HOUSE DOCKET, NO. 2621 FILED ON: 1/20/2011

HOUSE . . . . . No. 3140

The Commonwealth of Massachusetts

PRESENTED BY:

John J. Binienda

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 the theft of motor vehicle fuel.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
John J. Binienda	*17th Worcester*
John P. Fresolo	*16th Worcester*

HOUSE DOCKET, NO. 2621 FILED ON: 1/20/2011

HOUSE . . . . . No. 3140

By Mr. Binienda of Worcester, a petition (accompanied by bill, House, No. 3140) of John J. Binienda and John P. Fresolo relative to fines and penalties for the theft of motor vehicle fuel. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *1284* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to the theft of motor vehicle fuel.

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. Chapter 266 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by inserting at the end thereof the following new section :

Section 148. Whoever steals motor fuel as defined in Section 295 A of Chapter 94 of the General Laws shall, for a first offense, be punished by a fine of not less than one-hundred dollars and by reason thereof shall be reported forthwith by the court or magistrate to the registrar of motor vehicles who shall revoke immediately the license to operate motor vehicles or the right to operate motor vehicles of the person so convicted or adjudged, and no appeal, motion for new trial or exceptions shall operate to stay the revocation of such license or right to operate for at least one month.

For a second offense, the defendant shall pay a fine of at least two hundred dollars and shall by reason thereof shall be reported forthwith by the court or magistrate to the registrar of motor vehicles who shall revoke immediately the license to operate motor vehicles or the right to operate motor vehicles of the person so convicted or adjudged, and no appeal, motion for new trial or exceptions shall operate to stay the revocation of such license or right to operate for at least two months.