

HOUSE No. 3479

The Commonwealth of Massachusetts

PRESENTED BY:

Steven George Xiarhos

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 "Move Over Law".

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Steven George Xiarhos</i>	<i>5th Barnstable</i>	<i>1/20/2023</i>
<i>Jessica Ann Giannino</i>	<i>16th Suffolk</i>	<i>3/2/2023</i>

HOUSE No. 3479

By Representative Xiarhos of Barnstable, a petition (accompanied by bill, House, No. 3479) of Steven George Xiarhos and Jessica Ann Giannino relative to the move over law, so-called. Transportation.

The Commonwealth of Massachusetts

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

An Act relative to the "Move Over Law".

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 7C of chapter 89 of the General Laws, as appearing in the 2020
2 Official Edition, is hereby amended by striking out subsection 2(c) in its entirety and inserting in
3 place thereof:-

4 (c) Violation of this section may be punished by a fine of \$250 for a first offense, by a
5 fine of \$500 for a second offense, and by a fine of \$1,000 for a third or subsequent offense;
6 provided that any violation that results in injury to another person may be punished by a fine of
7 \$2,500 or up to one year in jail or house of correction.

8 And further, by adding the following sections:-

9 (d) In addition to any fines pursuant to subsection (c), an operator who commits a second
10 or third offense shall be required to complete a program selected by the registrar of motor
11 vehicles that encourages a change in driver behavior and attitude about the "Move Over Law".

12 (e) A first or second offense under this section shall not be a surchargeable incident under
13 section 113B of chapter 175 or under motor vehicle liability policy as defined in section 34A that
14 is issued pursuant to said chapter 175; provided, however, that a third or subsequent offense shall
15 be a surchargeable incident under said section 113B of said chapter 175 or under a motor vehicle
16 liability policy as defined in said section 34A that is issued pursuant to said chapter 175.