HOUSE DOCKET, NO. 2989 FILED ON: 1/18/2013

HOUSE . . . . . No. 1590

The Commonwealth of Massachusetts

PRESENTED BY:

Byron Rushing

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 passage of the accompanying:

An Act relative to appeals.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Byron Rushing	*9th Suffolk*

HOUSE DOCKET, NO. 2989 FILED ON: 1/18/2013

HOUSE . . . . . No. 1590

By Mr. Rushing of Boston, a petition (accompanied by bill, House, No. 1590) of Byron Rushing relative to motor vehicle violation judicial appeals. The Judiciary.

The Commonwealth of Massachusetts

An Act relative to appeals.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 20A ½ of chapter 90 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by striking out, in lines 88, 130, 148 and 149, the words "judicial review as provided by section fourteen of chapter thirty A" and inserting in place thereof the following words:— review in small claims court as provided in this section.

SECTION 2: The following text shall be appended to the end of the text of said section 20A ½ of said chapter 90: "The filing fee for an appeal of a parking ticket to small claims court shall be no more than 25% of the amount of the ticket or $20, whichever is less. If the appeal results in the ticket amount being reduced or of the ticket being dismissed the filing fee will be refunded to the appellant within 30 days. The principles of judicial review under section fourteen of chapter thirty A shall govern this proceeding in small claims court."

SECTION 3. Section 20A of chapter 90 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by striking out, in lines 111, 151, 169 and 170, the words "judicial review as provided by section fourteen of chapter thirty A" and inserting in place thereof the following words:— review in small claims court as provided in this section.

SECTION 4: The following text shall be appended to the end of the text of said section 20A of said chapter 90: "The filing fee for an appeal of a parking ticket to small claims court shall be no more than 25% of the amount of the ticket or $20, whichever is less. If the appeal results in the ticket amount being reduced or of the ticket being dismissed the filing fee will be refunded to the appellant within 30 days. The principles of judicial review under section fourteen of chapter thirty A shall govern this proceeding in small claims court."