Notwithstanding the provisions of this section, no Police
23 Commissioner or similar authority of the cities and towns shall

24 prohibit the driver of any of the vehicles licensed as such limousine
25 used to transport persons for hire outside said city or town if
26 summoned or dispatched by radio or telephone.

27 Authority delegated to the Police Commissioner or similar
28 authorities of the cities or towns for the purpose of regulating
29 limousines used to transport persons for hire, is delegated in the
30 interest of protecting the public health, safety and welfare and in
31 the interest of Protecting cities and towns and their officials from
32 prosecution under Federal Antitrust Laws when such protection
33 might result from activities related to the regulations of limousines
34 used to transport persons for hire within the meaning of this
35 section. Authority and responsibility delegated to the Police
36 Commissioner and similar authorities in the cities and towns for
37 the regulations of limousine businesses may be exercised without
38 regard to the anticompetitive effect of any such regulation.