

HOUSE No. 3445

The Commonwealth of Massachusetts

PRESENTED BY:

Joseph F. Wagner

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 creation of a motor carrier safety council.

PETITION OF:

NAME:

Joseph F. Wagner

DISTRICT/ADDRESS:

8th Hampden

HOUSE No. 3445

By Mr. Wagner of Chicopee, a petition (accompanied by bill, House, No. 3445) of Joseph F. Wagner for legislation to create the motor carrier safety council to improve the transportation of hazardous and non-hazardous products. Transportation.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the creation of a motor carrier safety council.

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. Chapter 90 of the General Laws is hereby amended by inserting the
2 following new section:

3 Section 63. There shall be established a Motor Carrier Safety Council, which shall serve
4 as a forum for improving the efficiency, safety, routing and motor transportation of hazardous
5 and non-hazardous products throughout the Commonwealth.

6 The council shall:

7 (1) make recommendations to eliminate the duplication of work and creating efficiencies
8 among various state agencies;

9 (2) consider and recommend possible safety improvements through enforcement, routing
10 or administrative improvements;

11 (3) encourage the consolidation of the state's efforts to regulate and oversee the operation
12 of the commercial motor vehicles in the state by reviewing the feasibility of consolidating the
13 issuing of the forms, decals, permits, registrations, licenses and approvals required for the
14 operation of commercial motor vehicles in the state from a central location;

15 (4) consider the intrastate and interstate effects of state policies on the ability of
16 Massachusetts motor carriers to compete with motor carriers based in other states; and

17 (5) consider and make recommendations concerning any other matter deemed relevant by
18 the council.

19 The Motor Carrier Safety Council shall consist of the following voting members: a
20 representative from the Massachusetts Department of Transportation; a representative of the
21 Massachusetts Department of the State Police, Commercial Vehicle Enforcement Section; a
22 representative from the Massachusetts Registry of Motor Vehicles; a representative from the
23 Massachusetts Department of Environmental Protection; a representative from the Associated
24 Industries of Massachusetts; a member from the Massachusetts Movers Association; and a
25 member from the Massachusetts Motor Transportation Association. The Regional Director from
26 the Federal Motor Carrier Safety Administration (FMCSA) shall be invited to be a part of the
27 council ex officio. The council shall elect a chairman, at the initial meeting of the committee,
28 from its members who shall serve for a period co-terminus with the governor. The chairman, or
29 his/her designee, shall be responsible to organize each meeting, notify the members, formulate
30 the agenda, provide a copy of the minutes following the meeting and such other duties as may be
31 required. The council shall only make recommendations or take actions by a majority vote of all
32 members present and voting.

33 The council may make recommendations as the council deems appropriate to the
34 governor, the general court or any related state agencies. The council shall convene a meeting:

35 (1) prior to, or immediately after, the commencement of each regular session of the
36 general court concerning legislative proposals of the various state agencies and the
37 representatives of the motor carrier industry;

38 (2) after the close of each regular session of the general court concerning the impacts and
39 implementation of any legislation affecting the motor carrier industry; and

40 (3) at the call of the chairman or any other council member, provided the council shall
41 meet, notwithstanding the provisions of subdivisions (1) and (2) of this subsection, at least
42 quarterly. The council shall solicit input from representatives of motor carrier related industries.
43 Such representatives shall include, but not be limited to, the New England Bus Association
44 (NEBA), the School Transportation Association of Massachusetts (STAM), the Massachusetts
45 Energy Marketers Association, and the Massachusetts Petroleum Council.