

HOUSE No. 1479

The Commonwealth of Massachusetts

PRESENTED BY:

Kimberly N. Ferguson

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the Head Injury Treatment Services Trust Fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>1/13/2023</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>1/26/2023</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>1/26/2023</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/26/2023</i>
<i>John Barrett, III</i>	<i>1st Berkshire</i>	<i>1/26/2023</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>1/26/2023</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>1/26/2023</i>
<i>Marcus S. Vaughn</i>	<i>9th Norfolk</i>	<i>1/27/2023</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>	<i>1/27/2023</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>2/6/2023</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>2/6/2023</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/8/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/8/2023</i>
<i>Patrick M. O'Connor</i>	<i>First Plymouth and Norfolk</i>	<i>2/8/2023</i>
<i>Rodney M. Elliott</i>	<i>16th Middlesex</i>	<i>2/9/2023</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>2/9/2023</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/9/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/11/2023</i>

Brian W. Murray

10th Worcester

2/16/2023

HOUSE No. 1479

By Representative Ferguson of Holden, a petition (accompanied by bill, House, No. 1479) of Kimberly N. Ferguson and others relative to making deposits to the Head Injury Treatment Services Trust Fund from certain judicial fines and fees. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to the Head Injury Treatment Services Trust Fund.

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 1. Section 59 of Chapter 10 of the General Laws, as appearing in the 2020
2 Official Edition is hereby amended by striking out the word “and”, in line 4, and inserting after
3 the figure “24”, in line 4, the following words:- and Section 13B”

4 SECTION 2. Section 13B(b) of Chapter 90 of the General Laws, as appearing in the 2020
5 Official Edition, is hereby amended by adding, after the word “offense” the following words: -
6 provided that \$50 of each fine collected under this section shall be deposited into the
7 head injury treatment services trust fund.

8 SECTON 3. Section 20 of Chapter 90 of the General Laws, as appearing in the 2020
9 Official Edition, is hereby amended in the fourth paragraph by striking in the first sentence the
10 number “50” and replacing it with the number “100”; and further, by striking in the second
11 sentence the number “50” and replacing it with the number “100”.

12 SECTION 4. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the
13 2020 Official Edition, is hereby amended by striking out the second paragraph and inserting in
14 place thereof the following paragraph:-

15 There shall be an assessment of \$250 against a person who is convicted of, is placed on
16 probation for, or is granted a continuance without a finding for or otherwise pleads guilty to or
17 admits to a finding of sufficient facts of operating a motor vehicle while under the influence of
18 intoxicating liquor, marijuana, narcotic drugs, depressants or stimulant substances under this
19 section; provided, however, that 100 per cent of the amount collected under this assessment shall
20 be deposited monthly by the court with the state treasurer for who shall deposit it into the Head
21 Injury Treatment Services (HITS) Trust Fund.

22 SECTION 5. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the
23 2020 Official Edition, is further amended in the fourth paragraph by inserting at the end thereof
24 the following:-

25 75 per cent of the fines collected in this section shall be deposited monthly by the court
26 with the state treasurer for who shall deposit into the Head Injury Treatment Services Trust Fund.

27 SECTION 6. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the
28 2020 Official Edition, is further amended in the fifth paragraph by inserting at the end thereof the
29 following:-

30 75 per cent of the fines collected in this section shall be deposited monthly by the court
31 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)
32 Trust Fund.

33 SECTION 7. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the
34 2020 Official Edition, is further amended in the sixth paragraph by inserting at the end thereof
35 the following:- 75 per cent of the fines collected in this section shall be deposited monthly by the
36 court with the state treasurer for who shall deposit it into the Head Injury Treatment Services
37 Trust Fund.

38 SECTION 8. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the
39 2020 Official Edition, is further amended in the seventh paragraph by inserting at the end thereof
40 the following:-

41 75 per cent of the fines collected in this section shall be deposited monthly by the court
42 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)
43 Trust Fund.

44 SECTION 9. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in the
45 2020 Official Edition, is further amended in the eighth paragraph by inserting at the end thereof
46 the following:-

47 75 per cent of the fines collected in this section shall be deposited monthly by the court
48 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)
49 Trust Fund.

50 SECTION 10. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in
51 the 2020 Official Edition, is further amended in the ninth paragraph by inserting at the end
52 thereof the following:-

53 75 per cent of the fines collected in this section shall be deposited monthly by the court
54 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)
55 Trust Fund.

56 SECTION 11. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in
57 the 2020 Official Edition, is further amended in the tenth paragraph by inserting at the end
58 thereof the following:-

59 75 per cent of the fines collected in this section shall be deposited monthly by the court
60 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)
61 Trust Fund.

62 SECTION 12. Section 24 (1)(a)(1) of Chapter 90 of the General Laws, as appearing in
63 the 2020 Official Edition, is further amended in the eleventh paragraph by inserting at the end
64 thereof the following:-

65 75 per cent of the fines collected in this section shall be deposited monthly by the court
66 with the state treasurer for who shall deposit it into the Head Injury Treatment Services (HITS)
67 Trust Fund.

68 SECTION 13. Section 20 of Chapter 90 of the General Laws, as appearing in the 2020
69 Official Edition, is further amended in the in the first sentence of the fourth paragraph by striking
70 out the word “\$50” and inserting “\$75” and in the second sentence of the fourth paragraph by
71 striking out the word “\$50” and inserting “\$75”.