

**SENATE . . . . . No. 1924**

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Senate, November 19, 2013 -- Substituted as a new draft (Senator Michael O. Moore) for the Senate Bill relative to voluntary towing reform (Senate, No. 1917)

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The Commonwealth of Massachusetts

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**In the Year Two Thousand Thirteen**  
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An Act relative to voluntary towing reform.

*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 159B of the General Laws is hereby amended by inserting, after  
2 section 6D, the following section:-

3           Section 6E.(a) No person, with a principal place of business within the commonwealth,  
4 shall engage in the consensual and voluntary towing of motor vehicles within the commonwealth  
5 without a certificate issued by the department. For the purposes of this section, the term  
6 “department” shall mean the department of public utilities. A certificate or any renewal of a  
7 certificate issued to a person shall expire 12 months after the effective date of such certificate.

8           (b) An application for a certificate to engage in the consensual and voluntary towing of  
9 motor vehicles shall be made to the department. No certificate for operation of such towing  
10 service shall be issued until the following 3 requirements have been met:

11           (1) proof of insurance, as prescribed by the department, is provided to the department;

12           (2) each operator of a tow company or unincorporated independent operator, including  
13 any person who provides voluntary towing to the public and has direct contact with the public,  
14 has met criminal offender record information standards as determined by the department to  
15 ensure the public’s safety; and

16           (3) each tow company or operator submits a certificate fee, as determined by the  
17 secretary of administration and finance under section 3B of chapter 7.

18           SECTION 2. The department of public utilities shall promulgate all regulations for  
19 compliance with section 6E of chapter 159B of the General Laws within 12 months of the  
20 effective date of this act. Every person engaged in the consensual and voluntary towing of motor

21 vehicles shall comply with the requirements of this act within 12 months of the promulgation of  
22 regulations by the department of public utilities.