

# SENATE NO. 241

## **AN ACT** FURTHER REGULATING THE TOWING OF AUTOMOBILES

*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 22D of chapter 40 of the General Laws, as appearing in the 2004 Official  
2 Edition, is hereby amended by inserting after the letter “B.” in line 40 the following sentence:- “Said  
3 liability may be paid by a credit card, as defined by section 1 of chapter 140D, upon presentation of  
4 suitable identification.”

5 SECTION 2. Section 120D of chapter 266 of the General Laws, as so appearing, is hereby  
6 amended by adding after the word “notice,” in line 4 the following:- “which shall contain in addition  
7 to the reason for removal, the name of the tow company removing the vehicle, its phone number, and  
8 the amount of the tow,”

9 SECTION 3. Section 6B of chapter 159B of the General Laws, as so appearing, is hereby  
10 amended by adding after the words “away of” in line 3 the following:- “non-commercial”.

11 SECTION 4. Section 6B of said chapter 159B, as so appearing, is hereby further amended by  
12 adding after the word “authority.” in line 4 the following new sentence:- “All such charges established

13 by the department may be paid by a credit card, as defined by section 1 of chapter 140D, upon  
14 presentation of suitable identification.”

15 SECTION 5. Section 6B of said chapter 159B, as so appearing, is hereby further amended by  
16 striking, in lines 10-12, the following:- “The maximum storage charge for non-commercial passenger  
17 motor vehicles with a maximum capacity of nine persons, shall be twenty dollars per twenty-four hour  
18 period thereof,” and inserting in place thereof the following:- “The maximum storage charge for non-  
19 commercial passenger motor vehicles with a maximum capacity of nine persons shall be: first two  
20 hours, no charge; three to twenty-four hours, twenty dollars; in excess of twenty-four hours or fraction  
21 thereof, twenty dollars, when towed pursuant to section 120D of chapter two hundred and sixty-six, or  
22 pursuant to snow removal,”

23 SECTION 6. Section 6B of said chapter 159B, as so appearing, is hereby further amended by  
24 inserting after the word “where” in line 14 the following word:- “non-commercial”.

25 SECTION 7. Section 6B of aid chapter 159B, as so appearing, is hereby further amended by  
26 striking the third paragraph in its entirety.

27 SECTION 8. Section 6B of said chapter 159B, as so appearing, is hereby further amended by  
28 inserting at the end thereof the following new paragraph:-

29 “All towing or transport fees and charges by a towing company relative to involuntary tows or  
30 transport of commercial vehicles, if deemed necessary by the owner of said commercial vehicle, shall  
31 be appealed to the department of public utilities. Said department shall determine if the fees and  
32 charges are excessive. If said department determines such fees and charges to be excessive, said

33 department shall levy a new charge for the involuntary tow or transport of the commercial vehicle in  
34 question.”