

Index

- ABANDONED MOTOR VEHICLES**
 - Towing and removal of motor vehicles, **8:31**
- ABATEMENTS**
 - Excise taxes on motor vehicles, **6:34, 6:35, 6:37, 6:40, 6:41**
 - Sales and use taxes on motor vehicles, **6:6, 6:8**
- ACCEPTANCE**
 - Purchase, Sale and Lease of Motor Vehicles, this index
- ACTIVE DUTY AWARDED MEDAL PLATES**
 - Application, **7:105**
- ADDRESS**
 - Change of Address, this index
- ADMISSIONS**
 - Agency and vicarious liability, proof of agency and authority, **13:52**
- ADVANCE PAYMENTS**
 - Compromise and settlement, **15:34**
- ADVERTISING**
 - Purchase, sale and lease of motor vehicles, **4:8**
- AFFIDAVITS**
 - Driver's Licenses, this index
 - Purchase, sale and lease of motor vehicles, affidavit of repossession, **4:59**
 - Registration of Motor Vehicles, this index
 - Sales and use taxes on motor vehicles, **6:15, 6:16, 6:18 to 6:25**
 - Search and seizure, contents of affidavit, **18:6**
 - Title of Motor Vehicles, this index
 - Towing and removal of motor vehicles, affidavit of sale of
- AFFIDAVITS—Cont'd**
 - involuntarily towed vehicle, **8:35**
- AFFILIATED MANUFACTURERS, DISTRIBUTORS, AND DEALERS**
 - Purchase, sale and lease of motor vehicles, **4:1**
- AGENCY AND VICARIOUS LIABILITY**
 - Generally, **13:47 to 13:61**
 - Admissions, proof of agency and authority, **13:52**
 - Evidence. Proof of agency and authority, below
 - Family circle, agency within, **13:59**
 - Inference drawn from circumstances, proof of agency and authority, **13:54**
 - Joint enterprise, **13:61**
 - Minor children, parent's liability for acts of, **13:58**
 - Owner-passenger as defendant, **13:57**
 - Permissive use of motor vehicle, **13:48**
 - Principal, agent's liability to, **13:60**
 - Proof of agency and authority
 - Inference drawn from circumstances, **13:54**
 - Testimony of agent, **13:53**
 - Ratification of agency, **13:55**
 - Registered owner is prima facie responsible, **13:47**
 - Respondent superior
 - Generally, **13:49**
 - Control as factor in, **13:51**
 - Scope of employment, **13:50**
 - Testimony of agent, proof of agency and authority, **13:53**
 - Unauthorized guest of employee as plaintiff, **13:56**

**AGGRAVATION OF
PRE-EXISTING CONDITION**

Negligence and causation, **14:9**

AGUILAR-SPINELLI TEST

Search and seizure, informant's tip,
18:5

ALCOHOL AND DRUGS

Driver's Licenses, this index
Identification Cards, this index
Liquor Liability, this index
Operating Under the Influence, this
index
Search and seizure, alcohol-related
driving convictions, **18:79,**
18:80

**ALIEN TEMPORARY FIREARM
LICENSES**

Criminal offenses, **17:60**

ALTERATION OF DOCUMENTS

Registry-issued documents, **17:25**
Title documents, **17:29**

**ALTERNATIVE DISPUTE
RESOLUTION**

Arbitration, this index
Compromise and Settlement, this
index
Mediation, **15:40**

ALTERNATIVE FUEL VEHICLES

Generally, **1:4**

AMBULANCES

Generally, **1:16**
Licenses, permits, and identification
cards, revocation and suspen-
sion, willfully obstructing or
obstructing ambulance, **3:194**

ANIMALS

Property crimes, **17:99**

ANTIQUA MOTOR CARS

Generally, **1:14**
License plates, application for
antique or year of manufacture
plates, form, **7:102**

APPEALS

Civil Violations of Motor Vehicle
Laws, this index
Financial Responsibility Laws, this
index

APPOINTMENTS

Search and Seizure, this index

APPRAISALS AND REPAIRS

Generally, **8:37 to 8:49**
Application for motor vehicle dam-
age appraiser license, **8:46**
Attorney general vehicle repair
regulations, **8:38**
Auto damage appraisers, **8:45, 8:47**
Forms
Application for motor vehicle
damage appraiser license,
8:46
Complaint against auto damage
appraiser, **8:47**
Liens, **8:41**
OEM insurance endorsements, **8:43**
Regulation of vehicle repairs, **8:37**
Repair shop's lien, **8:41**
Right to repair law, **8:40**
Steering and repair shop coverage,
8:44
Tables
Appraisal and repair of damaged
vehicles, 212 CMR 2.00, **8:48**
Motor vehicle regulations/repairs
and services, 940 CMR 5.05,
8:39
Standards for repair of damaged
vehicles, 211 CMR 133, **8:49**
Towing and Removal of Motor
Vehicles, this index
Vehicle parts, **8:42**

APPROACHING CHILD

Children and Minors, this index

APPROVAL

Consent or Approval, this index

ARBITRATION

Compromise and settlement, **15:41,**
15:42

INDEX

ARBITRATION—Cont'd

- Consumer Protection and Lemon Laws, this index
- Liability insurance, uninsured and underinsured coverage, **9:69**
- Purchase, sale and lease of motor vehicles, **5:22**

ARMED FORCES

- Driver's licenses, out-of-state operators and foreign nationals, **3:49**
- License plates. Veteran and Military License Plates, this index
- Purchase, sale and lease of motor vehicles, protections from repossession, **4:55**
- Registration of motor vehicles, **7:51 to 7:53**
- Veteran and Military License Plates, this index

ARMED ROBBERY

- Motor vehicle, **17:45**

ARREST

- Criminal Offenses, this index
- Licenses, permits, and identification cards, mandatory nonrenewal or reinstatement for outstanding default or arrest warrant, **3:139**
- Search and Seizure, this index

ARSON

- Property crimes, **17:90**

ARTICLE 14 JURISPRUDENCE

- Search and seizure, **18:12**

ASSAULT AND BATTERY

- Criminal offenses, **17:53**

ASSESSMENTS

- Excise taxes on motor vehicles, **6:30**

ASSIGNED CLAIMS PLAN

- No-fault insurance, **9:96**

ATTENDANCE

- Driving school, attendance required at, **3:75**

ATTITUDINAL RETRAINING PROGRAMS

- Non-junior operators, **3:79**

ATTITUDINAL RETRAINING PROGRAMS—Cont'd

- Permit holders and junior operators, **3:80**

ATTORNEY FEES

- Damages, **14:27**

ATTORNEY GENERAL

- Appraisals and repairs, vehicle repair regulations, **8:38**
- Consumer protection and lemon laws, attorney general motor vehicle regulations 940 CMR. 5.04, table, **5:9**
- Liability Insurance, this index
- State oversight of motor vehicles, **2:42**

ATTORNEYS

- Attorney General, this index
- Compromise and settlement, authority of attorney, agent or representative to settle, **15:32**
- Fees. Attorney Fees, this index

AUDIBLE SIGNALS

- Liability, **11:13**

AUTO DAMAGE APPRAISERS

- Generally, **8:45, 8:47**
- Licensing board. State Oversight of Motor Vehicles, this index

AUTO HOMES

- Generally, **1:15**

AUTOMATED VEHICLE WORKING GROUP

- State laws, **1:38**

AUTOMATIC LICENSE PLATE READERS

- Search and seizure, **18:67**

AUTOMATION COMPLACENCY

- Autonomous vehicles, **1:32**

AUTOMOBILE AND BOAT TRANSPORTERS

- Generally, **1:12**

AUTOMOBILE EXCEPTION

- Search and Seizure, this index

**AUTOMOBILE INSURER'S
BUREAU (AIB) OF
MASSACHUSETTS**

Generally, **2:36**

AUTONOMOUS VEHICLES

Generally, **1:28 to 1:50**

Application to test automated driving systems on public ways, form, **1:48**

Automated vehicle working group, state laws, **1:38**

Automation complacency and loss of driving skills, **1:32**

Crash response form for automated driving systems, **1:50**

Criminal responsibility, **1:44**

Cyber threats to, **1:45**

Data for Automated Vehicle Integration (DAVI) initiative, **1:36**

Definitions, **1:29**

Driver's licenses, **1:34**

Driving skills, automation complacency loss of and, **1:32**

Employment considerations, **1:33**

Federal statutes, regulations, and oversight, **1:35**

Forms. Privacy and security, below Goals of, **1:31**

Insurance issues, **1:43**

Liability issues, **1:41**

Licensing considerations, **1:34**

Loss of driving skills, automation complacency and, **1:32**

Memorandum of agreement to test automated driving systems on public ways, form, **1:49**

Operating considerations, **1:34**

Privacy and security

Generally, **1:46 to 1:50**

Application to test automated driving systems on public ways, form, **1:48**

Crash response form for automated driving systems, **1:50**

Forms

Generally, **1:48 to 1:50**

AUTONOMOUS VEHICLES

—Cont'd

Privacy and security—Cont'd

Forms—Cont'd

Application to test automated driving systems on public ways, **1:48**

Crash response form for automated driving systems, **1:50**

Memorandum of agreement to test automated driving systems on public ways, **1:49**

Memorandum of agreement to test automated driving systems on public ways, form, **1:49**

Proposed legal frameworks and model legislation for, **1:40**

Security. Privacy and security, above State laws on, **1:37 to 1:39**

Technology and development, **1:30**

Testing

Application to test automated driving systems on public ways, form, **1:48**

Automated driving system equipped vehicles in Massachusetts, **1:39**

Tort law application, **1:42**

AWARDED MEDAL VETERANS' PLATES

Generally, **7:108 to 7:110**

BAILOR AND BAILEE

Generally, **12:45 to 12:48**

Parking garages, **12:46**

Relationships, generally, **12:45**

Rented or leased vehicles, **12:47**

Right to recover, **12:48**

BANKRUPTCY OR INSOLVENCY

Liability insurance, coverage following insolvency or death of insured, **9:133**

Massachusetts Insurer's Insolvency Fund, **2:35, 9:6**

Registration of motor vehicles, **7:41**

INDEX

BETTING

Criminal offenses, **17:40**

BICYCLES

Children on, **12:37**

Liability, **11:28**

Motorized Bicycle (Moped), this index

BLOOD TESTS

Driver's Licenses, this index

Operating under the influence, **17:66**

BOARDING OR EXITING CARRIER

Passengers in common carriers, **12:8**

BOARD OF APPEALS

Motor Vehicles Liability Policies and Bonds, **2:32**

BOATS

Automobile and boat transporters, **1:12**

Licenses, permits, and identification cards, revocation and suspension, operating boat under the influence of alcohol or drugs, **3:154**

Sales and use taxes

ST-6E, claim for exemption from sales or use tax on boat, recreation or snow vehicle, **6:27**

ST-6 form, certificate of payment of sales or use tax for boat, recreation or snow vehicle, **6:26**

BREACH OF WARRANTY

Product liability based upon, **10:57**

BREAKING AND ENTERING MOTOR VEHICLE

Generally, **17:61**

Property crimes, **17:84**

Search and seizure, forfeiture of vehicle for breaking into vehicle to steal firearm, **18:82**

BREATHALYZER TESTING

Operating under the influence, **17:67**

BURDEN OF PROOF

Damages, **14:13**

Negligence and Causation, this index

Product liability, **10:56**

Search and Seizure, this index

BUSES

Generally, **1:9**

School Buses, this index

CALCULATIONS

Excise taxes on motor vehicles, **6:29**

Sales and use taxes on motor vehicles, **6:3**

CALL BOXES

Property crimes, **17:101**

CAMERAS

Inspections, **8:21**

CANINE SNIFF

Search and seizure, **18:22**

CARJACKING

Generally, **17:44**

CARRIERS

Towing and removal of motor vehicles, application for new involuntary tow certificate, **8:26**

CARROLL DOCTRINE

Search and seizure, **18:11 to 18:16**

CARRYING OF LICENSE

Driver's licenses, **3:7**

CAUSATION

Negligence and Causation, this index

CELL PHONES AND TEXTING

Liability, distracted driving, **11:8**

Search and seizure, **18:63**

CELL SITE LOCATION SERVICES

Search and seizure, **18:64**

CERTIFICATE OF ORIGIN

Title of motor vehicles, **7:2**

CERTIFICATE OF REJECTION

Inspections, **8:12**

**CERTIFICATES AND
CERTIFICATION**

- Inspections, certificate of, **8:11**
- School Buses, this index
- Towing and Removal of Motor Vehicles, this index

CERTIFICATES OF TITLE

- Title of Motor Vehicles, this index

CHANGE OF ADDRESS

- Licenses. Driver's Licenses, this index
- Registration of Motor Vehicles, this index

CHARITABLE CORPORATIONS

- Defendant, as, **13:83**

CHARITABLE DONATIONS

- Sales and Use Taxes on Motor Vehicles, this index

CHECKPOINTS

- Search and seizure, sobriety checkpoint, **18:38**

CHEMICAL TEST REFUSAL

- Operating under the influence, **17:69**

CHILDREN AND MINORS

- Agency and vicarious liability, parent's liability for acts of minor children, **13:58**
- Approaching child, driver's negligence in
 - Generally, **12:39 to 12:41**
 - Plain view, child in, **12:40**
 - Sudden appearance of child, **12:41**
- Bicycles, children on, **12:37**
- Child endangerment in motor vehicles, **17:46**
- Compromise and settlement, claims of minors or incompetent persons, **15:29**
- Criminal offenses
 - Child endangerment in motor vehicles, **17:46**
- Damages, standing and consequential damages, **14:29**
- Department of Children and Families, identification cards for persons

CHILDREN AND MINORS—Cont'd
under authority of, **3:54**

- Driver's Licenses, this index
- Due care of children
 - Generally, **12:30**
 - Looking carelessly or not looking, **12:34**
 - Reliance upon others, **12:33**
 - Statutory presumption of due care, **12:32**
- Endangerment
 - Operating under the influence, **17:82**
- Identification cards, persons under care of Department of Children and Families, **3:54**
- Jumping from vehicle, children suddenly exiting or, **12:35**
- Liability, this index
- Liquor liability, **13:66**
- Looking carelessly or not looking, **12:34**
- Parental liability for child's willful acts, **12:44**
- Parents, suits between child and, **12:52**
- Passengers in Motor Vehicles, this index
- Plain view, child in, **12:40**
- Public way, children in, **12:36**
- Purchase of motor vehicle by minor, **4:17**
- Registration of motor vehicles, **7:37**
- Seat belts, **12:43**
- Starting vehicle with child nearby, **12:42**
- Statutory presumption of due care, **12:32**
- Sudden appearance of child, **12:41**
- Suspension. Driver's Licenses, this index
- Too young to exercise care, **12:31**
- Trespassers, children as, **12:38**
- Willful acts of children, parental liability for, **12:44**

CHOICE OF LAW

- Conflict of Laws, this index

INDEX

CHOP SHOPS AND ANTI-FENCING STATUTES

Property crimes, **17:97**

CIRCUMSTANTIAL EVIDENCE

From proof of negligence, **10:17**

CITATION

Civil Violations of Motor Vehicle
Laws, this index

Falsification of motor vehicle cita-
tion, **17:9**

CIVIL CONVERSION

Criminal offenses, **17:10**

CIVIL FORFEITURE

Search and seizure, **18:72, 18:77**

CIVIL VIOLATIONS OF MOTOR VEHICLE LAWS

Generally, **16:1 to 16:33**

Appeals

Citation, below

District court to appellate division,
from, **16:22, 16:23**

Failure to pay assessment or appeal
CMVI, **16:25**

Citation

Appeals

Generally, **16:16 to 16:22**

Claim of appeal to district court,
16:20

Clerk-magistrate hearing, **16:19**

De novo hearing before district
court, **16:21**

District court to appellate divi-
sion, form, **16:23**

Filing fees, **16:17**

Notice of hearing, **16:18**

Tables, below in this subgroup

Procedure, generally, **16:13**

Schedule of assessments, **16:27**

Tables

Appealing citation, **16:14 to
16:22**

Relevant statute, **16:14**

Trial court rules VII uniform
rule on civil motor vehicle
infractions, **16:15**

CIVIL VIOLATIONS OF MOTOR VEHICLE LAWS—Cont'd

Claim of appeal to district court,
16:20

Clerk-magistrate hearing, **16:19**

Collateral effects, payment of assess-
ments for CMVI, **16:24**

Complaint of improper operation to
RMV, **16:9**

Decriminalization of certain viola-
tions, **16:12**

Definition of civil motor vehicle
infractions, **16:1**

De novo hearing before district court,
16:21

District court to appellate division,
form, **16:23**

Enforcement discretion, issuance by
police officer, **16:5**

Enforcement options, issuance by
police officer, **16:4**

Failure to pay assessment or appeal
CMVI, **16:25**

Falsification or improper disposal of
motor vehicle citation, **16:11**

Filing fees, **16:17**

Forms

Appeal to appellate division of
district court, **16:23**

Complaint of improper operation
to RMV, **16:9**

Hearings

Clerk-magistrate hearing, **16:19**

De novo hearing before district
court, **16:21**

Notice of, **16:18**

Law enforcement officers. Police
officer, issuance by, below

Legal sources of civil motor vehicle
infractions, **16:26**

List of citable motor vehicle offenses,
16:2

No fix provision, **16:7**

Notice of hearing, **16:18**

Parking violations, tickets, **16:28**

Payment of assessments for CMVI,
16:10, 16:24

Police officer, issuance by
Generally, **16:3 to 16:6**

CIVIL VIOLATIONS OF MOTOR VEHICLE LAWS—Cont'd

- Police officer, issuance by—Cont'd
 - Enforcement discretion, **16:5**
 - Enforcement options, **16:4**
 - No automated issuance of citation, **16:8**
 - Written warnings, **16:6**
- Schedule of assessments, **16:27**
- Tables
 - Appealing citation. Citation, above District Court Administrative Regulation 2-86, **16:27**
- Tickets, **16:28**
- Toll violations. Tolls, this index
- Uniform Rules on Civil Motor Vehicle Infractions, **16:15**
- Written warnings, **16:6**

CLERK-MAGISTRATE HEARING

- Civil violations of motor vehicle laws, **16:19**

CLOSED-ENDED LEASES

- Purchase, sale and lease of motor vehicles, **4:69**

COLLATERAL SOURCE RULE

- Damages, **14:34**

COLLISIONS

- Intersections, **11:25**
- Leased and rental vehicles, collision damage waiver, **4:75**
- Liability Insurance, this index
- Purchase, sale and lease of motor vehicles, waiver, **4:75**
- Rear end collisions, **11:15**
- Unlighted standing vehicle, with, **11:20**

COMMERCIAL VEHICLES

- Generally, **1:10**
- Registration of motor vehicles, **7:54**

COMMON CARRIERS

- Passengers in Common Carriers, this index

COMMUNITY CARETAKING AND ROADBLOCKS

- Search and Seizure, this index

COMPARATIVE NEGLIGENCE

- Generally, **10:12**
- Passengers in common carriers, **12:4**
- Product liability, comparative negligence and unreasonable use of defective product, **10:60**
- Wrongful death actions, due care of decedent and, **10:43**

COMPROMISE AND SETTLEMENT

- Generally, **15:26 to 15:43**
- Advance payments by insurer, **15:34**
- Agreement for settlement, **15:26**
- Alternative dispute resolution
 - Generally, **15:39**
 - Arbitration, **15:41, 15:42**
 - Mediation, **15:40**
- Arbitration, **15:41, 15:42**
- Authority of attorney, agent or representative to settle, **15:32**
- Commonwealth, settlement of claims against, **15:31**
- Damages, effect of settlement on contribution, **14:25**
- Effect of release on joint and several liability, **15:38**
- Enforcement of settlement agreement, **15:28**
- Government, settlement of claims against, **15:31**
- Hospital, settlement of claims by patient in, **15:30**
- Interpretation of settlement agreement, **15:27**
- Joint and several liability, **15:38**
- Judgment resulting from settlement where insurer defends under reservation of rights, **15:35**
- Liability Insurance, this index
- Mediation, **15:40**
- Minors or incompetent persons, settlement of claims of, **15:29**
 - Advisability, **15:29**
- No-fault insurance, lump sum settlement, **9:94**
- Notice of settlement payment to third party claimant, **15:36**

INDEX

COMPROMISE AND SETTLEMENT—Cont'd

- Offer of compromise as admission of liability, **14:19**
- Offer of judgment in motor vehicle cases, **15:43**
- Release prior to accident, **15:33**
- Reservation of rights, judgment resulting from settlement where insurer defends under, **15:35**
- Stipulation of dismissal, **15:37**
- Third party claimant, notice of settlement payment to, **15:36**
- Tort Claims Act, **13:13**
- Uninsured and underinsured insurance claims, arbitration of, **15:42**

COMPULSORY COVERAGE

- Liability Insurance, this index

CONFISCATION

- License plates, law enforcement disabled parking placard abuse confiscation and reporting form, **7:96**

CONFLICT OF LAWS

- Proof of negligence, **10:28**
- Purchase, sale and lease of motor vehicles, **4:12, 4:71**
- Wrongful death actions, **10:50**

CONJECTURE

- Proof of negligence, **10:14**

CONSCIOUS SUFFERING

- Wrongful death actions, **10:47**

CONSENT OR APPROVAL

- Dealer logos, consent required, **4:23**
- Junior operator's license (JOL), **3:30**
- Liability insurance, failure to obtain consent to settlement or suit, **9:125**
- Search and Seizure, this index

CONSEQUENTIAL DAMAGES

- Government, suits against, **13:40**
- Spouses and minors, standing, **14:29**

CONSTRUCTION OR INTERPRETATION

- Compromise and settlement, **15:27**
- Liability Insurance, this index

CONSTRUCTION VEHICLES

- Generally, **1:13**

CONSTRUCTIVE POSSESSION

- Motor vehicles, **17:14**

CONSUMER PROTECTION AND LEMON LAWS

- Generally, **5:1 to 5:35**

Arbitration

- Leased car arbitration, **5:22**
- New car arbitration, **5:21**
- Statecertified, **5:17 to 5:20**
- Used car arbitration, application for, **5:23**

Contracts

- Lemon laws, voiding contract for sale of motor vehicle for failure to pass inspection, **5:10**

Disclosures. Warranties, below

Emissions

- Clean Air Act emissions warranties, **5:3**
- State law warranty requirements and remedies, low emissions vehicle warranties, **5:6**

Federal vehicle warranty contents and relief

- Generally, **5:1 to 5:3**

- Clean Air Act emissions warranties, **5:3**

- Federal Trade Commission Used Motor Vehicle Trade Regulation rules, **5:2**

- Magnuson-Moss Federal Warranty Act, **5:1**

Forms

- Leased car arbitration, **5:22**
- New car arbitration, **5:21**
- Used car arbitration, application for, **5:23**

- Leased car arbitration, **5:22**

- Lemon Aid Law, **5:10**

Lemon laws

- Generally, **5:10 to 5:26**

CONSUMER PROTECTION AND LEMON LAWS—Cont'd

- Lemon laws—Cont'd
 - Arbitration
 - Leased car arbitration, application for, **5:22**
 - New and used vehicle arbitration, regulation 201 CMR 11.00, **5:26**
 - New car arbitration, application for, **5:21**
 - State-certification arbitration, below in this group
 - Used car arbitration, application for, **5:23**
 - Disclosures. Warranty disclosures, below in this group
 - Forms
 - Leased car arbitration, application for, **5:22**
 - New car arbitration, application for, **5:21**
 - Used car arbitration, application for, **5:23**
 - Inspections, **5:10, 8:15**
 - Lemon-Aid law, **5:10**
 - New and leased vehicles, M.G.L.A. C. 90 § 7N 1/2, table, **5:24**
 - New and used vehicle arbitration, regulation 201 CMR 11.00, **5:26**
 - Notice requirements, **5:11**
 - Regulation 201 CMR 11.00, new and used vehicle arbitration, **5:26**
 - Relief under, **5:12**
 - Statecertification arbitration
 - Generally, **5:17 to 5:20**
 - State-certification arbitration
 - Application for arbitration, **5:19**
 - Hearing, **5:20**
 - Timing of request for arbitration, **5:18**
 - Tables, **5:24 to 5:26**
 - Used vehicles, **5:25**
 - Warranty disclosures
 - Generally, **5:13 to 5:16**

CONSUMER PROTECTION AND LEMON LAWS—Cont'd

- Lemon laws—Cont'd
 - Warranty disclosures—Cont'd
 - New vehicles purchased or leased, **5:14**
 - Private sale, used vehicles in, **5:16**
 - Used vehicles, **5:15, 5:16**
 - New car arbitration, **5:21**
 - Notice requirements, lemon laws, **5:11**
 - State-certified arbitration
 - Lemon laws, above
 - State law warranty requirements and remedies
 - Generally, **5:4 to 5:9**
 - Attorney general motor vehicle regulations 940 CMR. 5.04, table, **5:9**
 - Disclosure requirements, **5:5**
 - Fraudulent sales, state law claim for, **5:7**
 - Implied warranties, **5:4**
 - Low emissions vehicle warranties, **5:6**
 - Vehicle protection product warranties, **5:8**
 - Warranties
 - Disclosures
 - Lemon laws, above
 - Federal vehicle warranty contents and relief, above
 - State law warranty requirements and remedies, above

CONTRACTS

- Consumer Protection and Lemon Laws, this index
- Liability Insurance, this index
- Purchase, Sale and Lease of Motor Vehicles, this index
- Registration of Motor Vehicles, this index
- Retail Installment Contracts, this index

CONTRIBUTION

- Damages, this index
- Joint tortfeasors, **10:68**

INDEX

COPIES

Duplicates or Copies, this index

COSTS

Damages, **14:27**

COUNTERFEITING

Title documents, **17:29**

COURTS

Applicable rules, **15:3**

Jurisdiction

Subject matter jurisdiction, **15:1**

Subject matter jurisdiction, **15:1**

Where to file based on amount at issue, **15:2**

CRASH

Evidence, **15:27.50**

Police reports, **15:27.50**

Statistical crash information, **15:27.50**

CRASH OPERATOR REPORT

Form, **17:21**

CRASHWORTHINESS

Product liability, **10:61**

CRIMINAL FORFEITURE

Search and seizure, **18:72**

CRIMINAL OFFENSES

Generally, **17:1 to 17:103**

Allowing use of license or permit by another, **17:24**

Altering title documents, **17:29**

Applicable procedure for criminal motor vehicle citations, **17:1**

Armed robbery of motor vehicle, **17:45**

Arrest

Defenses, **17:6**

Furnishing false name following, **17:22**

Arson, this index

Assault and battery involving motor vehicle, **17:53**

Breaking and Entering Motor Vehicle, this index

Carjacking, **17:44**

CRIMINAL OFFENSES—Cont'd

Carrying firearm in vehicle while under the influence, **17:62**

Children and Minors, this index

Citation, falsification of motor vehicle citation, **17:9**

Civil conversion of certain criminal matters, **17:10**

Constructive possession in motor vehicle, **17:14**

Counterfeiting title documents, **17:29**

Crash operator report, form, **17:21**

Criminal motor vehicle citation procedure, **17:1**

Defenses

Arrest, **17:6**

Death, charges resulting in, **17:4**

Necessity, **17:15**

Non-compliance defense, asserting, **17:8**

Prejudice, requirement of showing, **17:7**

Property crimes, **17:5**

Definition of operation, **17:12**

Documents

Document fraud and identity crimes. Fraud, this index

Failure to deliver title documents, **17:29**

Title documents, below

Drag racing, wagering and setting records, **17:40**

Drive-by shootings and murder involving motor vehicle, **17:53**

Driver's license. License to operate motor vehicle, below

DUI. Operating Under Influence, this index

Emergency vehicles, interfering with, **17:43**

Exceptions where defendant could not be served or additional time required, **17:3**

Failure to deliver title documents, **17:29**

Failure to file accident report, **17:20**

Failure to stop for police officer and related offenses, **17:36**

CRIMINAL OFFENSES—Cont'd

- False name, furnishing following arrest, **17:22**
- False statement in license, permit, or registration application, making, **17:24**
- Falsification of motor vehicle citation, **17:9**
- Firearms
 - Alien temporary firearm licenses, **17:60**
 - Non-resident or alien temporary firearm licenses, **17:60**
 - Offenses related to firearms in motor vehicles. Weapons and firearms in motor vehicles, below
 - Storage in vehicle, **17:57**
 - Weapons and firearms in motor vehicles, offenses related to, **17:60**
- Forgery, this index
- Forms
 - Crash operator report, **17:21**
 - License to operate motor vehicle, below
 - Request for fraudulent license/ID card suspension/revocation, **17:28**
- Furnishing false name following arrest, **17:22**
- Habitual traffic offender, operating after revocation of license as, **17:32**
- Handheld electronic device, operating negligently while using, **17:37**
- Hiring minor to operate motor vehicle, **17:35**
- Homicide, this index
- Identity and identification
 - Documents fraud. Fraud, this index
 - Misuse of identification card, **17:26**
 - Operator identity, **17:11**
- Illegal registration of vehicle to avoid taxes or premiums, **17:27, 17:28**
- Interfering with emergency vehicles, **17:43**

CRIMINAL OFFENSES—Cont'd

- Law enforcement officer. Police officer, below
- Leaving scene of an accident, **17:41**
- License plates
 - Another vehicle, operating motor vehicle with plates from, **17:42**
- License to operate motor vehicle
 - Alien temporary firearm licenses, **17:60**
 - Allowing use of license or permit by another, **17:24**
 - False statement in license, permit, or registration application, **17:24**
- Forged registry document, **3:8**
- Forms
 - Request for fraudulent license/ID card suspension/revocation, **17:28**
- Habitual traffic offender, operating after revocation of license as, **17:32**
- Misuse of identification card or license, **17:26**
- Non-resident or alien temporary firearm licenses, **17:60**
- Permitting operation by unlicensed operator, **17:33**
- Plates. License plates, above
- Police officer, presenting license of another to, **17:23**
- Presenting license of another to police officer, **17:23**
- Suspension or revocation
 - Operating after, **17:31**
 - Request for fraudulent license/ID card suspension/revocation, form, **17:28**
- Unlicensed operators, below
- Weapons and firearms in motor vehicles, offenses related to, **17:60**
- Without a license, operating motor vehicle, **17:30**
- Manslaughter by motor vehicle, **17:49**

INDEX

CRIMINAL OFFENSES—Cont'd

- Misuse of identification card or license, **17:26**
- Motor vehicle crash operator report, form, **17:21**
- Murder involving motor vehicle, **17:53**
- Name, furnishing false name following arrest, **17:22**
- Necessity as defense, **17:15**
- Negligently or recklessly operating to endanger, **17:47, 17:48**
- Negligent motor vehicle homicide, **17:50**
- No-fix statute, **17:2**
- Non-resident or alien temporary firearm licenses, **17:60**
- Operational crimes, **17:30 to 17:43**
- Person, motor vehicle crimes against, **17:44 to 17:54**
- Plates. License plates, above
- Police officer
 - Failure to stop for police officer and related offenses, **17:36**
 - Presenting license of another to, **17:23**
 - Providing false identity to, **17:17**
- Possession of tools for breaking into motor vehicles, **17:85**
- Premiums or taxes, illegal registration of vehicle to avoid, **17:27, 17:28**
- Presenting license of another to police officer, **17:23**
- Process and service of process, exceptions where defendant could not be served or additional time required, **17:3**
- Property Crimes, this index
- Providing false identity to police officer, **17:17**
- Recklessness
 - Negligently or recklessly operating to endanger, **17:47, 17:48**
 - Reckless motor vehicle homicide, **17:51**
- Registration of Motor Vehicles, this index

CRIMINAL OFFENSES—Cont'd

- Registry of Motor Vehicles, this index
- Reports
 - Document fraud and identity crimes, **17:18 to 17:20**
 - Motor vehicle crash operator report, form, **17:21**
 - Property crimes, **17:89**
- Request for fraudulent license/ID card suspension/revocation, form, **17:28**
- Revocation. Suspension or revocation, below
- Safe passage statutes, transporting firearms and, **17:59**
- Shootings and murder involving motor vehicle, drive-by, **17:53**
- Stealing, forging, or altering registry-issued documents, **17:25**
- Storage of firearm in vehicle, **17:57**
- Suspension or revocation
 - License to operate motor vehicle, above
 - Registration, operating vehicle with suspended or revoked, **17:38**
- Table, M.G.L.A. c. 269 § 10, **17:63**
- Taxes or premiums, illegal registration of vehicle to avoid, **17:27, 17:28**
- Terrorism involving motor vehicles, **17:54**
- Title documents
 - Forging, altering, counterfeiting or failure to deliver, **17:29**
- Tools for breaking into motor vehicles, possession of, **17:85**
- Under the influence, carrying firearm in vehicle while, **17:62**
- Uninsured vehicle, operating, **17:39**
- Unlicensed operators
 - Hiring unlicensed person to operate motor vehicle, **17:34**
 - Permitting operation by unlicensed operator, **17:33**
- Use without authority, **17:52**
- Wagering, **17:40**
- “Way” defined, **17:13**

CRIMINAL OFFENSES—Cont'd

- Weapons and firearms in motor vehicles
 - Generally, **17:55 to 17:63**
 - Breaking into vehicle to steal firearm, **17:61**
 - Carrying firearm in vehicle while under the influence, **17:62**
 - Non-resident or alien temporary firearm licenses, **17:60**
 - Offenses related to, **17:55 to 17:63**
 - Safe passage statutes, transporting firearms and, **17:59**
 - Storage of firearm in vehicle, **17:57**
 - Table, M.G.L.A. c. 269 § 10, **17:63**
 - Transporting firearms, **17:58, 17:59**
 - Unlawful possession of firearm in vehicle, **17:56**
 - Without license, operating motor vehicle. Unlicensed operators, above

CROWDS

- Passengers in common carriers, **8:10**

CURBING

- Government, suits against, defective curbing, **13:20**

CURBSTONING

- Purchase, sale and lease of motor vehicles, **4:5**

CURRICULUM AND COURSE REQUIREMENTS

- Driving instruction, **3:76**

CUSTOM

- Proof of negligence, **10:19, 10:20**

CYBER THREATS

- Autonomous vehicles, **1:45**

DAMAGES

- Generally, **14:13 to 14:34**
- Attorney fees, **14:27**
- Burden of proof, **14:13**
- Collateral source rule, **14:34**
- Contribution
 - Effect settlement on, **14:25**

DAMAGES—Cont'd

- Contribution—Cont'd
 - Indemnity issues, **14:26**
 - Joint tortfeasors, **14:24**
- Damage to property, **14:19**
- Default, notice to insurer in cases of defendant's, **14:33**
- Earning capacity. Loss of earning capacity, below
- Evidence and proof
 - Burden of proof, **14:13**
 - Loss of earning capacity, **14:16**
- Excessive or inadequate damages, **14:31**
- Government, Suits Against, this index
- Indemnity issues, **14:26**
- Insubstantial and frivolous claims, **14:28**
- Insurance policy, action to reach and apply, **14:23**
- Interest, costs, and attorney fees, **14:27**
- Joint tortfeasors, **14:24**
- Loss of earning capacity
 - Generally, **14:15**
 - Evidence and proof, **14:16**
- Medical expenses, **14:18**
- Mitigation of damages, **14:30**
- Notice to insurer in cases of defendant's default, **14:33**
- Pain and suffering, **14:17**
- Personal injuries, **14:14**
- Punitive damages, **14:32**
- Settlement on contribution, effect, **14:25**
- Spouses and minors, standing and consequential damages, **14:29**
- Standing and consequential damages, spouses and minors, **14:29**
- Wrongful death actions, **10:44, 14:20, 14:21**

DATA FOR AUTOMATED VEHICLE INTEGRATION (DAVI) INITIATIVE

- Generally, **1:36**

INDEX

DEALERS

Purchase, Sale and Lease of Motor Vehicles, this index

DEATH

Defenses, charges resulting in death, **17:4**

Leaving the scene of an accident, personal injury or death, **3:171**

Liability insurance, coverage following insolvency or death of insured, **9:133**

Licenses, permits, and identification cards, **3:171, 3:172**

Registration of motor vehicles, **7:41**

Wrongful Death Actions, this index

DEBRIS, STONE, LEAVES, TREES, AND POLES

Government, suits against, **13:21**

DEBT COLLECTION AND REPOSSESSION

Purchase, Sale and Lease of Motor Vehicles, this index

DECALS

Registration of motor vehicles, **7:69**

Title and registration, replacement moped decal affidavit, **7:74**

Towing and removal of motor vehicles, **8:27**

DECRIMINALIZATION

Civil violations of motor vehicle laws, **16:12**

DEFAULT

Arrest warrant, mandatory nonrenewal or reinstatement for outstanding default or, **3:139**

Damages, notice to insurer in cases of defendant's default, **14:33**

Licenses, permits, and identification cards, **3:138, 3:139**

Purchase, sale and lease of motor vehicles, **4:49, 4:51, 4:52, 4:72**

DEFECTS

Government, Suits Against, this index

Mechanical Defects, this index

DEFECTS—Cont'd

Product liability, comparative negligence and unreasonable use of defective product, **10:60**

Safety Standards and Recalls, this index

DEFENSES

Criminal Offenses, this index

Death, charges resulting in death, **17:4**

Government, suits against, **13:11, 13:12**

Liability Insurance, this index

Nofault insurance, **9:90 to 9:92**

Railroad liability, failure to signal, **13:80**

DEFINITIONS

Accident, **9:73**

Autonomous vehicles, **1:29**

Civil motor vehicle infractions, **16:1**

Gross negligence, **10:30**

Intersections, **11:23**

Motor vehicles, **1:1**

Operation, **17:12**

Way, **17:13**

Willful, wanton, or reckless conduct by railroads, **13:77**

DELIVERY OF VEHICLE

Purchase, sale and lease of motor vehicles, **4:22**

DEMEANOR OF DEFENDANT OPERATOR

Gross negligence, **10:35**

DE NOVO HEARING

Civil violations of motor vehicle laws, **16:21**

DEPARTMENT OF CHILDREN AND FAMILIES

Identification cards, **3:54**

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Generally, **2:41**

DEPRESSIONS

Government, suits against, **13:18**

DESIGN NEGLIGENCE

Product liability, **10:53**

DIRECTIONAL SIGNALS BY DRIVER

Liability, **11:14**

DISABLED PERSONS

Driver's licenses, application for disabled parking, **3:92**

Placards or license plates. Disabled Placard or License Plates, this index

Registration of motor vehicles, **7:50**

Sales and use taxes on motor vehicles, MVU-33 affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred to disabled person, **6:16**

DISABLED PLACARD OR LICENSE PLATES

Confiscation, **7:96**

Forms, **7:91 to 7:96, 7:110**

Medical issues pertaining to licensure and operation, **3:92**

Reports, **3:187**

Revocation and suspension, **3:187**

Veteran and military license plates, **7:110**

DISASTER PLATES

Supplemental application for, **7:97**

DISCHARGE

Satisfaction, Release or Discharge, this index

DISCLOSURE

Consumer Protection and Lemon Laws, this index

Property crimes, sale of vehicle without disclosing prior use or removal law enforcement markings, **17:98**

Purchase, Sale and Lease of Motor Vehicles, this index

Registry of Motor Vehicles, this index

Retail installment contracts, **4:41**

Title of motor vehicles, **7:24**

DISCLOSURE—Cont'd

Used vehicles disclosure and designation, **4:14**

DISCRETIONARY AND MINISTERIAL FUNCTION

10(b) defense, **13:12**

DISCRIMINATORY PROFILING

Search and seizure, **18:10**

DISTRACTED DRIVING

Liability, **11:8**

DISTRIBUTORS

Purchase, Sale and Lease of Motor Vehicles, this index

DISTRICT ATTORNEY

State oversight of motor vehicles, **2:42**

DIVISION OF BANKS

Generally, **2:43**

DIVISION OF INSURANCE

State Oversight of Motor Vehicles, this index

DOCUMENT FRAUD AND IDENTITY CRIMES

Criminal Offenses, this index

DONATIONS

Charitable Donations, this index

Organ Donation, this index

DOORS

Passengers in common carriers, injury caused by door, **8:12, 12:11**

DRAG RACING

Licenses, permits, and identification cards, mandatory suspension, **3:120**

DRIVE-BY SHOOTINGS

Criminal offenses, **17:53**

DRIVER CERTIFICATES

Transportation network companies (tnc), taxicabs, and liveries, **1:24**

INDEX

DRIVER LICENSING DEPARTMENT

Generally, **2:11**

DRIVER SKILLS DEVELOPMENT COURSE

Generally, **3:77**

DRIVER'S LICENSES

Generally, **3:1 to 3:198**

Accidents

Accident report, failure to file,
3:145

Death, motor vehicle accident
involving, **3:172**

Leaving the scene of an accident,
below

Address. Change of address, below

Affidavits

Ignition interlock device (IID),
3:157 to 3:160

Medical issues pertaining to
licensure and operation, vol-
untary surrender (of driver's
license) affidavit, **3:101**

Unlicensed operation and license
revocation, suspension and
reinstatement, **3:101**

Alcohol and drugs

Boats, operating under the influ-
ence of alcohol or drugs,
3:154

Controlled Substances Act, below
Suspension or revocation, below
Under the influence operation of
vehicle. Ignition interlock
devices under the, below

Allowing use of license or permit by
another, **17:24**

Amendment of information, **3:4**

Application process, **3:22**

Autonomous vehicles, **1:34**

Blood alcohol levels, test for. Suspen-
sion or revocation, below

Carrying of license requirement, **3:7**

CDLs. Commercial driver's permits
and licenses (CDLs), below

Cell phones

Junior operator's license (JOL),
3:35

DRIVER'S LICENSES—Cont'd

Cell phones—Cont'd

Suspension or revocation

Minor's use of cell phone or
mobile device, **3:110**

Change of address

Duty to amend information and
notify registrar of, **3:4**

Failure to report to registrar, **3:183**

Chemical tests for blood alcohol

levels. Suspension or revocation,
below

Children and minors

Junior operator's license (JOL),
below

Suspension or revocation, below

Class D

Permits, forms, **3:10**

Road test application, form, **3:23**

Supervising operator requirement
for class D license, **3:14**

Vision screening certificate, **3:93**

Classes of licenses, generally, **3:18**

Class M

Endorsement, **3:21**

Motorcycle permit and license,
3:20

Permits, forms, **3:10**

Road test application, form, **3:23**

Vision screening certificate, **3:93**

Code of Massachusetts Regulations

(CMR) title 540, section 2.06
requirements for driver (opera-
tor) licenses, learner permits and
identification cards, **3:28**

Commercial driver's permits and licenses (CDLs)

Generally, **3:59 to 3:68**

Commercial learner's permit or
driver's license application,
form, **3:65**

Disqualifications from holding
CDL license, **3:64**

Federal regulations, **3:60**

Forms

Commercial learner's permit or
driver's license application,
3:65

DRIVER'S LICENSES—Cont'd

- Commercial driver's permits and licenses (CDLs)—Cont'd
 - Forms—Cont'd
 - Intrastate medical waivers to operate Class A, B, or C commercial motor vehicles, application, **3:68**
 - Road test application, **3:66**
 - Self-certification form, **3:67**
 - History, **3:63**
 - Intrastate medical waivers to operate Class A, B, or C commercial motor vehicles, application for, **3:95**
 - Massachusetts Uniform Operation of Commercial Motor Vehicles Act, **3:61**
 - Road test application, forms, **3:66**
 - Self-certification form, **3:67**
 - Vision screening certificate, **3:94**
- Consent requirements, junior operator's license (JOL), **3:30**
- Content, commercial driver's permits and licenses (CDLs), **3:62**
- Controlled Substances Act
 - Convictions under, **3:176, 3:177**
 - Drug offense (94C) trafficking hardship license criteria, **3:177**
 - Forms, **3:176, 3:177**
- Criminal offenses
 - Allowing use of license or permit by another, **17:24**
 - False statement in license, permit, or registration application, **17:24**
 - Forged registry document, **3:8**
 - Forms
 - Request for fraudulent license/ID card suspension/revocation, **17:28**
 - Habitual traffic offender, operating after revocation of license as, **17:32**
 - Misuse of identification card or license, **17:26**
 - Permitting operation by unlicensed operator, **17:33**

DRIVER'S LICENSES—Cont'd

- Criminal offenses—Cont'd
 - Police officer, presenting license of another to, **17:23**
 - Presenting license of another to police officer, **17:23**
 - Suspension or revocation
 - Operating after, **17:31**
 - Request for fraudulent license/ID card suspension/revocation, form, **17:28**
 - Unlicensed operation and license revocation, suspension and reinstatement, below
 - Without a license, operating motor vehicle, **17:30**
- Damage to property, suspension of license or registration for failure to pay judgment for, **14:22**
- Disabled parking, application for, **3:92**
- Discretionary suspension. Suspension or revocation, below
- Disqualification. Suspension or revocation, below
- Driving Instruction, this index
- Driving test. Road test, below
- Drugs. Alcohol and drugs, above
- Duplicate and temporary driver's licenses, permits, and identifications, **3:26**
- Duty to amend information and notify registrar of change of address, **3:4**
- Employment, JOL operation to, from, and in course of, **3:33**
- Estoppel and waiver
 - Commercial driver's permits and licenses (CDLs), **3:68, 3:95**
 - Intrastate medical waivers to operate Class A, B, or C commercial motor vehicles, application for, **3:95**
 - Tinted glass waiver, application for, **3:100**
- Expiration
 - Generally, **3:27**
 - Learner's permit, **3:13**

INDEX

DRIVER'S LICENSES—Cont'd

- False statement in license, permit, or registration application, **17:24**
- Falsification of documents. Suspension or revocation, below
- Federal regulations, commercial driver's permits and licenses (CDLs), **3:60**
- Foreign nationals. Out-of-state operators and foreign nationals, below
- Forgery
 - Registry document, **3:8**
 - Suspension or revocation, below
- Forms
 - Class D or M road test, application for, **3:23**
 - Commercial driver's permits and licenses (CDLs), above
 - Ignition interlock devices, below
 - Junior operator's license (JOL), below
 - Massachusetts gender designation change, **3:6**
 - Medical issues pertaining to licensure and operation, below
 - Permits, below
 - Request for fraudulent license/ID card suspension/revocation, **17:28**
 - School Buses, this index
 - Suspension or revocation, below
 - 40 hours supervised driving time, junior operator's license (JOL), **3:31**
- Gender designation
 - Generally, **3:5**
 - Form, Massachusetts gender designation change, **3:6**
- Habitual traffic offender, **17:32**
- Hardship licenses
 - Generally, **3:108**
 - Drug offense (94C) trafficking hardship license criteria, **3:177**
- Health and safety related workshops, **3:91**
- Hearings
 - Registry hearings and due process considerations, **3:105**

DRIVER'S LICENSES—Cont'd

- Hiring unlicensed person to operate motor vehicle, **17:34**
- Ignition interlock devices
 - Operating under the influence, **17:83**
 - Suspension or revocation, below
- Instruction. Driving Instruction, this index
- Intrastate medical waivers to operate Class A, B, or C commercial motor vehicles, application for, **3:95**
- Junior operator's license (JOL)
 - Generally, **3:29 to 3:37**
 - Cellular telephone restrictions, **3:35**
 - Consent requirements, **3:30**
 - Employment, JOL operation to, from, and in course of, **3:33**
 - Forms
 - Generally, **3:36, 3:37**
 - Application to accept out-of-state motorcycle rider education program certificate, **3:37**
 - Supervised driving log, **3:36**
 - 40 hours supervised driving time, **3:31**
- Mandatory suspension
 - Junior operator's nighttime driving restriction, **3:130**
 - Junior operator's passenger restriction, **3:131**
- Out-of-state, application to accept out-of-state motorcycle rider education program certificate, **3:37**
- Passenger restrictions, **3:34**
- Single speeding ticket for junior operator, **3:113**
- Suspension. Mandatory suspension, above in this group
- Time restrictions, **3:32**
- Knowledge test, **3:12**
- Learner's permit. Permits, below
- Leaving the scene of an accident
 - Personal injury or death, **3:171**
 - Property damage, **3:170**

DRIVER'S LICENSES—Cont'd

- Loss of consciousness evaluation form, **3:98**
- Mandatory suspension or nonrenewal. Suspension or revocation, below
- Massachusetts Liquor Identification Card
 - Generally, **3:56**
 - Forms, application for new, renewal or replacement liquor ID card, **3:57**
 - Marijuana, use of driver's license or identification card to purchase, **3:58**
 - New, renewal or replacement liquor ID card, form, **3:57**
- Massachusetts Uniform Operation of Commercial Motor Vehicles Act, **3:61**
- Medical issues pertaining to licensure and operation
 - Generally, **3:86 to 3:103**
 - Competency road tests, **3:90**
 - Forms
 - Generally, **3:92 to 3:101**
 - CDL vision screening certificate, **3:94**
 - Class D and M vision screening certificate, **3:93**
 - Disabled parking, application for, **3:92**
 - Intrastate medical waivers to operate Class A, B, or C commercial motor vehicles, application for, **3:95**
 - Loss of consciousness evaluation form, **3:98**
 - Medical evaluation, **3:89, 3:96, 3:97**
 - Psychiatric evaluation form, **3:99**
 - Tinted glass waiver, application for, **3:100**
 - Voluntary surrender (of driver's license) affidavit, **3:101**
 - Health and safety related workshops, **3:91**
 - Medical disqualifications for licensure, **3:88**

DRIVER'S LICENSES—Cont'd

- Medical issues pertaining to licensure and operation—Cont'd
 - Medical evaluation, **3:89, 3:96, 3:97**
 - Medical qualifications for licensure, **3:86**
 - Restricted licenses, **3:87**
- Tables
 - 540 CMR 24.00 medical qualifications for operators of motor vehicles, **3:102**
 - 105 CMR 309 safe driving, **3:103**
- Minors. Children and minors, above
- Misuse of identification card or license, **17:26**
- Motorcycle permit and license
 - Application to accept out-of-state motorcycle rider education program certificate, **3:37**
 - Class M, **3:20**
- Nighttime, junior operator's nighttime driving restriction, mandatory suspension, **3:129, 3:130**
- Nonrenewal. Suspension or revocation, below
- Notice
 - Change of address, duty to amend information and notify registrar of, **3:4**
 - Unsatisfied judgment for property damage, form, **3:182**
- Outofstate operators and foreign nationals
 - Generally, **3:45 to 3:51**
- Out-of-state operators and foreign nationals
 - Converting foreign or out-of-state license, **3:50**
 - Forms, translation into English of foreign driver license, **3:48**
 - International Driving Permit and Inter-American Driving Permit, **3:47**
 - Junior operator's license (JOL), application to accept out-of-state motorcycle rider education program certificate, **3:37**

INDEX

DRIVER'S LICENSES—Cont'd

- Out-of-state operators and foreign nationals—Cont'd
 - Military members and their family, **3:49**
 - Non-resident in commonwealth, operation by, **3:45**
 - Residency, factors to determine for purposes of M.G.L.A. c. 90, § 3, **3:51**
 - Translation into English of foreign driver license, forms, **3:48**
 - Treaties impacting licensing requirements of foreign nationals, **3:46**
- Parking. Suspension or revocation, below
- Parking tickets
 - Appeal or pay toll or parking tickets on rented or leased vehicles, failure to, **3:191**
 - Multiple parking tickets, failure to pay, **3:190**
- Permits
 - Generally, **3:9 to 3:17**
 - Commercial driver's permits and licenses (CDLs), above
 - Converting out-of-state permit, **3:17**
- Forms
 - Driver's license (Class D or M), **3:10**
 - ID card application (non-commercial), **3:10**
 - Learner's permit, **3:10**
- Learner's permit
 - Expiration of, **3:13**
 - Forms, **3:10**
 - Reciprocity, **3:16**
- Motorcycle, operation with permit, **3:15**
- Out-of-state permit, converting, **3:17**
- Reciprocity of learner's permits, **3:16**
- Supervising operator requirement for class D license, **3:14**
- Written or knowledge test, **3:11**

DRIVER'S LICENSES—Cont'd

- Permitting operation by unlicensed operator, **17:33**
- Police officers
 - Ambulance, third conviction, willfully obstructing or obstructing fire or police vehicle or, **3:194**
 - Presenting license of another to, **17:23**
 - Refusal to submit to police officer, mandatory disqualification, **3:127**
- Presenting license of another to police officer, **17:23**
- Psychiatric evaluation form, **3:99**
- Real ID Act of 2005
 - Generally, **3:38 to 3:44**
 - Contents, **3:39**
 - Driver's licenses and identification cards, **3:44**
 - Federal identification, real ID required for, **3:42**
 - Interstate data sharing, **3:41**
 - REAL ID Act of 2005, table, **3:43**
 - Requisite supporting documents, **3:40**
 - Tables, **3:43, 3:44**
- Reciprocity, learner's permit, **3:16**
- Recreational-type vehicles, license to operate, **3:25**
- Renewal
 - Generally, **3:27**
 - Suspension or revocation, below
- Reports
 - Accident report, failure to file, **3:145**
 - Change of name or address, failure to report to registrar, **3:183**
 - Disabled parking placard abuse confiscation and reporting form, **3:187**
 - Law enforcement or healthcare provider, **3:119**
 - Parking, disabled parking placard abuse confiscation and reporting form, **3:187**
- Requirement to obtain license or permit, **3:2**

DRIVER'S LICENSES—Cont'd

- Restricted licenses, **3:87**
- Revocation. Suspension or revocation, below
- Road test
 - Generally, **3:24**
 - Class D license, **3:23**
 - Commercial driver's permits and licenses (CDLs), **3:66**
 - Competency road tests, **3:90**
- Satisfaction, failure of debtor to satisfy judgment for uninsured motor vehicle property damage, **3:181**
- School Buses, this index
- Self-certification form, commercial driver's permits and licenses (CDLs), **3:67**
- Speeding tickets. Suspension or revocation, below
- Stealing. Suspension or revocation, below
- Suspension or revocation
 - Generally, **3:104 to 3:198**
 - Abandoning motor vehicle, **3:143**
 - Accident report, failure to file, **3:145**
 - Alcohol or drugs
 - Chemical tests for blood alcohol levels, below in this group
 - Court-ordered alcohol education or treatment program, failure to complete, **3:162**
 - Minor in possession of alcohol, **3:149, 3:163**
 - Operating under the influence of alcohol or drugs, below in this group
 - Purchasing alcohol by or for a minor, **3:164**
 - Appeal of RMV decision, **3:106**
 - Authority, use without, **3:168**
 - Blood alcohol levels. Chemical tests for blood alcohol levels, below in this subgroup
 - Boats, operating under the influence of alcohol or drugs, **3:154**

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Breathalyzer or chemical test failure, **3:148**
 - Change of name or address, failure to report to registrar, **3:183**
 - Chemical tests for blood alcohol levels
 - Failure of, **3:148**
 - Form, operator's petition for court review of RMV license suspension for chemical test refusal, **3:147**
 - Operator's refusal to submit to, **3:146**
 - Children. Minors, below in this group
 - Civil motor vehicle infraction, failure to appear or pay assessment for, **3:137**
 - Commercial driver's licenses, disqualifications for violations pertaining to, **3:197**
 - Controlled Substances Act, **3:176**
 - Court-ordered alcohol education or treatment program, failure to complete, **3:162**
 - Default on criminal motor vehicle violation, **3:138**
 - Disabled parking placard abuse confiscation and reporting form, **3:187**
 - Discretionary suspension or revocation
 - Immediate threat, motor vehicle violations constituting, **3:117**
 - Incompetent operator, **3:118**
 - Reports of law enforcement or healthcare provider, **3:119**
 - Disqualification. Mandatory disqualification, below in this group
 - Drug offense (94C) trafficking hardship license criteria, **3:177**
 - Due process considerations, **3:105**
 - Endangerment, reckless or negligent, **3:169**

INDEX

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Failure to appear or pay assessment for civil motor vehicle infraction, **3:137**
 - False identification/license, discretionary and mandatory suspensions for, **3:165**
 - Falsified information to obtain license, mandatory disqualification for providing, **3:121**
 - Falsifying registry documents.
 - Stealing, forging, or falsifying registry documents, below in this group
 - Filing false motor vehicle insurance claim, **3:141**
 - Forgery. Stealing, forging, or falsifying registry documents, below in this group
- Forms
 - Appeal of RMV decision to Board of Appeal on Motor Vehicle Liability Policies and Bonds, **3:107**
 - Disabled parking placard abuse confiscation and reporting form, **3:187**
 - Ignition interlock device, below in this group
 - Notice of unsatisfied judgment for property damage, **3:182**
- Habitual traffic offender, **3:116**
- Hardship licenses
 - Generally, **3:108**
 - Drug offense (94C) trafficking hardship license criteria, **3:177**
- Homicide by motor vehicle, **3:175**
- Ignition interlock device (IID)
 - Forms
 - Additional licensed residents in household of operator, affidavit for other, **3:159**
 - Affidavits, **3:157 to 3:160**
 - All-of-state residents, **3:160**
 - Licensed residents in household of operator, affidavit for other, **3:158**

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Ignition interlock device (IID)
 - Cont'd
 - Forms—Cont'd
 - Out-of-state residents, **3:160**
 - Violations, **3:157 to 3:160**
 - Vehicle not equipped with IID, allowing IID operator to use, **3:161**
 - Impersonator securing license for another, void license or permit for, **3:123**
 - In-state registration requirement by non-resident, three violations, **3:189**
 - Junior operator's license (JOL), above
 - Leaving the scene of an accident
 - Personal injury or death, **3:171**
 - Property damage, **3:170**
 - Littering or dumping, **3:180**
 - Mandatory disqualification
 - Agents of employer knowingly allowing violation of regulation 540 CMR 2.06, **3:126**
 - Bribing official in relation to driver's license, **3:124**
 - Cheating on driver's license knowledge test, **3:121**
 - Falsified information to obtain license, providing, **3:122**
 - Refusal to submit to police officer, **3:127**
 - Mandatory suspension or nonrenewal
 - Child support, failure to pay, **3:179**
 - Commercial driver's license, **3:136**
 - Drag racing, **3:120**
 - Failing to complete requisite driver education program for three surchargeable events, **3:115**
 - Junior operator's nighttime driving restriction, **3:130**
 - Junior operator's passenger restriction, **3:131**

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Mandatory suspension or nonrenewal—Cont'd
 - Massachusetts resident, **3:135**
 - Nighttime driving restriction, violation of permit holder's, **3:129**
 - Out-of-state convictions, **3:135, 3:136**
 - Outstanding default or arrest warrant, **3:139**
 - Seven surchargeable events in three-year period, **3:114**
 - Sex offender, failure to register as, **3:178**
 - Supervised driver, violation of permit holder's requirement for, **3:128**
 - Manslaughter while operating motor vehicle, **3:173**
 - M.G.L.A. c. 90 § 24D, revocation under, **3:152**
 - M.G.L.A. c. 90 § 24P, revocation under, **3:151**
 - Minors
 - Cell phone or mobile device, use of, **3:110**
 - Possession of alcohol, **3:149, 3:163**
 - Misuse of handicap parking plates or placard, **3:186, 3:187**
 - Motor vehicle accident involving death, **3:172**
 - Multiple parking tickets, failure to pay, **3:190**
 - Negligent endangerment, **3:169**
 - Nonrenewal. Mandatory suspension or nonrenewal, above in this group
 - Non-resident, three violations of in-state registration requirement by, **3:189**
 - Notice of unsatisfied judgment for property damage, form, **3:182**
 - Operating after, **3:132, 17:31**
 - Operating under the influence of alcohol or drugs
 - Generally, **3:150**

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Operating under the influence of alcohol or drugs—Cont'd
 - Boats, **3:154**
 - Chemical tests for blood alcohol levels, above in this group
 - Child under the age of 14, operating under the influence involving, **3:155**
 - Manslaughter while operating under the influence, **3:174**
 - Minors, revocation relating to operating under the influence and related charges, **3:151, 3:155**
 - Serious bodily injury, **3:153**
 - Operating uninsured vehicle, **3:140**
 - Outstanding default or arrest warrant, mandatory nonrenewal or reinstatement for, **3:139**
 - Parking
 - Disabled parking placard abuse confiscation and reporting form, **3:187**
 - Tickets, **3:190, 3:191**
 - Purchasing alcohol by or for a minor, **3:164**
 - Race, driving to endanger, recklessly or negligently, or on a wager or in a, **3:169**
 - Reckless endangerment, **3:169**
 - Registrar, failure to pay requisite, **3:185**
 - Registry hearings and due process considerations, **3:105**
 - Reinstatement, **3:109**
 - Renewal
 - Generally, **3:109**
 - Mandatory suspension or nonrenewal, above in this group
 - Repeal of certain bases for, **3:198**
 - Reports, disabled parking placard abuse confiscation and reporting form, **3:187**
 - Request for fraudulent license/ID card suspension/revocation, form, **17:28**

INDEX

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Sale or excise taxes on motor vehicles, failure to pay, **3:184**
 - School Buses, this index
 - Single speeding ticket
 - Junior operator, **3:113**
 - Permit holder, **3:112**
 - Speeding tickets
 - Single speeding ticket, above in this group
 - Three speeding tickets in twelve months, **3:111**
 - Stealing, forging, or falsifying registry documents
 - Generally, **3:142, 3:166**
 - Form, request for fraudulent license/ID card suspension/revocation, **3:167**
 - Request for fraudulent license/ID card suspension/revocation, form, **3:167**
 - Third conviction for illegal tinting vehicle windows, **3:193**
 - Three speeding tickets in twelve months, **3:111**
 - Tickets
 - Parking, **3:190, 3:191**
 - Speeding tickets, above in this group
 - Tinting, third conviction for illegal tinting vehicle windows, **3:193**
 - Tobin Bridge or turnpike toll, failure to pay, **3:192**
 - Two or more parking tickets, failure to pay, **3:190**
 - Under the influence. Operating under the influence of alcohol or drugs, above in this group
 - Uninsured motor vehicle property damage, failure of debtor to satisfy judgment for, **3:181, 3:182**
 - Vehicle identification (VIN) offenses, **3:144**
 - Void license or permit for impersonator securing license for another, **3:123**

DRIVER'S LICENSES—Cont'd

- Suspension or revocation—Cont'd
 - Wager, driving on a, **3:169**
 - Weighing of tractors and trailers, refusal to allow, **3:188**
 - Willfully obstructing or obstructing fire or police vehicle or ambulance, third conviction, **3:194**
- Tables
 - 105 CMR 309 safe driving, **3:103**
 - Code of Massachusetts Regulations (CMR) title 540, section 2.06 requirements for driver (operator) licenses, learner permits and identification cards, **3:28**
 - Medical issues pertaining to licensure and operation, above
 - Real ID Act of 2005, **3:43, 3:44**
 - Regulation 540 CMR 24.00 medical qualifications for operators of motor vehicles, **3:102**
- Tests
 - Chemical tests for blood alcohol levels. Suspension or revocation, above
 - Knowledge test, **3:12**
 - Road test, above
- Tickets. Suspension or revocation, above
- Tinted glass waiver, application for, **3:100**
- Under the influence operation of vehicle
 - Ignition interlock devices under the, above
 - Suspension and revocation, above
- Unlicensed operation and license revocation, suspension and reinstatement
 - Generally, **3:3, 17:30**
 - Allowing unlicensed person to operate motor vehicle, **3:134**
- Criminal offenses
 - Hiring unlicensed person to operate motor vehicle, **17:34**

DRIVER'S LICENSES—Cont'd

- Unlicensed operation and license revocation, suspension and reinstatement—Cont'd
- Criminal offenses—Cont'd
- Permitting operation by unlicensed operator, **17:33**
- Discretionary suspension for employing unlicensed person to operate motor vehicle, **3:133**
- Mandatory disqualification, **3:125**
- Vision screening, **3:93, 3:94**
- Voluntary surrender (of driver's license) affidavit, **3:101**
- Waiver. Estoppel and waiver, above
- Written or knowledge test, **3:11**

DRIVING INSTRUCTION

- Generally, **3:74 to 3:85**
- Application to convert out-of-state driver education certificate, **3:82**
- Attendance required at driving school, **3:75**
- Attitudinal retraining programs
 - Non-junior operators, **3:79**
 - Permit holders and junior operators, **3:80**
- Curriculum and course requirements, **3:76**
- Driver skills development course, **3:77**
- Driving instructor certification application, **3:83**
- Driving school license application, **3:84**
- Forms
 - Remedial driving courses, below
- Licensed driving schools and instructors, **3:74**
- Out-of-state driver education certificate, application to convert, **3:82**
- Remedial driving courses
 - Generally, **3:78 to 3:81**
 - Attitudinal retraining programs, above
 - Forms
 - Generally, **3:82 to 3:84**

DRIVING INSTRUCTION—Cont'd

- Remedial driving courses—Cont'd
- Forms—Cont'd
 - Application to convert out-of-state driver education certificate, **3:82**
 - Driving instructor certification application, **3:83**
 - Driving school license, application, **3:84**
- SCARR program, **3:81**
- Table, 540 CMR 23.01, licensing, certification and operating requirements for professional driving school instructors, **3:85**
- Required attendance at driving school, **3:75**
- SCARR program, **3:81**
- Tables
 - Licensing, certification and operating requirements for professional driving school instructors, **3:85**

DRIVING SKILLS

- Autonomous vehicles, **1:32**

DRUGS

- Alcohol and Drugs, this index

DUE CARE

- Children and Minors, this index
- Passengers in common carriers, **12:4**
- Pedestrian, **12:28**
- Railroad liability, plaintiff at crossing, **13:82**
- Wrongful death actions, due care of decedent and comparative negligence, **10:43**

DUE PROCESS

- Personal jurisdiction, **15:6**

DUPLICATES OR COPIES

- Driver's licenses, duplicate and temporary driver's licenses, permits, and identifications, **3:26**
- Registration of motor vehicles, **7:46**
- Title of motor vehicles, **7:18, 7:19**

INDEX

DUTY TO USE REASONABLE CARE

Negligence and Causation, this index

EARLY WARNING REPORTING

Safety standards and recalls, **5:34**

ECONOMIC HARDSHIP WAIVERS

Inspections, **8:17**

ELECTRIC VEHICLES

Generally, **1:3**

ELECTRONIC DEVICES

Cell Phones and Texting, this index

Event data recorders and other electronic vehicle data, **15:24**

Operating negligently while using handheld electronic device, **17:37**

Retail installment contracts, electronic lien and titling, **4:43**

Search and Seizure, this index

Title of motor vehicles, electronic lien and title program, **7:6**

ELECTRONIC LIEN AND TITLE PROGRAM

Title of motor vehicles, **7:6**

ELECTRONIC SURVEILLANCE AND SEARCHES

Search and Seizure, this index

ELECTRONIC TOLL COLLECTION SYSTEMS

Search and seizure, **18:68**

EMERGENCIES

Negligence and causation, **10:5**

Search and seizure, emergency aid doctrine, **18:40**

EMERGENCY AID DOCTRINE

Search and seizure, **18:40**

EMERGENCY ROADBLOCK

Search and seizure, **18:41**

EMERGENCY VEHICLES

Ambulances, this index

Criminal offenses, interfering with emergency vehicles, **17:43**

EMISSIONS

Clean Air Act, emissions warranties, **5:3**

Consumer Protection and Lemon Laws, this index

Inspections, **8:4, 8:5, 8:16**

Low emissions vehicle certification, **4:9, 7:35, 8:5**

EMOTIONAL DISTRESS

Negligently caused, **10:11**

Wrongful death actions, death of family member, **10:48**

EMPLOYEE V. EMPLOYER ACTIONS

Motor vehicle issues, **12:50**

Worker's compensation law, applicability, **12:49**

EMPLOYER HOST LIABILITY

Liquor liability, **13:68**

EMPLOYMENT

Criminal offenses

Minor to operate motor vehicle, hiring, **17:35**

Liability, employing minor or unlicensed party to operate a motor vehicle, **11:3**

Proof of negligence, violation by employee, **10:24**

ENDANGERMENT

Operating under the influence, child endangerment, **17:46, 17:82**

ENHANCED INSPECTION

Transportation Network Company TNC vehicles, **8:18**

ENTERPRISE CRIMES

Search and seizure, **18:83**

ESTOPPEL AND WAIVER

Driver's Licenses, this index

Economic hardship waivers, **8:17**

Emissions inspections, **8:16**

Government, suits against, waiver of sovereign immunity, Tort Claims Act, **13:1**

Inspections, this index

ESTOPPEL AND WAIVER—Cont'd

- Leased and rental vehicles, collision damage waiver, **4:75**
- Liability policies, actions and suits upon, **9:103**
- Tort Claims Act, waiver of sovereign immunity, **13:1**

EVASION OF TAXES

- Taxation, this index

EVENT DATA RECORDERS

- Generally, **15:24**
- Proof of negligence, data, **10:26**
- Search and seizure, **18:70**

EVIDENCE

- Generally, **15:14**
- Agency and Vicarious Liability, this index
- Appearance and conduct after accident, **15:18**
- Burden of Proof, this index
- Crash and police reports, **15:27.50**
- Damages, this index
- Event data recorders and other electronic vehicle data, **15:24**
- Expert Testimony, this index
- Hospital and medical records, **15:23**
- Insurance, **15:15**
- Lay opinion as to speed of motor vehicle, **15:19**
- Negligence and Causation, this index
- No-fault insurance, use of medical reports and invoices as evidence, **9:81**
- Photographs and video, **15:16**
- Presumptions. Burden of Proof, this index
- Product recall evidence, **15:25**
- Proof of Negligence, this index
- Statements of sympathy not admissions of liability, **15:17**
- Statistical crash information, **15:27.50**
- Video and photographs, **15:16**

EXCESSIVE FINES AND FORFEITURES

- Search and seizure, **18:76**

EXCESSIVE FORCE

- Government, suits against, **13:14**

EXCESSIVE OR INADEQUATE DAMAGES

- Generally, **14:31**

EXCESSIVE SPEED

- Gross negligence, **10:40**

EXCESSIVE WEIGHT OF VEHICLE

- Government, suits against, **13:45**

EXCISE TAXES ON MOTOR VEHICLES

- Generally, **6:28 to 6:44**
- Abatements, **6:34, 6:35, 6:37, 6:40, 6:41**
- Assessment, **6:30**
- Calculation, **6:29**
- Dealers special excise, **6:31**
- Exemptions, **6:33**
- Forms
 - Abatement application, **6:37, 6:38**
 - Abatement/exemption certificate, **6:40**
 - 126A-MVE, excise tax exemption application for manufacturers-farmers, **6:39**
 - Assessor/collector excise correction to RMV, **6:43**
 - Notice of denial of excise tax abatement/exemption application, **6:41**
 - Section 5 registrant tax delinquency notice, **6:42**
 - State tax form 166/380, schedule of uncollectible excises, **6:44**
- Penalties, **6:36**
- Proration on seasonally registered vehicles, **6:32**
- Seasonally registered vehicles, proration on, **6:32**
- Timing of applications for abatement, **6:35**

EXCLUSIONARY RULE

- Search and seizure, **18:8**

EXCLUSIONS

- Liability Insurance, this index

INDEX

EXCLUSIONS—Cont'd

Nofault insurance, **9:75 to 9:78**

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS

Generally, **2:40**

EXEMPTIONS

No-fault insurance, exemption from
tort liability, **9:88**

Sales and use taxes on motor
vehicles, **6:6, 6:7**

Title of motor vehicles, **7:4**

EXITING

Passengers in common carriers,
negligence of common carrier
while passenger is exiting, **12:8**

Search and seizure. exit order to vehi-
cle occupants, **18:24**

EXPERT TESTIMONY

Bases for expert opinion, **15:22**

Grounds for admission, **15:21**

Issues beyond ordinary experience or
knowledge, **15:20**

Negligence and causation, **14:8**

EXPIRATION

Driver's licenses, **3:27**

Learner's permit, **3:13**

Registration of motor vehicles, **7:43**

EXTRATERRITORIAL STOPS

Search and seizure, **18:51, 18:53**

FACE RECOGNITION TECHNOLOGY

Search and seizure, **18:66**

FAILURE TO INSTRUCT OR WARN

Product liability, **10:55, 10:58**

FAILURE TO LIGHT STREETS

Government, suits against, **13:28**

FALLING ASLEEP

Gross negligence, **10:38**

FALSE NAME

Arrest, furnishing false name follow-
ing arrest, **17:22**

FALSE PRETENSES

Property crimes, larceny of vehicle
by, **17:87**

FALSE STATEMENTS

License, permit, or registration
application, **17:24**

FAMILY RELATIONSHIPS

Agency and vicarious liability within
family circle, **13:59**

Children and Minors, this index

Children and parents, suits between,
12:52

Husband and Wife, this index

Loss of consortium, **12:54**

Prenatal injuries, **12:53**

Surviving Spouse, this index

FARMS AND FARMERS

Excise tax exemption application for
manufacturers-farmers, **6:39**

Farm registration and plates, applica-
tion for, **7:65, 7:66**

FEDERAL DRIVER'S PRIVACY PROTECTION ACT

Generally, **2:20**

FEDERAL PREEMPTION

Product liability, **10:63**

Railroad liability, **13:72**

FIELD SOBRIETY TESTS

Operating under the influence, **17:65,
17:70**

FINANCIAL RESPONSIBILITY LAWS

Generally, **9:1 to 9:27**

Appeals

Notice of cancellation or refusal to
issue or renew, **9:25**

Automatic termination of policy, **9:27**

Cancellation of motor vehicle insur-
ance

Generally, **9:21**

Insurance cancellation complaint,
form, **9:26**

Sample notice of cancellation, **9:24**

Certificate of insurance or security,
9:4

**FINANCIAL RESPONSIBILITY
LAWS—Cont'd**

- Duty of agent or broker to obtain coverage, **9:7**
- Forms
 - Acknowledgment of requirement for pre-insurance inspection, **9:18**
 - Cancellation of insurance, notice of, **9:24**
 - Coverage selection page, **9:11**
 - Insurance cancellation complaint, **9:26**
 - Mandatory pre-insurance inspection requirement, notice of, **9:15**
- Notice
 - Non-renewal of coverage, **9:20**
 - Suspension of physical damage coverage, sample, **9:17**
- Pre-insurance inspection, **9:15, 9:16, 9:18**
- Sample coverage selection page, **9:11**
- Transportation network company drivers, insuring, **9:12**
- Inspection. Pre-insurance inspection, below
- Insurance, see lines throughout this topic
- Massachusetts Insurer's Insolvency Fund, **9:6**
- Minor, purchase of insurance by, **9:9**
- Motor vehicle liability insurance, generally, **9:2**
- Multiple vehicles in one policy, purchase of, **9:10**
- Non-renewal of coverage, sample notice of, **9:20**
- Notice, see lines throughout this topic
- Obligation to insure, **9:3**
- Pre-insurance inspection
 - Generally, **9:14**
 - Sample acknowledgment of requirement for, **9:18**
 - Sample pre-insurance inspection, **9:16**
- Premium installment payments, **9:13**
- Proof of financial responsibility, **9:4**

**FINANCIAL RESPONSIBILITY
LAWS—Cont'd**

- Purchase of motor vehicle insurance policy
 - Generally, **9:8**
 - Minor, purchase by, **9:9**
- Refusal to issue and non-renewal of motor vehicle insurance, **9:19**
- Sample acknowledgment of requirement for pre-insurance inspection, **9:18**
- Sample coverage selection page, forms, **9:11**
- Sample notice
 - Cancellation, **9:24**
 - Mandatory pre-insurance inspection requirement, **9:15**
 - Non-renewal of coverage, **9:20**
 - Suspension of physical damage coverage, **9:17**
- Sample pre-insurance inspection, **9:16**
- Self-insured, **9:5**
- Short rate assessments applicable to cancellations by insured, **9:22**
- Tables
 - 211 CMR 97.00 procedures for cancellation and non-renewal of motor vehicle insurance policies, **9:23**
- Transportation network company drivers, insuring, forms, **9:12**

FINES AND PENALTIES

- Driver's licenses, penalties for violations of knowledge test, **3:12**
- Excise taxes on motor vehicles, **6:36**
- Inspections, **8:23**
- Purchase, sale and lease of motor vehicles, penalties for violations of M.G.L.A. c. 140 licensing requirements, **4:3**
- Registration of motor vehicles, **7:83**
- Registry of Motor Vehicles, this index
- Search and seizure, forfeiture of motor vehicles and contents, **18:76**

INDEX

FIRE

Arson, this index

FIREARMS

Alien temporary firearm licenses,
17:60

Criminal offenses

Alien temporary firearm licenses,
17:60

Non-resident or alien temporary
firearm licenses, **17:60**

Weapons and firearms in motor
vehicles, offenses related to,
17:60

Licenses, see lines throughout this
topic

Non-resident or alien temporary
firearm licenses, **17:60**

Offenses related to firearms in motor
vehicles, **17:55 to 17:63**

Operating under the influence while
carrying loaded firearm, **17:81**

Search and seizure, forfeiture of vehi-
cle for breaking into vehicle to
steal firearm, **18:82**

FIRST CERTIFICATE OF TITLE

Title of motor vehicles, **7:7**

FIRST PARTY CLAIMS

Liquor liability, **13:65**

FLOORS OR STEPS

Passengers in common carriers,
obstructions and foreign matter,
8:11, 12:10

FOREIGN NATIONALS

Driver's Licenses, this index

Registration of motor vehicles, **7:77**

FORESEEABLE RISK

Burden of plaintiff to show injury a
foreseeable risk of defendant's
negligent conduct, **14:2**

FORFEITURES

Forms, **18:81**

Operating Under the Influence, this
index

Property Crimes, this index

Search and Seizure, this index

FORGERY

Driver's Licenses, this index

Registration of motor vehicles, **3:8,**
3:142, 3:166, 3:167

Registry-issued documents, **17:25**

Title documents, **17:29**

FORMS

Appraisals and Repairs, this index

Autonomous Vehicles, this index

Civil Violations of Motor Vehicle
Laws, this index

Consumer Protection and Lemon
Laws, this index

Criminal Offenses, this index

Disabled placard or license plates,
7:91 to 7:96, 7:110

Driver's Licenses, this index

Driving Instruction, this index

Excise Taxes on Motor Vehicles, this
index

Financial Responsibility Laws, this
index

Forfeiture

Motor vehicles and contents, **18:81**

Inspections, this index

Liability Insurance, this index

License Plates, this index

Massachusetts Liquor Identification
Card, **3:57**

Property Crimes, this index

Purchase, Sale and Lease of Motor
Vehicles, this index

Recreational Vehicles, this index

Registration of Motor Vehicles, this
index

Registry of Motor Vehicles, this
index

Retail Installment Contracts, this
index

Sales and Use Taxes on Motor
Vehicles, this index

School Buses, this index

Search and Seizure, this index

State Oversight of Motor Vehicles,
this index

Title of Motor Vehicles, this index

Towing and Removal of Motor
Vehicles, this index

FORMS—Cont'd

Veteran and Military License Plates,
this index

FRAUD

Consumer protection and lemon laws,
state law claim, **5:7**

Document fraud and identity crimes

Generally, **17:16 to 17:29**

Accident report, failure to file,
17:20

False report of crime to police
officer, **17:19**

False report of motor vehicle theft,
filing, **17:18**

Identity theft, **17:16**

Police officer, providing false
identity to, **17:17**

Driver's licenses, **17:28**

Identity crimes. Document fraud and
identity crimes, above

Insurance

Insurance Fraud Bureau, **2:37**

State oversight of motor vehicles,
Insurance Fraud Bureau, **2:37**

Liability Insurance, this index

Property Crimes, this index

Purchase, sale and lease of motor
vehicles, state law claim for
fraudulent sales, **4:32**

State oversight of motor vehicles,
Insurance Fraud Bureau, **2:37**

FRAUD RELATED TO AIRBAGS

Property crimes, **17:105**

**FRESH PURSUIT AND
EXTRATERRITORIAL STOPS**

Search and seizure, **18:51, 18:53**

**FRISK AND PROTECTIVE
SEARCH OF VEHICLE**

Search and seizure, **18:25**

**FRUIT OF POISONOUS TREE
DOCTRINE**

Search and seizure, **18:8**

FUNERAL PROCESSION

Property crimes, **17:102**

FURNISHING FALSE NAME

Post-arrest, **17:22**

GAMBLING AND GAMING

Search and seizure, forfeiture of
motor vehicles and contents,
18:83

GENDER DESIGNATION

Driver's Licenses, this index

GEOFENCE WARRANTS

Search and seizure, **18:65**

GLOBAL POSITIONAL SYSTEMS

Search and seizure, **18:64**

GOLD STAR FAMILY PLATES

Application for, **7:111**

GOOD TAX STANDING

Registration of motor vehicles,
preclusion by failure to register
vehicle, **7:82**

GOVERNING LAW

Conflict of Laws, this index

GOVERNMENT, SUITS AGAINST

Generally, **13:1 to 13:46**

Active conduct of persons, defects in
ways and highways, **13:27**

Caps on

Damages, Tort Claims Act, **13:10**

Governmental liability, defects in
ways and highways, **13:38**

Causation, **13:32**

Contents of notice of injury required,
13:34

Counter-notice of defect in notice,
required, **13:36**

Curbing, defective, **13:20**

Damages

Cap on governmental liability,
13:38

Losses recoverable, **13:39**

No loss of consortium or
consequential damages, **13:40**

Debris, stone, leaves, trees, and
poles, **13:21**

Defective curbing, **13:20**

Defects in ways and highways, gener-
ally, **13:15 to 13:46**

INDEX

GOVERNMENT, SUITS AGAINST

—Cont'd

Defenses to liability, Tort Claims Act, **13:11**
Depressions, **13:18**
Discretionary and ministerial function, the 10(b) defense, **13:12**
Excessive force, **13:14**
Excessive weight of vehicle bars claim, **13:45**
Failure to light streets, **13:28**
Governmental duty to maintain highways, **13:15**
Holes, **13:18**
Inaccuracy in notice of injury, **13:37**
Jurisdiction, Tort Claims Act, **13:8**
Layout or design of public way and signs, **13:29**
Limitations
 Injuries in a way or highway, **13:43**
 Travelers on a way, **13:44**
Liquor liability, **13:70**
Losses recoverable, **13:39**
Loss of consortium or consequential damages, **13:40**
Manhole covers and like objects, **13:19**
Negligence and causation, **13:3, 13:32**
No loss of consortium or consequential damages, **13:40**
Non-governmental parties, claims against, **13:46**
Notice of injury
 Generally, **13:33 to 13:37**
 Contents of notice, required, **13:34**
 Counter-notice of defect in notice, required, **13:36**
 Inaccuracy in notice, **13:37**
 Service of notice, **13:35**
 Tort Claims Act, **13:7**
Obstructions, **13:23**
Presentment of claim. Tort Claims Act, below
Public employee, negligence of, **13:3**
Public employers, liability under Tort Claims Act, **13:2**
Qualified immunity, **13:14, 13:14.50**

GOVERNMENT, SUITS AGAINST

—Cont'd

Railings, **13:30**
Reasonable care, **13:31**
Repairs in progress, **13:26**
Service of process
 Notice of injury, **13:35**
 Tort Claims Act, **13:8**
Slippery street, **13:24**
Snow and ice, **13:25**
Sole cause requirement, **13:32**
Sovereign immunity, waiver of, **13:1**
Standard of care relative to defects, **13:31**
Statute of limitations, Tort Claims Act, **13:9, 13:10**
Statutory basis of governmental liability, **13:16**
Statutory scope, **13:43 to 13:45**
10(b) defense, Tort Claims Act, **13:12**
Timeliness, presentment of claim, **13:6**
Tort Claims Act
 Generally, **13:1 to 13:13**
 Cap on damages, statute of limitations on recovery and, **13:10**
 Defenses to liability, **13:11**
 Discretionary and ministerial function, the 10(b) defense, **13:12**
 Excessive force, **13:14**
 Jurisdiction, **13:8**
 Negligence of public employee, **13:3**
 Notice, substance of, **13:7**
 Presentment of claim
 Generally, **13:4**
 Notice, substance of, **13:7**
 Timeliness, **13:6**
 To whom presentment must be made, **13:5**
 Public employee, negligence of, **13:3**
 Public employers, liability under Act, **13:2**
 Qualified immunity, **13:14**
 Recording police during traffic stops, refusal, **13:14.50**
 Service of process, **13:8**

GOVERNMENT, SUITS AGAINST
—Cont'd

- Tort Claims Act—Cont'd
 - Settlements under, **13:13**
 - Sovereign immunity, waiver of, **13:1**
 - Statute of limitations, **13:9, 13:10**
 - 10(b) defense, **13:12**
 - Timeliness, presentment of claim, **13:6**
 - To whom presentment must be made, **13:5**
 - Venue, **13:8**
 - Waiver of sovereign immunity, **13:1**
 - Uneven surfaces, **13:18**
 - Vegetation on one side of road or overhanging road, **13:22**
 - Venue, **13:8, 13:42**
 - Waiver of sovereign immunity, Tort Claims Act, **13:1**
 - Wrongful death caused by road defect, **13:41**

GOVERNMENT AUTHORITY

- Towing and removal of motor vehicles, **8:28**

GRACE PERIODS

- Purchase, sale and lease of motor vehicles, no grace period to rescind, **4:24**

GRAVES AMENDMENT

- Purchase, sale and lease of motor vehicles, limited liability for owners of rental or leased vehicles, **4:78**

GROSS NEGLIGENCE

- Negligence and Causation, this index

GUEST OCCUPANT EXCLUSION

- Liability insurance, **9:118**

HABITS

- Proof of negligence, **10:19**

HABITUAL TRAFFIC OFFENDER

- Driver's licenses, **17:32**
- Operating after revocation of license as, **17:32**

HAM RADIO OPERATOR
LICENSE PLATES

- Application for, **7:103**

HANDHELD ELECTRONIC
DEVICE

- Operating negligently while using, **17:37**

HARDSHIP LICENSES

- Driver's Licenses, this index

HEALTH INSURANCE

- No-Fault Insurance, this index

HEARINGS

- Civil Violations of Motor Vehicle Laws, this index
- Driver's Licenses, this index
- Liability insurance, **9:45**
- Purchase, sale and lease of motor vehicles, repossession, **4:57**
- Registry hearings and due process considerations, **3:105**

HOLDS

- Registration hold, application for by military member, **7:53**

HOLES

- Government, suits against, **13:18**

HOMELESS PERSONS

- Identification cards, **3:54**

HOMICIDE

- Negligent motor vehicle homicide, **17:50**
- Reckless motor vehicle homicide, **17:51**

HOSPITALS

- Compromise and settlement, claims by patient, **15:30**
- Evidence, hospital and medical records as, **15:23**

HOUSEHOLD MEMBERS

- Liability insurance, **9:114**

HUMAN TRAFFICKING

- Search and seizure, forfeiture of motor vehicles and contents, **18:84**

INDEX

HUSBAND AND WIFE

- Damages, standing and consequential damages, **14:29**
- Family relationships, spouse v. spouse, **12:51**
- Surviving Spouse, this index
- Title of motor vehicles to surviving spouse, **7:27**

HYBRID AND ELECTRIC VEHICLES

- Generally, **1:3**

IDENTIFICATION CARDS

- Generally, **3:52 to 3:58**
- Alcohol. Massachusetts Liquor Identification Card, below
- Application for new, renewal or replacement liquor ID card, form, **3:55**
- Department of Children and Families, persons under care of, **3:54**
- Form, application for new, renewal or replacement Mass ID, **3:55**
- Homeless persons, **3:54**
- Liquor identification card. Massachusetts Liquor Identification Card, below
- Massachusetts Liquor Identification Card
 - Generally, **3:56**
 - Forms, application for new, renewal or replacement liquor ID card, **3:57**
 - Marijuana, use of driver's license or identification card to purchase, **3:58**
 - New, renewal or replacement liquor ID card, form, **3:57**
- Misuse of, **17:26**
- Real ID Act of 2005
 - Federal identification, real ID required for, **3:42**
 - REAL ID driver's licenses and identification cards, **3:44**
- Registry of Motor Vehicles, this index
- Regulations authorizing disclosure of Massachusetts license or learner's permit applicant or

IDENTIFICATION CARDS—Cont'd

- holder information, **3:44.50**
- Regulations authorizing Massachusetts license disclosures
 - Learner's permit applicant or holder information, **3:44.50**
- State guardianship, persons under, **3:54**

IDENTITY AND IDENTIFICATION

- Cards. Identification Cards, this index
- Criminal Offenses, this index
- Document fraud and identity crimes.
 - Fraud, this index
- Proof of negligence, **10:15**
- Vehicle Identification Numbers (VINs), this index

IDENTITY THEFT

- Document fraud and identity crimes, **17:16**

IGNITION INTERLOCK DEVICES

- Driver's Licenses, this index
- Operating under the influence, **17:83**

IMPAIRED DRIVING

- Gross negligence, **10:37**

IMPORTING MOTOR VEHICLE

- Generally, **4:21**

IMPOUNDMENT OF VEHICLE

- Search and Seizure, this index

IMPUTED NEGLIGENCE

- Child as passenger, **12:22**

INATTENTION DURING OPERATION

- Gross negligence, **10:32**

INDEMNITY

- Damages, **14:26**
- Purchase, sale and lease of motor vehicles, rental indemnification clauses, **4:77**

INDEPENDENT MEDICAL EXAMINATION

- Operating under the influence, **17:71**

**INEVITABLE DISCOVERY
DOCTRINE**

Search and seizure, **18:9**

INFERENCES

Agency and vicarious liability, inference drawn from circumstances, proof of agency and authority, **13:54**

Circumstantial evidence, inferences from, **10:17**

Passengers in common carriers, inference of negligence based on facts, **12:6**

Proof of negligence, **10:16, 10:17**

INFORMANT'S TIPS

Search and seizure, **18:5**

INSOLVENCY

Bankruptcy or Insolvency, this index

INSPECTIONS

Generally, **8:1 to 8:23**

Cameras, **8:21**

Certificate of inspection, **8:11**

Certificate of rejection, **8:12**

Crimes and fines relating to inspections, **8:23**

Economic hardship waivers, **8:17**

Emissions inspections, **8:4, 8:5, 8:16**

Enhanced inspection of Transportation Network Company TNC vehicles, **8:18**

Financial Responsibility Laws, this index

Forms

Inspection station complaint form, **8:20**

Off-the-road verification for vehicle inspection form, **8:10**

Inspectors and inspection stations, **8:19, 8:20**

Lemon law and, **8:15**

Low emissions vehicle certification, **8:5**

Off-the-road vehicles at time for inspection, **8:9, 8:10**

Off-the-road verification for vehicle inspection form, **8:10**

INSPECTIONS—Cont'd

Out-of-state

Time for inspection, **8:7**

Reinspection of failed vehicles, **8:13, 8:14**

Rejection, certificate of, **8:12**

Removal of inspection sticker, **8:22**

Safety inspection, **8:3**

Time

Off-the-road vehicles at time for inspection, **8:9, 8:10**

Out-of-state, **8:7**

Transportation network companies (TNC) vehicles, **1:25, 8:18**

Turnaway document, **8:6**

Vehicles subject to inspection, **8:2**

Waivers

Economic hardship, **8:17**

Emissions inspections, **8:16**

INSTALLMENT CONTRACTS

Financial responsibility laws, premium installment payments, **9:13**

Retail Installment Contracts, this index

INSTRUCTION OR DIRECTION

Driving Instruction, this index

**INSUBSTANTIAL AND
FRIVOLOUS CLAIMS**

Damages, **14:28**

INSURANCE

Arbitration, uninsured and underinsured insurance claims, **15:42**

Autonomous vehicles, **1:43**

Damages, action to reach and apply insurance policy, **14:23**

Driver's licenses, suspension or revocation for filing false motor vehicle insurance claim, **3:141**

Evidence, **15:15**

Financial Responsibility Laws, this index

Fraud, this index

Leased and rental vehicles, **4:75, 4:76**

Liability Insurance, this index

No-Fault Insurance, this index

INDEX

INSURANCE—Cont'd

- OEM insurance endorsements, **8:43**
- Property Crimes, this index
- Rental insurance, **4:76**
- Transportation network companies (TNC), taxicabs, and liveries, **1:26**

INSURANCE FRAUD

- Property Crimes, this index

INSURANCE FRAUD BUREAU

- Liability Insurance, this index
- Property crimes, **17:93**

INTEREST

- Damages, **14:27**

INTERFERENCE

- Criminal offenses, interfering with emergency vehicles, **17:43**

INTERNATIONAL REGISTRATION PLAN

- Generally, **7:57**

INTERPRETATION

- Construction or Interpretation, this index

INTERSECTIONS

- Liability, this index

INTOXICATION

- Liability, **11:11**
- Liquor Liability, this index
- Negligence and Causation, this index
- Operating Under Influence, this index

INVESTIGATORY STOP

- Search and Seizure, this index

INVOLUNTARY ACTS OR MATTERS

- Towing and Removal of Motor Vehicles, this index

“I PAY TAX” COMPLAINT FORM

- Registration of motor vehicles, **7:78**

JERKS, JOLTS, AND LURCHES

- Passengers in common carriers, **8:8, 12:7**

JOINT AND SEVERAL LIABILITY

- Compromise and settlement, **15:38**
- Joint tortfeasors, **10:64**

JOINT ENTERPRISE

- Agency and vicarious liability, **13:61**

JOINT TORTFEASORS

- Generally, **10:64 to 10:68**
- Causation, **10:67**
- Contribution, **10:68**
- Damages, **14:24**
- Joint and several liability, **10:64**
- Negligence and causation, **10:67, 14:6**
- One action, joinder of tortfeasors in, **10:65**
- Separate actions, **10:66**

JOINT VENTURE

- Passengers in motor vehicles, negligence imputed to passenger engaged in joint venture, **12:18**

JUMPING FROM VEHICLE

- Children suddenly exiting or, **12:35**

JUNIOR OPERATOR'S LICENSE (JOL)

- Driver's Licenses, this index

JUNKING OR SCRAPPING MOTOR VEHICLE

- Title of motor vehicles, **7:29**

JURISDICTION

- Government, suits against, Tort Claims Act, **13:8**
- Personal Jurisdiction, this index
- Registration of motor vehicles in other jurisdiction, non-resident student filing requirement for use of vehicle, **7:79**
- Search and Seizure, this index
- Subject matter jurisdiction, **15:1**

LARCENY

- Property Crimes, this index
- Rented or leased vehicle, **17:88**

**LAW ENFORCEMENT
MARKINGS**

Property crimes, sale of vehicle
without disclosing prior use or
removal, **17:98**

LAW ENFORCEMENT OFFICERS

Police Officers, this index

LAY OPINION

Operating under the influence, **17:68**
Speed of motor vehicle, **15:19**

LAYOUT OR DESIGN

Public way and signs, suits against
government, **13:29**

LEASE OF MOTOR VEHICLES

Purchase, Sale and Lease of Motor
Vehicles, this index

**LEAVING SCENE OF AN
ACCIDENT**

Criminal offenses, **17:41**
Driver's Licenses, this index

LEFT OF ROAD

Gross negligence, driving on left of
road or passing where view
ahead is obstructed, **10:34**

LEFT TURNS

Liability, left turn in front of oncom-
ing traffic, **11:27**

LEGAL SOURCES

Civil motor vehicle infractions, **16:26**

LEMON LAWS

Consumer Protection and Lemon
Laws, this index

LIABILITY

Generally, **11:1 to 11:32**
Agency and Vicarious Liability, this
index
Allowing unlicensed or unfit person
to operate, **11:2**
Audible signals, **11:13**
Autonomous vehicles, **1:41**
Bicycles, **11:28**
Cell phones and texting, distracted
driving, **11:8**

LIABILITY—Cont'd

Children and minors
Employing minor or unlicensed
party to operate a motor vehi-
cle, **11:3**
Negligent entrustment of vehicle,
11:5
Parental liability for child's willful
acts, **12:44**
Directional signals by driver, **11:14**
Distracted driving, texting and cell
phones, **11:8**
Employing minor or unlicensed party
to operate a motor vehicle, **11:3**
Entrustment, negligent, **11:4, 11:5**
Improperly registered and equipped
motor vehicles, **11:1**
Insurance. Liability Insurance, this
index
Intersections
Applicable statutes, **11:24**
Collisions, **11:25**
Defined, **11:23**
Left turn in front of oncoming traf-
fic, **11:27**
Right of way, **11:26**
Intoxication, **11:11**
Joint and Several Liability, this index
Left turn in front of oncoming traffic,
11:27
Liquor Liability, this index
Mechanical defects, liability for
Generally, **11:29 to 11:31**
Defendant liability, **11:30**
Defendant not liable, **11:31**
Meeting and passing, **11:22**
Minors. Children and minors, above
Negligent entrustment of vehicle,
11:4, 11:5
Obstruction or interference with
operation of vehicle, **11:7**
Overtaking and passing
Generally, **11:16, 11:17**
Caselaw, **11:17**
Statutory requirements, **11:16**
Parent and child, negligent entrust-
ment of vehicle, **11:5**
Parked and standing vehicles
Generally, **11:18 to 11:21**

INDEX

LIABILITY—Cont'd

- Parked and standing vehicles
 - Cont'd
 - Collision with unlighted standing vehicle, **11:20**
 - Hills, roll down, **11:21**
 - Parked vehicle rolls down hill, **11:21**
 - Parking ordinances, **11:19**
- Passing. Overtaking and passing, above
- Person under 18, liability for allowing to operate snow or recreation vehicle, **11:6**
- Product Liability, this index
- Railroad Liability, this index
- Rear end collisions, **11:15**
- Right of way, **11:26**
- Skidding, **11:12**
- Snow or recreation vehicle, liability for allowing person under 18 to operate snow or recreation vehicle, **11:6**
- Speed conversion table, **11:10**
- Texting and cell phones, distracted driving, **11:8**
- Unfit person allowed to operate, **11:2**
- Unlicensed or unfit person allowed to operate, **11:2**
- Unreasonable speed, **11:9**
- Violations of law and similar conduct, **11:32**
- Warning sounds and audible signals, **11:13**

LIABILITY INSURANCE

- Accidents arising out of ownership, maintenance or use of vehicle, **9:112**
- Actions and suits upon liability policies
 - Generally, **9:97 to 9:109**
 - Attorney fees, **9:102**
 - Consumer complaint to attorney general, form, **9:105**
 - Defense and settlement rights and obligations, **9:99**
 - Denial of coverage and reservation of rights, **9:100**

LIABILITY INSURANCE—Cont'd

- Actions and suits upon liability policies—Cont'd
 - Duty to reveal policy limits and to provide insurance contract, **9:98**
 - Estoppel and waiver, **9:103**
 - Failure of debtor to satisfy judgment for motor vehicle property damage, **9:107**
- Forms
 - Consumer complaint to attorney general, **9:105**
 - Insurance complaint against insurer, agent or appraiser to division of insurance, **9:104**
 - Notice of unsatisfied judgment for property damage, **9:108**
 - Notice of unsatisfied judgment for property damage, form, **9:108**
 - Payments under insurance policies, **9:106**
 - Reach and apply insurance proceeds, suit to, **9:109**
 - Reservation of rights, **9:100**
 - Settlement rights and obligations, **9:99**
 - Unfair and deceptive insurance practices, **9:101**
- Attorney general
 - Consumer complaint to attorney general, form, **9:105**
- Autos covered and excluded, **9:120**
- Bodily injury caused by uninsured auto, **9:53**
- Collision and limited collision.
 - Construction of policies, below
- Compromise or settlement. Settlement, below
- Compulsory coverage
 - Generally, **9:50 to 9:54**
 - Bodily injury caused by uninsured auto, **9:53**
 - Personal injury protection (PIP), **9:52**
 - Property damage, **9:54**
- Consent to settlement or suit, failure to obtain, **9:125**

LIABILITY INSURANCE—Cont'd

- Construction of policies
 - Generally, **9:47 to 9:63**
 - Collision and limited collision.
 - Optional coverages, below in this group
 - Compulsory coverage, **9:49, 9:50**
 - Forms
 - Motor vehicle crash operator report, **9:62**
 - Theft of vehicle to insurer, notice of, **9:63**
 - Optional coverages
 - Generally, **9:55 to 9:61**
 - Bodily injury coverage, **9:56**
 - Collision and limited collision
 - Generally, **9:58 to 9:61**
 - Comprehensive, **9:59**
 - Substitute transportation and towing, **9:60**
 - Underinsured auto, **9:61**
 - Compulsory liability coverage, **9:51**
 - Medical payments coverage, **9:57**
 - Personal injury protection (PIP), **9:52**
 - Rule of construction and interpretation of insurance contracts, **9:48**
 - Standard form automobile insurance policy, **9:47**
 - Theft of vehicle to insurer, notice of; form, **9:63**
- Contracts
 - Duty to reveal policy limits and to provide insurance contract, **9:98**
 - Rule of construction and interpretation of insurance contracts, **9:48**
- Defenses
 - Exclusions and coverage issues, generally, **9:110 to 9:133**
 - Settlement rights and obligations and, **9:99**
- Discharge. Satisfaction, release or discharge, below

LIABILITY INSURANCE—Cont'd

- Exclusions and coverage issues, generally, **9:110 to 9:133**
- Failure or refusal to cooperate, **9:126**
- Failure or refusal to submit to examination under oath, **9:127**
- Forms
 - Construction of policies, above
 - Rates, premiums and surcharges, below
- Fraud and misrepresentation
 - Generally, **9:128**
 - Insurance Fraud Bureau (IFB), below
- Guest occupant exclusion, **9:118**
- Household members, persons covered and excluded, **9:114**
- IFB. Insurance Fraud Bureau (IFB), below
- Insolvency or death of insured, coverage following, **9:133**
- Insurance Fraud Bureau (IFB)
 - Generally, **2:37**
- Intentionally caused injury or damages, **9:123**
- Invalid judgment, **9:130**
- Judicial review. Rates, premiums and surcharges, below
- Mental distress claims without bodily injury, **9:122**
- Optional coverages. Construction of policies, above
- Pedestrians, **9:117, 12:24 to 12:29**
- Personal injury protection (PIP), **9:52**
- Persons covered and excluded, **9:113 to 9:119**
- Policy not in effect, **9:129**
- Principal place of garaging, **9:121**
- Rates, premiums and surcharges
 - Generally, **9:28 to 9:46**
 - Appeal of surcharge notice, **9:42**
 - Deductibles, **9:34**
 - Discounts, **9:33**
- Forms
 - Judicial review of BOA decision, **9:43 to 9:46**
 - Merit rating board, request for detailed driving record, **9:40**

INDEX

LIABILITY INSURANCE—Cont'd

- Rates, premiums and surcharges
 - Cont'd
 - High risk insureds and Massachusetts auto insurance plan, **9:36**
 - Industry rating bureau, **9:31**
 - Insurance rates and policy effective dates, **9:32**
 - Judicial review
 - BOA decision, **9:43 to 9:46**
 - Motor Vehicle Insurance Merit Rating Board (MRB), **9:38**
 - Driving record, request for, **9:40**
 - Premium discounts, **9:33**
 - Private passenger motor vehicle insurance, rate setting for, **9:28**
 - Prohibited rating and underwriting factors, **9:35**
 - Rate setting for private passenger motor vehicle insurance, **9:28**
 - Safe driver insurance plan and merit rating plans, **9:37**
 - Sample complaint for judicial review of denial of appeal of at-fault motor vehicle accident determination, **9:46**
 - Sample form, notice of at-fault accident determination appeal form, **9:44**
 - State Rating Bureau, **9:30**
 - Tables, below
 - Underwriting factors, **9:35**
- Regular use exclusion, **9:115**
- Release. Satisfaction, release or discharge, below
- Satisfaction, release, or discharge
 - Generally, **9:132**
 - Failure of debtor to satisfy judgment for motor vehicle property damage, **9:107**
 - Notice of unsatisfied judgment for property damage, form, **9:108**
- Settlement
 - Consent to settlement or suit, failure to obtain, **9:125**
 - Rights and obligations, **9:99**
 - Statute of limitations, **9:131**

LIABILITY INSURANCE—Cont'd

- Tables
 - 211 CMR 79.00: private passenger motor vehicle insurance rates, **9:29**
 - 211 CMR 134.00 safe driver insurance and merit rating plans, **9:39**
 - Regulation 211 CMR 88.00, procedures for appeal of insurer at-fault accident determinations and conduct of hearings on insurer at-fault accident determinations, **9:45**
 - Regulation 1211 CMR 74.00, standards of fault used by board of appeal on motor vehicle liability policies and bonds and insurers in presuming fault when making fault determinations, **9:41**
- Territorial exclusion, **9:111**
- Timely notice of claim, failure to give, **9:124**
- Uninsured and underinsured coverage
 - Generally, **9:64 to 9:70**
 - Arbitration, **9:69**
 - Determination of underinsured coverage, **9:68**
 - Determination of uninsured coverage, **9:67**
 - Policy providing coverage, **9:66**
 - Stacking prohibited, **9:65**
 - Subrogation and set-off, **9:70**
- Use without permission, **9:116**
- Worker's compensation exclusion, **9:119**

LICENSE PLATES

- Generally, **7:84 to 7:114**
- Antique or year of manufacture plates, application for, form, **7:102**
- Confiscation, law enforcement disabled parking placard abuse confiscation and reporting form, **7:96**
- Criminal Offenses, this index
- Disabled Placard or License Plates, this index

LICENSE PLATES—Cont'd

- Disaster plates, supplemental application for, **7:97**
- Display of number plates required, **7:85**
- Forms
 - Antique or year of manufacture plates, application for, **7:102**
 - Disability placard and handicap plate parking abuse complaint, **7:94**
 - Disabled parking placard/plate, **7:93 to 7:96**
 - Gold star family plates, application for, **7:111**
 - Ham radio operator license plates, application for, **7:103**
 - Law enforcement disabled parking placard abuse confiscation and reporting form, **7:96**
 - Lottery plate reassignment, application for, **7:101**
 - Medical doctor plates, application for, **7:98**
 - National Guard plates, application for, **7:112**
 - Reassignment, request for license plate, **7:90**
 - Supplemental application for disaster plates, **7:97**
 - Temporary placard for holders of disability plates, **7:95**
 - Vanity plates, request for, **7:100**
 - Veteran's plates, application for, **7:106**
 - Year of manufacture plates, application for, **7:102**
- Gold star family plates, application for, **7:111**
- Ham radio operator license plates, application for, **7:103**
- Law enforcement disabled parking placard abuse confiscation and reporting form, **7:96**
- Lottery plate reassignment, application for, form, **7:101**
- Medical doctor plates, application for, **7:98**
- Military. Veteran and Military License Plates, this index

LICENSE PLATES—Cont'd

- Misuse of handicapped placard or plates, **7:92**
- National Guard plates, application for, form, **7:112**
- Reassignment, request for license plate, **7:90**
- Registration, relation to, **7:89**
- Repossessed vehicles, **7:86**
- Supplemental application for disaster plates, **7:97**
- Tables
 - 540 CMR 2.00 motor vehicle regulations, **7:114**
 - Registration of motor vehicles, 540 CMR 18.00 pertaining to Section 5 general registrants, **7:113**
- Temporary placard for holders of disability plates, form, **7:95**
- Types of license plates, **7:88**
- Uninsured vehicles, **7:87**
- Vanity and special license plates, **7:99, 7:100**
- Veteran and Military License Plates, this index
- Veteran's plates, application for, form, **7:106**
- Year of manufacture plates, application for, form, **7:102**

LICENSES AND PERMITS

- Driver's Licenses, this index
- Learner's permit. Driver's Licenses, this index
- License Plates, this index
- Motorcycles, this index
- Purchase, Sale and Lease of Motor Vehicles, this index
- Registration of Motor Vehicles, this index
- Registry of Motor Vehicles, this index
- Revocation, suspension and reinstatement. Driver's Licenses, this index

LIENS

- Appraisals and repairs, **8:41**

INDEX

LIENS—Cont'd

- Electronic devices
- Retail installment contracts,
 - electronic lien and titling, **4:43**
 - Title of motor vehicles, electronic lien and title program, **7:6**
- Retail Installment Contracts, this index
- Towing and removal of motor vehicles, **8:33**

LIMITATION OF ACTIONS

- Statute of Limitations, this index

LIMITED USE VEHICLES

- Generally, **1:6**

LIQUOR IDENTIFICATION CARD

- Identification Cards, this index

LIQUOR LIABILITY

- Generally, **13:62 to 13:70**
- Drivers under the influence, **13:69**
- Employer host liability, **13:68**
- First party claims, **13:65**
- Government, suits against involving alcohol, **13:70**
- Minor and underage drinkers, **13:66**
- Procedural requirements for claim, **13:63**
- Retail sellers of alcoholic beverages
 - First party claims, **13:65**
 - Minor and underage drinkers, **13:66**
 - Procedural requirements for claim, **13:63**
 - Third party claims, **13:64**
- Social host liability, **13:67**
- Third party claims, **13:64**

LITTERING FROM MOTOR VEHICLE

- Property crimes, **17:100**

LOADED FIREARM

- Operating under the influence while carrying, **17:81**

LOGOS

- Purchase, sale and lease of motor vehicles, required consent for dealer, **4:23**

LONG-ARM STATUTE

- Personal jurisdiction, **15:5**

LOOKING CARELESSLY OR NOT LOOKING

- Children and minors, **12:34**

LOSS OF CONSCIOUSNESS

- Driver's licenses, **3:98**

LOSS OF CONSORTIUM

- Generally, **12:54**
- Government, suits against, **13:40**

LOSS OF DRIVING SKILLS

- Autonomous vehicles, **1:32**

LOSS OF EARNING CAPACITY

- Damages, this index
- No-fault insurance, **9:84**

LOST WAGES

- No-fault insurance, **9:84**

LOTTERY PLATE

REASSIGNMENT

- Application for, form, **7:101**

LOW EMISSIONS VEHICLE CERTIFICATION

- Inspections, **8:5**
- Purchase, sale and lease of motor vehicles, **4:9**
- Registration of motor vehicles, **7:35**

LOW-SPEED VEHICLES

- Generally, **1:7**

LUMP SUM SETTLEMENT

- No-fault insurance, **9:94**

MANHOLE COVERS

- Government, suits against, **13:19**

MANSLAUGHTER

- Criminal offenses, **17:49**
- Operating under the influence, **17:78**

MANUFACTURERS

- Purchase, Sale and Lease of Motor Vehicles, this index

MARIJUANA

- Operating under the influence, lay opinion as to impairment, **17:68**

**MASSACHUSETTS DEPARTMENT
OF TRANSPORTATION**

Generally, **2:1**

**MASSACHUSETTS INSURER'S
INSOLVENCY FUND**

Generally, **2:35, 9:6**

**MASSACHUSETTS LIQUOR
IDENTIFICATION CARD**

Identification Cards, this index

**MASSACHUSETTS STATE
POLICE AND OTHER LAW
ENFORCEMENT**

Generally, **2:39**

MASSACHUSETTS TURNPIKE

Toll violations, **16:31**

**MASSACHUSETTS UNIFORM
OPERATION OF
COMMERCIAL MOTOR
VEHICLES ACT**

Generally, **3:61**

MASTER KEY

Breaking into motor vehicles, **17:85**

**MAURICE J. TOBIN MEMORIAL
BRIDGE**

Toll violations, **3:192, 16:30**

MECHANICAL DEFECTS

Gross negligence, **10:36**
Liability, this index

MEDIATION

Compromise and settlement, **15:40**

MEDICAL ADVISORY BOARD

Generally, **2:13**

MEDICAL AFFAIRS BRANCH

Generally, **2:12**

MEDICAL DOCTOR PLATES

Application for, **7:98**

MEDICAL EXPENSES

Damages, **14:18**
No-fault insurance, **9:79**

MEDICAL ISSUES

Driver's Licenses, this index

**MEDICAL RECORDS OR
REPORTS**

Evidence, **15:23**
No-fault insurance, **9:81**
Operating under the influence, **17:72**

MEDPAY

No-fault insurance, interaction with
no-fault and health insurance,
9:83

MEETING AND PASSING

Liability, **11:22**

MENTAL DISTRESS

Liability insurance, **9:122**

MERIT RATING BOARD

Generally, **2:14**

MILESTONES

Property crimes, **17:101**

MILITARY

Armed Forces, this index

MINORS

Children and Minors, this index

MITIGATION OF DAMAGES

Damages, **14:30**

MONEY LAUNDERING

Search and seizure, forfeiture of
motor vehicles and contents,
18:85

MONRONEY LABEL

New vehicles offered for sale, **4:10**

MOPEDS

Motorized Bicycle (Moped), this
index

MOTORCYCLES

Generally, **1:5**
Licenses and permits
Generally, **3:15**
Application to accept out-of-state
motorcycle rider education
program certificate, **3:37**
Class M, **3:20**
No-fault insurance, **9:75**

INDEX

MOTORIST AID CALL BOXES

Misuse or destruction, **17:101**

MOTOR VEHICLE CRASH OPERATOR REPORT

Form, **17:21**

MOTOR VEHICLE INSURANCE RATING BUREAU

Generally, **2:33**

MURDER

Motor vehicle, murder involving,
17:53

MUTUAL AID AGREEMENTS AND PROGRAMS

Search and seizure, **18:57**

NAME

Driver's licenses, failure to report
change of name or address to
registrar, **3:183**

Furnishing false name following
arrest, **17:22**

NATIONAL DRIVER REGISTER AND PROBLEM DRIVER POINTER SYSTEM

Generally, **2:18**

NATIONAL GUARD PLATES

Application for, form, **7:112**

NEGLIGENCE AND CAUSATION

Generally, **14:1 to 14:12**

Accident causing aggravation of pre-
existing condition, **14:9**

Aggravation of pre-existing condi-
tion, accident causing, **14:9**

Burden of proof

Generally, **10:13, 14:4**

Foreseeable risk of defendant's
negligent conduct, plaintiff's
burden to show injury a, **14:2**

Choice mistaken, yet prudent,
ordinary care, **10:6**

Comparative negligence, **10:12**

Degrees of negligence, **10:9**

Demeanor or words of defendant
operator, gross negligence,
10:35

NEGLIGENCE AND CAUSATION

—Cont'd

Driving on left of road or passing
where view ahead is obstructed,
gross negligence, **10:34**

Duty to use reasonable care

Generally, **10:2**

Motor vehicles, **10:3**

Elements of negligence, **10:1**

Emergency, sudden peril or, **10:5**

Emotional distress, negligently
caused, **10:11**

Evidence. Burden of proof, above

Excessive speed, gross negligence,
10:40

Expert testimony to prove causation,
14:8

Falling asleep, gross negligence,
10:38

Foreseeable risk, burden of plaintiff
to show injury a foreseeable risk
of defendant's negligent
conduct, **14:2**

Government, suits against, **13:32**

Gross negligence

Generally, **10:29 to 10:40**

Characteristics, **10:31**

Defined, **10:30**

Demeanor or words of defendant
operator, **10:35**

Driving on left of road or passing
where view ahead is
obstructed, **10:34**

Excessive speed, **10:40**

Falling asleep, **10:38**

Guest in insecure position, **10:39**

Impaired driving, **10:37**

Inattention during operation, **10:32**

Insecure position, operation with
passenger in, **10:39**

Mechanical defect in defendant's
vehicle, **10:36**

Passengers in motor vehicles
imputation of driver's gross
negligence in accident at
railroad crossing, **12:23**

Removing hands from steering
wheel, **10:33**

NEGLIGENCE AND CAUSATION

—Cont'd

- Guest in insecure position, gross negligence, **10:39**
- Impaired driving, gross negligence, **10:37**
- Inattention during operation, gross negligence, **10:32**
- Joint tortfeasors, **10:67, 14:6**
- Liability without contact, **14:11**
- Mechanical defect in defendant's vehicle, gross negligence, **10:36**
- Motor vehicle cases, **14:3**
- Negligently caused emotional distress, **10:11**
- Ordinary care
 - Choice mistaken, yet prudent, **10:6**
 - Prudent person, **10:4, 10:6**
 - Reliance on others, **10:8**
 - Sudden peril or emergency, **10:5**
 - Taking risks to protect persons or property, **10:7**
- Own conduct, causation based on plaintiff's, **14:5**
- Passengers in Motor Vehicles, this index
- Pedestrians, Negligence of motor vehicle operator injuring, **12:25**
- Physician, negligence of plaintiff's treating, **14:12**
- Pre-existing condition, accident causing aggravation of, **14:9**
- Presumptions. Burden of proof, above
- Proof of Negligence, this index
- Prudent person, ordinary care, **10:4, 10:6**
- Railroad liability, **13:78**
- Reasonable care. Duty to use reasonable care, above
- Reckless conduct, **10:10**
- Reliance on others, **10:8**
- Remote consequences, accident as cause of, **14:10**
- Removing hands from steering wheel, gross negligence, **10:33**
- Statute or regulation, injury caused by violation of, **14:7**
- Sudden peril or emergency, **10:5**

NEGLIGENCE AND CAUSATION

—Cont'd

- Taking risks to protect persons or property, **10:7**
 - Tort Claims Act, suits against government, **13:3**
 - Willful, wanton or reckless conduct, **10:10**
- NEGLIGENT ENTRUSTMENT OF VEHICLE**
- Liability, **11:4, 11:5**
- NEGLIGENTLY OR RECKLESSLY OPERATING TO ENDANGER**
- Criminal offenses, **17:47**
- NEGLIGENT MOTOR VEHICLE HOMICIDE**
- Criminal offenses, **17:50**
- NEW CAR ARBITRATION**
- Consumer protection and lemon laws, **5:21**
- NEW CAR ASSESSMENT PROGRAM**
- Safety standards and recalls, **5:33**
- NIGHTTIME**
- Junior operator's nighttime driving restriction, mandatory suspension, **3:129, 3:130**
- NO-FAULT INSURANCE**
- Generally, **9:71 to 9:96**
 - Accident, defined, **9:73**
 - Assigned claims plan, **9:96**
 - Contribution to own injury, exclusions, **9:78**
 - Coverage, generally, **9:71 to 9:96**
 - Deductions on PIP coverage, **9:86**
 - Defenses of insurer, **9:90 to 9:92**
 - Definition of accident, **9:73**
 - Earnings power, loss of, **9:84**
 - Evidence, use of medical reports and invoices as, **9:81**
 - Exclusions, **9:75 to 9:78**
 - Exemption from tort liability, **9:88**
 - Health insurance
 - Interaction of no-fault with health insurance, **9:82**

INDEX

NO-FAULT INSURANCE—Cont'd

- Health insurance—Cont'd
 - MedPay, interaction with no-fault and, **9:83**
- Independent medical examination, **9:91**
- Insurer's subrogation rights, **9:95**
- Limitations on coverage, **9:87**
- Lost wages or earning power, **9:84**
- Lump sum settlement, **9:94**
- Medical expenses coverage, **9:79**
- Medical reports and invoices, use as evidence, **9:81**
- MedPay, interaction with no-fault and health insurance, **9:83**
- Motorcycle exclusion, **9:75**
- Non-cooperation
 - Independent medical examination, **9:91**
 - Oath, examination under, **9:92**
- Non-income producing expenses, recovery of, **9:85**
- Oath, examination under, **9:92**
- Other exclusions from coverage, **9:77**
- Pain and suffering, **9:89**
- Pedestrian coverage, **9:74**
- Persons covered, **9:72**
- PIP coverage, deductions on, **9:86**
- Provider of services, claims brought by, **9:80**
- Time for payment of benefits, **9:93**
- Wages, loss of, **9:84**
- Workers' compensation, exclusion of those entitled to, **9:76**

NO FIX PROVISION

- Civil violations of motor vehicle laws, **16:7**
- Criminal offenses, **17:2**

NON-COOPERATION

- No-fault insurance, **9:91, 9:92**

NONRESIDENTS

- Criminal offenses, alien temporary firearm licenses, **17:60**
- Out-of-state operators. Driver's Licenses, this index
- Registration of Motor Vehicles, this index

NONRESIDENTS—Cont'd

- Violator compact, **2:19**

NOTICE

- Civil violations of motor vehicle laws, notice of hearing, **16:18**
- Compromise and settlement, notice of settlement payment to third party claimant, **15:36**
- Consumer protection and lemon laws, lemon laws, **5:11**
- Damages, notice to insurer in cases of defendant's default, **14:33**
- Driver's Licenses, this index
- Financial Responsibility Laws, this index
- Government, Suits Against, this index
- Lemon laws, **5:11**
- Licenses. Driver's Licenses, this index
- Registration of motor vehicles, change of address, **3:4**
- Retail installment contract, notice of default, **4:51**
- Safety Standards and Recalls, this index

OATH

- No-fault insurance, examination under oath, **9:92**

OBSTRUCTIONS

- Government, suits against, **13:23**
- Liability, obstruction or interference with operation of vehicle, **11:7**

ODOMETER TAMPERING

- Property crimes, **17:94**

OEM INSURANCE

ENDORSEMENTS

- Appraisals and repairs, **8:43**

OFFER OF COMPROMISE

- Admission of liability, **14:19**

OFFER OF JUDGMENT

- Compromise and settlement, **15:43**

ONE ACTION

- Joinder of tortfeasors in, **10:65**

**OPEN-ENDED LEASE
DISCLOSURES**

Purchase, sale and lease of motor vehicles, **4:70**

OPEN RECALLS

Purchase, sale and lease of motor vehicles, **4:15**

**OPERATING UNDER THE
INFLUENCE**

Generally, **17:64 to 17:83**

Alcohol, operating under the influence of, **17:73**

Blood tests, **17:66**

Breathalyzer testing, **17:67**

Chemical test refusal, **17:69**

Child endangerment while operating under influence, **17:46, 17:82**

Children and minors

Child endangerment while operating under influence, **17:46, 17:82**

Drugs, operating under the influence of, **17:74**

Field sobriety tests, **17:65, 17:70**

Firearm, operating under the influence while carrying loaded, **17:81**

Ignition interlock device, **17:83**

Independent medical examination, **17:71**

Lay opinion as to impairment from alcohol or marijuana, **17:68**

Loaded firearm, operating under the influence while carrying, **17:81**

Manslaughter by motor vehicle while under influence, **17:78**

Marijuana, lay opinion as to impairment from alcohol or, **17:68**

Medical records, **17:72**

M.G.L.A. c. 90, § 24, **17:75**

Motor vehicle homicide, **17:77**

Prior offenses and sentencing under M.G.L.A. c. 90 § 24, **17:75**

Sentencing under M.G.L.A. c. 90, § 24, **17:75**

Serious bodily injury, operating under influence causing, M.G.L.A. c. 90, § 24L, **17:76**

**OPERATING UNDER THE
INFLUENCE—Cont'd**

Suspended or revoked license, **17:79, 17:80**

Video tapes or booking and field sobriety tests, **17:70**

OPERATIONAL CRIMES

Criminal offenses, **17:30 to 17:43**

Criminal Offenses, this index

ORDINARY CARE

Negligence and Causation, this index

ORGAN DONATION

State oversight of motor vehicles, **2:27**

OUT-OF-STATE

Driver's Licenses, this index

Driving instruction, application to convert out-of-state driver education certificate, **3:82**

Inspections, this index

Motorcycles, application to accept out-of-state motorcycle rider education program certificate, **3:37**

Registration of motor vehicles, improper out-of-state registration by Massachusetts resident, **7:78, 7:81**

Titling in Massachusetts of vehicles from, **7:23**

OVERSIGHT

State Oversight of Motor Vehicles, this index

Transportation Oversight Division, this index

OVERTAKING AND PASSING

Liability, this index

OWN CONDUCT

Causation based on plaintiff's, **14:5**

No-fault insurance, **9:78**

PAIN AND SUFFERING

Damages, **14:17**

No-fault insurance, **9:89**

Wrongful death actions, conscious suffering, **10:47**

INDEX

PANHANDLING

Property crimes, **17:104**

PARKED AND STANDING VEHICLES

Liability, this index

PARKING GARAGE

Bailor and bailee, **12:46**

PARKING VIOLATIONS

Appeal or pay toll or parking tickets on rented or leased vehicles, failure to, **3:191**

Leased or rental vehicles, **4:79**

Multiple parking tickets, failure to pay, **3:190**

Tickets, **16:28**

PASSENGERS IN COMMON CARRIERS

Generally, **12:1 to 12:11**

Acts of other persons, injury resulting from, **12:9**

Alighting, negligence of common carrier while passenger is, **12:8**

Boarding or exiting carrier, **12:8**

Comparative negligence, **12:4**

Crowd, passenger injured by, **8:10**

Door or window, injury caused by, **8:12, 12:11**

Due care of passenger, **12:4**

Duty of common carrier toward passengers, **12:1**

Exiting, negligence of common carrier while passenger is boarding or, **12:8**

Floors or steps, obstructions and foreign matter on, **8:11, 12:10**

Foreign matter on floors or steps, obstructions and, **8:11, 12:10**

Inference of negligence based on facts, **12:6**

Injury caused by door or window, **8:12, 12:11**

Injury to passenger by other persons, **8:10**

Jerks, jolts, and lurches, **8:8**

Negligence

Generally, **12:5**

PASSENGERS IN COMMON CARRIERS—Cont'd

Negligence—Cont'd

Acts of other persons, injury resulting from, **12:9**

Door or window, injury caused by, **8:12, 12:11**

Floors or steps, obstructions and foreign matter on, **12:10**

Foreign matter on floors or steps, obstructions and, **12:10**

Inference of negligence based on facts, **12:6**

Obstructions and foreign matter on floors or steps, **12:10**

Other persons, injury to passenger by, **8:10**

Sudden jerks and jolts, **12:7**

Obstructions and foreign matter on floors or steps, **12:10**

Other persons, injury to passenger by, **8:10, 12:9**

Other traffic, no duty to warn of, **8:9**

Status of plaintiff as passenger or not, **12:2**

Sudden jerks and jolts, **12:7**

Trespassers on common carriers, status as, **12:3**

Window or door, injury caused by, **8:12, 12:11**

PASSENGERS IN MOTOR VEHICLES

Generally, **12:12 to 12:23**

Children and minors

Child restraints for passengers, **12:16**

Imputed negligence, child as passenger, **12:22**

Seat belts and child restraints for passengers, **12:16**

Claims by passenger as plaintiff, **12:14**

Driver not imputed to owner who is passenger, negligence of, **12:20**

Driver not imputed to owner who is plaintiff, negligence of, **12:21**

Gross negligence in accident at railroad crossing, imputation of driver's, **12:23**

PASSENGERS IN MOTOR VEHICLES—Cont'd

- Imputed negligence, **12:17 to 12:22**
- Joint venture, negligence imputed to passenger engaged in, **12:18**
- Negligence
 - Driver not imputed to passenger, **12:17**
 - Operator toward passenger, **12:13**
 - Passenger, **12:15**
- Passenger employer, negligence imputed to, **12:19**
- Railroad crossing, imputation of driver's gross negligence in accident at, **12:23**
- Seat belts and child restraints for passengers, **12:16**

PAT-FRISK AND PROTECTIVE SEARCH OF VEHICLE

- Search and seizure, **18:25**

PEDESTRIANS

- Generally, **12:24 to 12:29**
- Accidents involving street cars and pedestrians, **12:29**
- Basic rules concerning, **12:24**
- Due care of pedestrian, **12:28**
- Liability insurance coverage, **9:117, 12:24 to 12:29**
- Negligence of motor vehicle operator injuring pedestrian, **12:25, 12:26**
- No-fault insurance, **9:74**
- Street cars, accidents involving pedestrians and, **12:29**
- Typical fact patterns showing negligence injuring a pedestrian, **12:27**

PENALTIES

- Fines and Penalties, this index

PERMISSIVE USE

- Agency and vicarious liability, **13:48**

PERMITS

- Licenses and Permits, this index

PER RIDE FEES ASSESSMENTS

- Transportation network companies (TNC), taxicabs, and liveries, **1:22**

PERSON, MOTOR VEHICLE CRIMES AGAINST

- Generally, **17:44 to 17:54**

PERSONAL INJURIES

- Damages, **14:14**
- Driver's licenses, leaving the scene of an accident, **3:171**

PERSONAL INJURY PROTECTION (PIP)

- Liability insurance, **9:52**

PERSONAL JURISDICTION

- Generally, **15:4**
- Due process, **15:6**
- Long-arm statute, **15:5**

PHONE CALLS

- Cell Phones and Texting, this index

PHOTOGRAPHS

- Evidence, **15:16**

PHYSICIANS

- Negligence of plaintiff's treating, **14:12**

PLAIN VIEW DOCTRINE

- Children and minors, **12:40**
- Search and Seizure, this index

POLICE OFFICERS

- Civil Violations of Motor Vehicle Laws, this index
- Criminal Offenses, this index
- Driver's Licenses, this index

PRE-EXISTING CONDITION

- Negligence and causation, accident causing aggravation of pre-existing condition, **14:9**

PRE-INSURANCE INSPECTION

- Financial Responsibility Laws, this index

PREMIUMS

- Illegal registration of vehicle to avoid, **17:27, 17:28**
- Liability Insurance, this index

PRENATAL INJURIES

- Generally, **12:53**

INDEX

PRESENTMENT OF CLAIM

Government, Suits Against, this index

PRESUMPTIONS AND BURDEN OF PROOF

Burden of Proof, this index

PRETEXTUAL STOPS

Search and seizure, **18:26**

PRIMA FACIE

Agency and vicarious liability, registered owner is prima facie responsible, **13:47**

PRINCIPAL

Agent's liability to, **13:60**

PRIOR OFFENSES

Operating under the influence, **17:75**

PRIVACY

Autonomous Vehicles, this index

PRIVATE PARTY

Towing of motor vehicle, **8:29**

PRIVATE PASSENGER MOTOR VEHICLES

Generally, **1:2**

PROBABLE CAUSE

Search and seizure, **18:13**

PROCESS AND SERVICE OF PROCESS

Generally, **15:7**

Criminal offenses, exceptions where defendant could not be served or additional time required, **17:3**

Forum non conveniens, **15:12**

Government, Suits Against, this index

Licensed resident motorist or registration holder in commonwealth, service on, **15:10**

Non-residents

Non-resident operator within the commonwealth, service on, **15:8**

Security from non-residents in motor vehicle cases, **15:13**

PROCESS AND SERVICE OF

PROCESS—Cont'd

Non-residents—Cont'd

Voluntarily in the state, service on, **15:11**

Operation of motor vehicle, service based on, **15:9**

Process and Service of Papers and Process, this index

Security from non-residents in motor vehicle cases, **15:13**

PRODUCT LIABILITY

Generally, **10:51 to 10:63**

Breach of warranty, liability based upon, **10:57**

Burden of proof, **10:56**

Causation, **10:59**

Chapter 93A, **10:62**

Comparative negligence and unreasonable use of defective product, **10:60**

Consumer protection, Chapter 93A, **10:62**

Crashworthiness, **10:61**

Design negligence, **10:53**

Failure to instruct or warn, **10:55**

Failure to warn, **10:55, 10:58**

Federal preemption, **10:63**

General theories of liability, **10:51**

Manufacturing negligence, **10:54**

Negligence, liability based upon, **10:52 to 10:55**

PRODUCT RECALL

Evidence, **15:25**

Open recalls, **4:15**

Safety standards and recalls, early warning reporting, **5:34**

PROOF OF NEGLIGENCE

Generally, **10:13 to 10:28**

Burden of proof, plaintiff's, **10:13**

Circumstantial evidence, inferences from, **10:17**

Conflict of laws, **10:28**

Conjecture, **10:14**

Custom, **10:19, 10:20**

Employer's rules, violation by employee, **10:24**

PROOF OF NEGLIGENCE—Cont'd

- Event data recorders data, **10:26**
- Habit, **10:19**
- Highway signs, proof of negligence, **10:25**
- Identification of defendant, **10:15**
- Inferences, **10:16, 10:17**
- Ordinance, violation of. Statute or ordinance, violation of, below
- Owner of vehicle, **10:27**
- Plaintiff's burden of proof, **10:13**
- Res ipsa loquitur, **10:17**
- Similar occurrences, **10:21**
- Statute or ordinance, violation of
 - Defendant, by, **10:22**
 - Plaintiff, by, **10:23**
- Statutory presumption of plaintiff's due care, **10:18**

PROPERTY CRIMES

- Generally, **17:84 to 17:103**
- Animals and motor vehicles, offenses involving, **17:99**
- Arson of motor vehicle, **17:90**
- Breaking and entering motor vehicle, **17:84**
- Call boxes, destruction of, **17:101**
- Chop shops and anti-fencing statutes, **17:97**
- Destruction of road signs, milestones, or motorist aid call boxes, **17:101**
- Disclosure, sale of vehicle without disclosing prior use or removal law enforcement markings, **17:98**
- False pretenses, larceny of vehicle by, **17:87**
- Forms
 - Insurance Fraud Bureau referral form, **17:93**
 - Report of motor vehicle theft, **17:89**
- Fraud. Insurance fraud, below
- Fraud related to airbags, **17:105**
- Funeral procession, disturbing, **17:102**
- Insurance fraud
 - Generally, **17:91**

PROPERTY CRIMES—Cont'd

- Insurance fraud—Cont'd
 - Forms, insurance fraud bureau referral, **17:93**
 - Insurance Fraud Bureau, **17:92, 17:93**
- Insurance Fraud Bureau, **17:93**
- Larceny
 - False pretenses, **17:87**
 - Leased or rental vehicle, **17:88**
- Law enforcement markings, sale of vehicle without disclosing prior use or removal, **17:98**
- Leased or rental vehicle, larceny of, **17:88**
- Littering from motor vehicle, **17:100**
- Master key for breaking into motor vehicles, possession of, **17:85**
- Milestones, destruction of, **17:101**
- Motorist aid call bases, misuse or destruction of, **17:101**
- Motor vehicle theft and related crimes, **17:86**
- Odometer tampering, **17:94**
- Offenses related to vehicle identification numbers, **17:96**
- Panhandling from motorists, **17:104**
- Possession of tools for breaking into motor vehicles, **17:85**
- Removing license plates from another's vehicle, **17:95**
- Reports
 - Motor vehicle theft, form, **17:89**
- Restitution, **17:103**
- Road signs, destruction of, **17:101**
- Sale of vehicle without disclosing prior use or removal law enforcement markings, **17:98**
- Tools for breaking into motor vehicles, possession of, **17:85**
- Vehicle identification numbers (VINs), offenses related to, **17:96**

PRORATION

- Excise taxes on motor vehicles, proration on seasonally registered vehicles, **6:32**

INDEX

PROTECTIVE CUSTODY

Search and seizure, **18:42**

PRUDENT PERSON

Ordinary care, **10:4, 10:6**

PSYCHIATRIC EVALUATION

Driver's licenses, **3:99**

PUBLIC VANTAGE

Search and Seizure, this index

PUBLIC WAY

Children and minors, **12:36**

PUNITIVE DAMAGES

Generally, **14:32**

PURCHASE, SALE AND LEASE OF MOTOR VEHICLES

Acceptance. Revocation of acceptance of vehicle, below

Advertising and sales restrictions, **4:8**

Affidavit of repossession, form, **4:59**

Affiliated manufacturers, distributors, and dealers, **4:1**

Agency, owners of leased or rented vehicles, **5:5**

Arbitration, consumer protection and lemon laws, leased car arbitration, **5:22**

Armed forces, protections from repossession for members of, **4:55**

Bailor and bailee, **12:47**

Business, purchase of vehicle by, **4:16**

Choice of law provision in lease, **4:71**

Closed-ended lease, federal, **4:69**

Collision damage waiver, **4:75**

Consent for dealer logos, required, **4:23**

Consumer protection and lemon laws, arbitration, **5:22**

Contracts

Delinquency and collection charges for default of retail installment contract, **4:52**

Retail installment contract, **4:49, 4:51, 4:65**

PURCHASE, SALE AND LEASE OF MOTOR VEHICLES—Cont'd

Contracts—Cont'd

Written contract requirements for purchase of motor vehicle, **4:13**

Court order, repossession by, **4:56**

Criminal provisions relating to leased or rental vehicles, **4:80**

Curbstoning, **4:5**

Dealers. Manufacturers, distributors and dealers, below

Debt collection and repossession

Generally, **4:49 to 4:62**

Affidavit of repossession, form, **4:59**

Armed forces, protections from repossession for members of, **4:55**

Court order, repossession by, **4:56**

Debt collection practices, **4:50**

Deficiencies, **4:61**

Delinquency and collection charges for default of retail installment contract, **4:52**

Forms, affidavit of repossession, **4:59**

Hearings, repossession, **4:57**

Limitations on means of repossession, **4:53**

Obligations after repossession, **4:58**

Remote deactivation, repossession by, **4:54**

Repossession hearings, **4:57**

Retail installment contract

Notice of default, **4:51**

Repossession on default of, **4:49**

Rights to redeem following repossession, **4:60**

Title, transfer after repossession, **4:62**

Transfer of title after repossession, **4:62**

Deficiencies, **4:61**

Delinquency and collection charges for default of retail installment contract, **4:52**

Delivery of vehicle, **4:22**

**PURCHASE, SALE AND LEASE OF
MOTOR VEHICLES—Cont'd**

- Denial or revocation of dealer license, **4:4**
- Disclosures
 - Leased and rental vehicles
 - Closed-end model lease disclosures, federal, **4:69**
 - Open-ended lease disclosures, federal, **4:70**
 - Used vehicles, **4:14**
- Distributors. Manufacturers, distributors and dealers, below
- Forms
 - Affidavit of repossession, **4:59**
 - Leased and rental vehicles, below
- Fraudulent sales, state law claim for, **4:32**
- Governing law, **4:12**
- Graves amendment, limited liability for owners of rental or leased vehicles, **4:78**
- Hearings, repossession, **4:57**
- Importing motor vehicle, **4:21**
- Insurance, rentals, **4:76**
- Larceny, **17:88**
- Leased and rental vehicles
 - Generally, **4:63 to 4:80**
 - Agency; owners of leased or rented vehicles, **5:5**
 - Applicable laws, **4:64 to 4:67**
 - Choice of law provision in lease, **4:71**
 - Closed-ended lease, federal, **4:69**
 - Collision damage waiver, **4:75**
 - Criminal provisions relating to leased or rental vehicles, **4:80**
 - Disclosures, above
 - Forms
 - Closed-end model lease disclosures, federal, **4:69**
 - Open-end model lease disclosures, federal, **4:70**
 - Graves amendment, limited liability for owners of rental or leased vehicles, **4:78**
 - Insurance, rentals, **4:76**
 - Leased and rental vehicles generally, **4:63**

**PURCHASE, SALE AND LEASE OF
MOTOR VEHICLES—Cont'd**

- Leased and rental vehicles—Cont'd
 - Open-ended lease disclosures, federal, **4:70**
 - Parking violations on leased or rental vehicles, **4:79**
 - Remedies for default on lease payment, **4:72**
 - Rental, distinguished, **4:66**
 - Rental indemnification clauses, **4:77**
 - Rental insurance, **4:76**
 - Rental operators, **4:74**
 - Rental vehicle and leased vehicle distinguished, **4:66**
 - Retail installment contract, distinguished, **4:65**
 - Types of leases, **4:68**
 - Vehicle rentals, **4:73**
 - Writing requirement for leases, **4:67**
- Licensing. Manufacturers, distributors and dealers, above
- Limitations on means of repossession, **4:53**
- Logos, required consent for dealer, **4:23**
- Low Emissions Vehicle certificate requirements, **4:9**
- Manufacturers, distributors and dealers
 - Generally, **4:1 to 4:11**
 - Advertising and sales restrictions, **4:8**
 - Affiliated manufacturers, distributors, and dealers, **4:1**
 - Dealer licensing requirements
 - Generally, **4:2 to 4:5**
 - Curbstoning, **4:5**
 - Denial or revocation of dealer license, **4:4**
 - Penalties for violations of M.G.L.A. c. 140 licensing requirements, **4:3**
 - Unlicensed dealer sales, **4:5**
 - Low Emissions Vehicle certificate requirements, **4:9**

INDEX

PURCHASE, SALE AND LEASE OF MOTOR VEHICLES—Cont'd

- Manufacturers, distributors and dealers—Cont'd
 - Monroney label requirements for new vehicles offered for sale, **4:10**
 - New vehicles offered for sale, Monroney label requirements for, **4:10**
 - Regulation of, generally, **4:1 to 4:11**
 - Rejection of vehicle under M.G.L.A. c. 106 § 2-601, **4:26, 4:27**
 - Sales financing lease, **4:7**
 - Tax vendor registration, **4:6**
 - Warranties, vehicle protection product warranties, **4:11**
- Minor, purchase of motor vehicle by, **4:17**
- Monroney label requirements for new vehicles offered for sale, **4:10**
- New vehicles offered for sale, Monroney label requirements for, **4:10**
- No grace period to rescind, **4:24**
- Non-conforming vehicle from manufacturer, dealer's right to revoke acceptance of, **4:31**
- Notice of default, retail installment contract, **4:51**
- Obligations after repossession, **4:58**
- Open-ended lease disclosures, federal, **4:70**
- Open recalls, **4:15**
- Parking violations on leased or rental vehicles, **4:79**
- Penalties for violations of M.G.L.A. c. 140 licensing requirements, **4:3**
- Prior owner not liable once title and possession transferred, **4:20**
- Regulation of, generally, **4:1 to 4:11**
- Rejection of vehicle
 - Generally, **4:25 to 4:28**
 - Dealer's duty to acknowledge rejection, **4:27**
 - Manner of rejection, **4:26**

PURCHASE, SALE AND LEASE OF MOTOR VEHICLES—Cont'd

- Rejection of vehicle—Cont'd
 - Non-conformity, seller's opportunity to seasonable cure, **4:28**
- Remedies for default on lease payment, **4:72**
- Remote deactivation, repossession by, **4:54**
- Rental, distinguished, **4:66**
- Rental indemnification clauses, **4:77**
- Rental insurance, **4:76**
- Rental operators, **4:74**
- Rental vehicle and leased vehicle distinguished, **4:66**
- Repossession. Debt collection and repossession, above
- Rescission, no grace period to rescind, **4:24**
- Retail installment contract. Debt collection and repossession, above
- Revocation of acceptance of vehicle
 - Generally, **4:29, 4:30**
 - Dealer's duty to acknowledge revocation of acceptance, **4:30**
 - Dealer's right to revoke acceptance of non-conforming vehicle from manufacturer, **4:31**
 - Non-conforming vehicle from manufacturer, dealer's right to revoke acceptance of, **4:31**
- Rights to redeem following repossession, **4:60**
- Sales financing lease, **4:7**
- Seller must warrant title, **4:18**
- State law claim for fraudulent sales, **4:32**
- Tax vendor registration, **4:6**
- Time and place of purchase, no grace period for sale of motor vehicle, **4:24**
- Title of motor vehicles, transfer of, **4:19, 4:62**
- Towing and removal of motor vehicles, sale of involuntarily towed vehicle, **8:34**
- Transfer of title, **4:19, 4:62**
- Unlicensed dealer sales, **4:5**

**PURCHASE, SALE AND LEASE OF
MOTOR VEHICLES—Cont'd**

- Used vehicles
 - Disclosure and designation, **4:14**
 - Vehicle rentals, **4:73**
 - Warranties, vehicle protection product warranties, **4:11**
 - Writing requirements
 - Contracts for purchase of motor vehicle, **4:13**
 - Leases, **4:67**

QUALIFIED IMMUNITY

- Government, suits against, **13:14**
- Recording police during traffic stops, refusal, **13:14.50**

RAILINGS

- Government, suits against, **13:30**

RAILROAD LIABILITY

- Generally, **13:71 to 13:82**
- Defenses for failure to signal, **13:80**
- Definition, willful, wanton, or reckless conduct by railroads, **13:77**
- Due care of plaintiff at crossing, **13:82**
- Failure to signal, claims for, **13:79**
- Federal preemption, **13:72**
- Federal regulations, **13:73**
- Negligence claims against railroads, **13:78**
- Obligations of motor vehicles at railroad grade crossings, **13:74**
- Operator's conduct imputed to passenger, railroad's failure to signal, **13:81**
- Passengers in motor vehicles, imputation of driver's gross negligence in accident at crossing, **12:23**
- Signals
 - Defenses for failure to signal, **13:80**
 - Failure to signal, claims for, **13:79**
 - Operator's conduct imputed to passenger, railroad's failure to signal, **13:81**
- Trespassers, claims involving, **13:76**
- Willful, wanton, or reckless conduct by railroads, **13:77**

RAILROAD LIABILITY—Cont'd

- Wrongful death claims against railroads, **13:75**

**RATES, PREMIUMS, AND
SURCHARGES**

- Liability Insurance, this index

RATIFICATION

- Agency and vicarious liability, **13:55**

REAL ID ACT OF 2005

- Driver's Licenses, this index
- Identification Cards, this index

REAR END COLLISIONS

- Liability, **11:15**

REASONABLE CARE

- Government, suits against, **13:31**
- Negligence and Causation, this index

REASONABLENESS

- Search and seizure, **18:45**

REASSIGNMENT

- License plates, **7:90**
- Title of motor vehicles, application for dealer, **7:21**

REBATES

- Registration of Motor Vehicles, this index
- Sales and use taxes on motor vehicles, **6:5**

RECALLS

- Product Recall, above
- Safety Standards and Recalls, this index

RECKLESS CONDUCT

- Negligence and causation, **10:10**
- Willful, Wanton or Reckless Conduct, this index

RECKLESSNESS

- Criminal Offenses, this index

RECORDS

- Liability insurance, rates, premiums and surcharges, **9:40**
- Medical Records or Reports, this index

INDEX

RECORDS—Cont'd

Registry of Motor Vehicles, this index

RECREATIONAL VEHICLES

Generally, **1:8**

Boats, this index

Driver's licenses, **3:25**

Forms. Title and registration, below

Liability for allowing person under 18 to operate snow or recreation vehicle, **11:6**

Registration of Motor Vehicles, this index

Search and seizure, snow or recreation vehicle, forfeiture due to violation or subsequent violation of M.G.L.A. c. 90 § 26, **18:86**

Snow Vehicles, this index

Title and registration

Generally, **7:71 to 7:75**

Bicycles, motorized, **7:72**

Forms

Generally, **7:73 to 7:75**

Conversion of bicycle to motorized bicycle (moped), owner affidavit, **7:75**

Motorized bicycle (moped), **7:73 to 7:75**

Replacement moped decal affidavit, **7:74**

Motorized bicycles (mopeds) and scooters, **7:72 to 7:75**

Scooters, motorized, **7:72**

RECYCLED MOTOR VEHICLES

Title of motor vehicles, **7:28, 7:30**

REGISTRATION OF MOTOR VEHICLES

Generally, **7:33 to 7:83**

Additional \$5 plates, application for, form, **7:61**

Address. Change of address, below

Affidavits

International registration, cancellation of, **7:58**

Mopeds/motorized bicycles, **7:74, 7:75**

REGISTRATION OF MOTOR VEHICLES—Cont'd

Amendments

Generally, **7:44**

Application requirements, **7:34**

Apportioned registration, **7:56**

Armed forces members, **7:51 to 7:53**

Bankruptcy or insolvency of owner, **7:41**

Business, vehicles owned by, **7:36**

Cancellation of registration and rebate, **7:47**

Change of address

Duty to amend information and notify registrar of, **3:4**

Failure to report to registrar, **3:183**

Forms, **7:68**

Vehicle registration, **7:68**

Children and minors, **7:37**

Commercial vehicles, **7:54**

Compliance decals, application for § 5, form, **7:69**

Contracts

Owner contractor plates, **7:66**

Owner-contractor registration and plates, application for, **7:64**

Criminal offenses

False statement in license, permit, or registration application, **17:24**

Forged registry document, **3:8**

Titles, registrations and license plates, related to, **7:83**

Damage to property, suspension of license or registration for failure to pay judgment for, **14:22**

Dealer registration and plates, application for § 5, form, **7:60**

Death or insolvency of owner, **7:41**

Decals, application for compliance decals, form, **7:69**

Disabled persons, registration provisions as to, **7:50**

Duplicate registration, **7:46**

Duty to amend information and notify registrar of change of address, **3:4**

Effect of transfer of ownership on registration, **7:40**

**REGISTRATION OF MOTOR
VEHICLES—Cont'd**

- Expiration, **7:43**
- Failure to register vehicle precludes
“Good Tax Standing,” **7:82**
- False statement in application, **17:24**
- Farm registration and plates, applica-
tion for § 5, form, **7:65**
- Foreign nationals, treaties impacting
registration requirements as to,
7:77
- Forms
 - Additional \$5 plates, application
for, **7:61**
 - Additional repair, **7:66**
 - Affidavit for cancellation of
international registration, **7:58**
 - Application for replacement \$5
plates, **7:67**
 - Change of address, **7:68**
 - Change of name, **7:68**
 - Compliance decals, application for
§ 5, **7:69**
 - Dealer registration and plates,
application for § 5, **7:60**
 - Farm registration and plates, **7:65,**
7:66
 - Improper out-of-state registration
by Massachusetts resident,
7:78
 - International registration plan,
7:57, 7:58
 - “I Pay Tax” complaint form, **7:78**
 - Military member, application for
registration hold by, **7:53**
 - Name change, **7:68**
 - Non-resident student driver state-
ment, **7:80**
 - Owner-contractor plates, **7:64,**
7:66
 - Rebate/refund application, **7:49**
 - Registration and title application,
RTA, **7:45**
 - Repair registration, application for,
7:63
 - Replacement plates, application for
§ 5, **7:67**
 - Section 5 cancellation form, **7:70**
 - Transporter plates, **7:62, 7:66**

**REGISTRATION OF MOTOR
VEHICLES—Cont'd**

- Good tax standing, preclusion by
failure to register vehicle, **7:82**
- Holds, application for registration
hold by military member, form,
7:53
- Improperly registered and equipped
motor vehicles, liability for, **11:1**
- Improper out-of-state registration by
Massachusetts resident, **7:78**
- Insolvency of owner, **7:41**
- International registration plan, **7:57**
- “I Pay Tax” complaint form, **7:78**
- Issuance of certificate of registration,
7:38
- Liability for improperly registered
and equipped motor vehicles,
11:1
- License Plates, this index
- Low vehicle emissions certification
requirement, **7:35**
- Military forces members, **7:51 to**
7:53
- Minors, motor vehicle registration by,
7:37
- Non-residents
 - Non-resident student driver state-
ment, **7:80**
 - Other jurisdictions, non-resident
student filing requirement for
use of vehicles registered in,
7:79
 - Registration of motor vehicles
owned by, **7:76**
 - Treaties impacting registration
requirements as to foreign
nationals, **7:77**
- Notice to registrar of change of
address, **3:4**
- Other jurisdictions, non-resident
student filing requirement for
use of vehicles registered in,
7:79
- Out-of state, improper out-of-state
registration by Massachusetts
resident, **7:78, 7:81**
- Owner-contractor registration and
plates, application for, form,
7:64

INDEX

REGISTRATION OF MOTOR VEHICLES—Cont'd

- Owner's liability, registration as prima facie evidence of, **5:4**
- Rebates
 - Cancellation of registration and rebate, **7:47**
 - Forms, **7:49**
- Recreational Vehicles, this index
- Renewal of registration, **7:43**
- Repair registration, application for, form, **7:63**
- Replacement plates, application for § 5, **7:67**
- Report to registrar of change of name or address, failure to, **3:183**
- Revocation. Suspension or revocation, below
- Sales and use taxes on motor vehicles, factors establishing residency for registration/use or sales taxes, **6:9**
- Section 5 registrants and plates, **7:59**
- Senior citizens, registration provisions as to, **7:50**
- Stealing, forging, or falsifying registry documents. Suspension or revocation, below
- Suspension or revocation
 - Generally, **7:42**
 - Change of name or address, failure to report to registrar, **3:183**
 - Failure to pay requisite registrar, **3:185**
 - Falsifying registry documents.
 - Stealing, forging, or falsifying registry documents, below in this group
 - In-state registration requirement by non-resident, three violations, **3:189**
 - Non-resident, three violations of in-state registration requirement by, **3:189**
 - Registry hearings and due process considerations, **3:105**
 - Stealing, forging, or falsifying registry documents
 - Generally, **3:142, 3:166**

REGISTRATION OF MOTOR VEHICLES—Cont'd

- Suspension or revocation—Cont'd
 - Stealing, forging, or falsifying registry documents—Cont'd
 - Request for fraudulent license/ID card suspension/revocation, form, **3:167**
 - Temporary transfer of old registration to newly acquired vehicle, **7:39**
- Transporter registration and plates, application for § 5, forms, **7:62**
- Treaties impacting registration requirements as to foreign nationals, **7:77**
- Unified carrier registration, **7:55**

REGISTRY OF MOTOR VEHICLES

- Generally, **2:1 to 2:29**
- Departments and divisions, **2:7 to 2:15**
- Disclosure
 - RMV records, statutes pertaining to, **2:22**
 - Social security numbers, **2:17**
- Driver licensing department, **2:11**
- Federal Driver's Privacy Protection Act, **2:20**
- Fines. Crimes and fines, above
- Forms
 - Title of motor vehicles
 - Request for personal information in RMV records, **7:15**
- Locations and services, **2:6**
- Massachusetts Department of Transportation, **2:1**
- Medical Advisory Board, **2:13**
- Medical Affairs Branch, **2:12**
- Merit rating board, **2:14**
- National Driver Register and problem driver pointer system, **2:18**
- Non-Resident Violator Compact, **2:19**
- Powers and duties of registrar, **2:5**
- Records
 - Generally, **2:16**
 - Statutes pertaining to disclosure of RMV, **2:22**

REGISTRY OF MOTOR VEHICLES—Cont'd

- Registrar's powers and duties, generally, **2:3**
- Registration of Motor Vehicles, this index
- Responsibilities of, **2:4**
- Section 5 division, **2:9**
- Services of, **2:6**
- Social security numbers, RMV use and disclosure of, **2:17**
- Special Investigation Unit/Enforcement Services division, **2:15**
- Statutes pertaining to disclosure of RMV records, **2:22**
- Statutory formation, **2:2**
- Title division, **2:8**
- Title of motor vehicles, **7:15**
- Vehicles safety and compliance services department, **2:10**

REGULAR USE EXCLUSION

- Liability insurance, **9:115**

REINSPECTION

- Failed vehicles, **8:13, 8:14**

REJECTION

- Purchase, Sale and Lease of Motor Vehicles, this index

RELEASE

- Satisfaction, Release or Discharge, this index

RELEASE PRIOR TO ACCIDENT

- Compromise and settlement, **15:33**

RELIANCE ON OTHERS

- Children and minors, due care of, **12:33**
- Negligence and causation, **10:8**

REMEDIAL DRIVING COURSES

- Driving Instruction, this index

REMOTE CONSEQUENCES

- Negligence and causation, **14:10**

REMOTE DEACTIVATION

- Repossession of motor vehicles, **4:54**

REMOVAL OF MOTOR VEHICLES

- Towing and Removal of Motor Vehicles, this index

REMOVING HANDS FROM STEERING WHEEL

- Gross negligence, **10:33**

RENEWAL

- Driver's Licenses, this index
- Registration of motor vehicles, **7:43**

RENTED VEHICLES

- Purchase, Sale and Lease of Motor Vehicles, this index

REPAIRS

- Appraisals and Repairs, this index

REPORTS AND REPORTING

- Criminal Offenses, this index
- Driver's Licenses, this index
- Liability insurance, motor vehicle crash operator report, **9:62**
- License plates, law enforcement disabled parking placard abuse confiscation and reporting form, **7:96**
- Licenses. Driver's Licenses, this index
- Medical Records or Reports, this index
- No-fault insurance, use of medical reports and invoices as evidence, **9:81**
- Property Crimes, this index
- Registration of motor vehicles, failure to report to registrar of change of name or address, **3:183**
- Safety standards and recalls, early warning reporting, **5:34**

REPOSSESSION

- Debt collection and repossession. Purchase, Sale and Lease of Motor Vehicles, this index
- License plates, repossessed vehicles, **7:86**
- Sales and use taxes on motor vehicles, **6:18**

INDEX

RESCISSION

- Purchase, sale and lease of motor vehicles, no grace period to rescind, **4:24**
- Sales and use taxes on motor vehicles, abatement for rescission of sale, **6:8**

RESERVATION OF RIGHTS

- Compromise and settlement, judgment resulting from settlement where insurer defends under reservation of rights, **15:35**

RES IPSA LOQUITUR

- Proof of negligence, **10:17**

RESPONDEAT SUPERIOR

- Agency and Vicarious Liability, this index

RESTITUTION

- Property crimes, **17:103**

RETAIL INSTALLMENT CONTRACTS

- Generally, **4:33 to 4:48**
- Amending title or adding lien, form, **4:45**
- Application to participate in ELT program, **4:47**
- Complaint against lienholder for failure to release lien, form, **4:48**
- Content of retail installment contracts, **4:36**
- Dealer payoff worksheet, form, **4:46**
- Disclosure requirements, lienholders, **4:41**
- Electronic lien and titling, **4:43**
- ELT program, application to participate in, **4:47**
- Financing vehicle sales and leases, **4:33**
- Forms
 - Amending title or adding lien, **4:45**
 - Complaint against lienholder for failure to release lien, **4:48**
 - Dealer payoff worksheet, **4:46**
- Interest rates and finance charges, **4:38**

RETAIL INSTALLMENT

CONTRACTS—Cont'd

- Liens
 - Amending title or adding lien, form, **4:45**
 - Complaint against lienholder for failure to release lien, form, **4:48**
 - Disclosure requirements, **4:41**
 - Electronic lien and titling, **4:43**
 - Refusal to release lien by lienholder, **4:44**
 - Release of lien, **4:42**
- Perfection of security interest in motor vehicle, **4:39**
- Purchase, Sale and Lease of Motor Vehicles, this index
- Refusal to release lien by lienholder, **4:44**
- Release
 - Complaint against lienholder for failure to release lien, form, **4:48**
 - Liens, **4:42, 4:44**
 - Refusal to release lien by lienholder, **4:44**
- Rescission agreements, spot delivery and right of, **4:40**
- Satisfaction or release. Release, above
- Spot delivery and right of rescission agreements, **4:40**
- Truth-in-lending requirements for motor vehicle retail installment contracts, **4:37**
- Vehicle title loans, distinguished, **4:35**

RETAIL SELLERS OF ALCOHOLIC BEVERAGES

- Liquor Liability, this index

REVOCATION

- Suspension or Revocation, this index

RIGHT OF WAY

- Liability, **11:26**

ROADBLOCKS

- Search and seizure, **18:37**

ROAD SIGNS

- Destruction of, **17:101**
- Government, suits against, layout or design of public way and signs, **13:29**

ROAD TESTS

- Driver's Licenses, this index

SAFE PASSAGE STATUTES

- Transporting firearms and, **17:59**

SAFETY INSPECTION

- Generally, **8:3**

SAFETY STANDARDS AND RECALLS

- Generally, **5:27 to 5:35**
- Defects
 - Notices of vehicle or equipment, **5:30**
 - State required notices of vehicle defect, **5:32**
- Early warning reporting, **5:34**
- Federal safety standards, **5:28**
- New car assessment program, **5:33**
- Notice
 - Defect or non-compliance with FMVSS standards, **5:30**
 - State required notices of vehicle defect, **5:32**
- NTMVSA, relationship to other laws, **5:29**
- Remedies required of manufacturers under NTMVSA, **5:31**
- Sources of information on motor vehicle and equipment recalls and testing, **5:35**
- State required notices of vehicle defect, **5:32**

SALE OF MOTOR VEHICLES

- Purchase, Sale and Lease of Motor Vehicles, this index

SALES AND USE TAXES ON MOTOR VEHICLES

- Generally, **6:1 to 6:27**
- Abatements, **6:6, 6:8**
- Boats, this index
- Calculation, **6:3**

SALES AND USE TAXES ON MOTOR VEHICLES—Cont'd

- Charitable donations and tax deductions
 - Generally, **6:45 to 6:47**
 - Form 1098-C internal revenue service contributions of motor vehicles, **6:46**
 - Table 1, 830 CMR 64H.25.1, **6:47**
- Dealer exemption, **6:7**
- Deductions. Charitable donations and tax deductions, above
- Exemptions, **6:6**
- Failure to pay, effect, **6:10**
- Forms
 - CA-6, application for abatement/amended return, **6:14**
 - MV-AB2, affidavit, rescission of sale of motor vehicle, **6:15**
 - MVU-21, affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred by contest, drawing or raffle, **6:19**
 - MVU-23, affidavit in support of claim for exemption from sales or use tax for motor vehicle, trailer or other vehicle transferred to an insurer, **6:21**
 - MVU-24, affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred as gift, **6:25**
 - MVU-25, affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred by business entity, **6:22**
 - MVU-26, affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred within family, **6:23**
 - MVU-27, affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred by intestacy, will or otherwise, **6:20**

INDEX

SALES AND USE TAXES ON MOTOR VEHICLES—Cont'd

Forms—Cont'd

- MVU-29, affidavit in support of claim for exemption from sales or use tax for motor vehicle purchased outside Massachusetts, **6:24**
- MVU-30, affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred by repossession, **6:18**
- MVU-5A, application for certification/recertification to motor vehicle leasing list, **6:17**
- MVU-33 affidavit in support of claim for exemption from sales or use tax for motor vehicle transferred to disabled person, **6:16**
- RMV-1 application, **6:11**
- ST-4, sales tax resale certificate, **6:12**
- ST-6, certificate of payment of sales or use tax for boat, recreation or snow vehicle, **6:26**
- ST-6E, claim for exemption from sales or use tax on boat, recreation or snow vehicle, **6:27**
- ST-7R, motor vehicle certificate of payment of sales or use tax, **6:13**
- Manner of payment, **6:2**
- Rebate allowance, **6:5**
- Registration, establishing residency for registration/use or sales taxes, **6:9**
- Rescission of sale of motor vehicle, abatement for, **6:8**
- Residency for registration/use or sales taxes, factors establishing, **6:9**
- Timing of payment, **6:2**
- Trade-in allowance, **6:4**

SALVAGED MOTOR VEHICLES

- Title of motor vehicles, **7:28, 7:30**

SATISFACTION, RELEASE OR DISCHARGE

- Compromise and settlement, effect of release on joint and several liability, **15:38**
- Compromise and settlement, release prior to accident, **15:33**
- Liability Insurance, this index
- Retail Installment Contracts, this index
- Satisfaction, failure of debtor to satisfy judgment for uninsured motor vehicle property damage, **3:181**
- State oversight of motor vehicles, authorized release of personal driving history/full certified driving history, **2:26**

SCARR PROGRAM

- Driving instruction, **3:81**

SCHEDULE OF ASSESSMENTS

- Civil violations of motor vehicle laws, **16:27**

SCHOOL BUSES

- Certificates, see lines throughout this topic
- Forms. Licenses, permits, and identification cards, below
- Identification cards. Licenses, permits, and identification cards, below
- Licenses, permits, and identification cards
 - Generally, **3:69 to 3:73**
 - Forms
 - School bus driver certificate, application for, **3:73**
 - School pupil transportation (7D) certificate, application for, **3:72**
 - Regulation 540 CMR § 2.15 school bus operators, table, **3:71**
 - School bus driver certificate, application for, form, **3:73**
 - School pupil transportation (7D) certificate, application for, form, **3:72**

SCHOOL BUSES—Cont'd

- Licenses, permits, and identification cards—Cont'd
 - School pupil transport vehicle, license to operate, **3:70**
 - Suspension or revocation of license, below
 - Table, regulation 540 CMR § 2.15 school bus operators, **3:71**
- Regulation 540 CMR § 2.15 school bus operators, table, **3:71**
- Revocation of license. Suspension or revocation of license, below
- School bus driver certificate, application for, form, **3:73**
- School pupil transportation (7D) certificate, application for, form, **3:72**
- School pupil transport vehicle, license to operate, **3:70**
- Suspension or revocation of license
 - Failure to stop for, **3:195**
 - License to operate, violations, **3:196**
- Table, regulation 540 CMR § 2.15 school bus operators, **3:71**

SCOOTERS

- Generally, **7:72 to 7:75**

SEARCH AND SEIZURE

- Generally, **18:1 to 18:87**
- Administrative forfeiture, **18:72**
- Administrative roadblock, **18:39**
- Affidavit and warrant, contents, **18:6**
- Aguilar-Spinelli test, informant's tip and retention of, **18:5**
- Alcohol-related driving convictions, **18:80**
- Alternatives to impoundment, **18:46**
- Appointments
 - Special police officer by municipality, **18:54**
 - Special state police officer, **18:55**
- Arrest, search incident to
 - Generally, **18:32 to 18:35**
 - Federal jurisprudence, **18:33**
 - M.G.L.A. c. 276 § 1, **18:34**
 - Timing of search incident to arrest, **18:35**

SEARCH AND SEIZURE—Cont'd

- Article 14 jurisprudence, **18:12**
- Authority to give consent, **18:29**
- Automobile exception
 - Generally, **18:11 to 18:16**
 - Article 14 jurisprudence, **18:12**
 - Carroll doctrine, **18:11 to 18:16**
 - Extent of search under Carroll, **18:16**
 - Probable cause to search v. probable cause to arrest, **18:13**
 - Timing of probable cause and search under Carroll, **18:15**
 - Warrantless search of vehicle, probable cause to conduct, **18:14**
- Basis for Terry stop, **18:19**
- Breaking into vehicle to steal firearm, forfeiture of vehicle for, **18:82**
- Burden of proof
 - Consent to search, **18:28**
 - Forfeiture of motor vehicles and contents, **18:77**
- Canine sniff, **18:22**
- Carroll doctrine, **18:11 to 18:16**
- Cell site location services and global positional systems, **18:64**
- Cellular telephones and electronic devices, search of, **18:63**
- Civil asset forfeiture procedure, **18:72.50**
- Civil asset forfeiture reform, **18:78**
- Civil forfeiture, **18:72, 18:77**
- Community caretaking and roadblocks
 - Generally, **18:36 to 18:42**
 - Administrative roadblock, **18:39**
 - Emergency aid doctrine, **18:40**
 - Emergency roadblock, **18:41**
 - Protective custody for those incapacitated by intoxication, **18:42**
- Roadblocks, **18:37**
- Sobriety checkpoint, **18:38**
- Consent to search
 - Generally, **18:27 to 18:31**
 - Authority to give consent, **18:29**
 - Burden of proof, **18:28**
 - Scope of, **18:30**

INDEX

SEARCH AND SEIZURE—Cont'd

- Consent to search—Cont'd
 - Withdrawal of, **18:31**
- Contents of affidavit and warrant, **18:6**
- Criminal forfeiture, **18:72**
- Discriminatory profiling and selective enforcement, **18:10**
- Documenting inventory search, **18:48**
- Drug-related offenses, **18:79**
- Duration of detention, **18:21**
- Electronic surveillance and searches
 - Generally, **18:62 to 18:70**
 - Cell site location services and global positional systems, **18:64**
 - Cellular telephones and electronic devices, search of, **18:63**
 - Electronic toll collection systems, **18:68**
 - Face recognition technology, **18:66**
 - Geofence warrants, **18:65**
 - Global positional systems, cell site location services and, **18:64**
 - Surveillance cameras and automatic license plate readers, **18:67**
 - Vehicle event data recorders, **18:70**
 - Vehicle telematics, **18:69**
- Electronic toll collection systems, **18:68**
- Emergency aid doctrine, **18:40**
- Emergency roadblock, **18:41**
- Enterprise crimes, **18:83**
- Excessive fines and forfeitures, **18:76**
- Exclusionary rule and fruit of poisonous tree doctrine, **18:8**
- Exit order to vehicle occupants, **18:24**
- Extra-territorial arrest on fresh pursuit law, **18:53**
- Face recognition technology, **18:66**
- Federal forfeited asset sharing, **18:73**
- Firearm, forfeiture of vehicle for breaking into vehicle to steal, **18:82**
- Forfeiture of motor vehicles and contents
 - Generally, **18:71 to 18:87**

SEARCH AND SEIZURE—Cont'd

- Forfeiture of motor vehicles and contents—Cont'd
 - Administrative forfeiture, **18:72**
 - Alcohol-related driving convictions, **18:80**
 - Breaking into vehicle to steal firearm, forfeiture of vehicle for, **18:82**
 - Burden of proof in civil forfeiture cases, **18:77**
 - Civil asset forfeiture procedure, **18:72.50**
 - Civil asset forfeiture reform, **18:78**
 - Civil forfeiture, **18:72, 18:77**
 - Criminal forfeiture, **18:72**
 - Drug-related offenses, **18:79**
 - Enterprise crimes, **18:83**
 - Excessive fines and forfeitures, **18:76**
 - Federal forfeited asset sharing, **18:73**
 - Firearm, forfeiture of vehicle for breaking into vehicle to steal, **18:82**
 - Form, petition for forfeiture under M.G.L.A. c. 90, § 24W, **18:81**
 - Gambling and gaming, **18:83**
 - Human trafficking, **18:84**
 - Jurisdiction, **18:75**
 - Money laundering, **18:85**
 - Relief from order of forfeiture, **18:87**
 - Snow or recreation vehicle, forfeiture due to violation or subsequent violation of M.G.L.A. c. 90 § 26, **18:86**
 - Standing to contest forfeiture, **18:74**
- Forms
 - Firearm, forfeiture of vehicle for breaking into vehicle to steal, **18:82**
- Fresh pursuit and extraterritorial stops, **18:51, 18:53**
- Frisk and protective search of vehicle, **18:25**
- Fruit of poisonous tree doctrine, exclusionary rule and, **18:8**

SEARCH AND SEIZURE—Cont'd

- Gambling and gaming, forfeiture of motor vehicles and contents, **18:83**
- Geofence warrants, **18:65**
- Global positional systems, cell site location services and, **18:64**
- Human trafficking, forfeiture of motor vehicles and contents, **18:84**
- Impoundment of vehicle. Vehicle impoundment and inventory search, below
- Incriminating nature, plain view doctrine and public vantage, **18:61**
- Inevitable discovery doctrine, **18:9**
- Informant's tip and retention of Aguilar-Spinelli test, **18:5**
- Inventory search. Vehicle impoundment and inventory search, below
- Investigatory stop. Terry v. Ohio, investigatory stop under, below
- Jurisdiction
 - Forfeiture of motor vehicles and contents, **18:75**
 - Territorial and jurisdictional limitations on law enforcement, below
- Law enforcement demand for identification, **18:23**
- Money laundering, forfeiture of motor vehicles and contents, **18:85**
- Mutual aid agreements and programs, **18:57**
- Ordering occupants to exit vehicle, **18:24**
- Pat-frisk and protective search of vehicle, **18:25**
- Plain view doctrine and public vantage
 - Generally, **18:58 to 18:61**
 - Incriminating nature, **18:61**
 - Plain view doctrine, **18:60**
 - Public vantage, **18:59**
- Pretextual stops, **18:26**
- Probable cause to search v. probable cause to arrest, **18:13**

SEARCH AND SEIZURE—Cont'd

- Protective custody, **18:42**
- Public vantage. Plain view doctrine and public vantage, above
- Reasonableness of impoundment, **18:45**
- Refusal to submit to police officer, **18:52**
- Relief from order of forfeiture, **18:87**
- Request for aid, **18:56**
- Requirement for warrant, **18:4**
- Roadblocks, **18:37**
- Scope of threshold inquiry or investigatory stop, **18:20**
- Selective enforcement, discriminatory profiling and, **18:10**
- Snow or recreation vehicle, forfeiture due to violation or subsequent violation of M.G.L.A. c. 90 § 26, **18:86**
- Sobriety checkpoint, **18:38**
- Special police officer, appointment as by municipality, **18:54**
- Special state police officer, appointment as, **18:55**
- Standing to contest forfeiture, **18:74**
- Standing to object to seizure of motor vehicle, **18:3**
- Surveillance cameras and automatic license plate readers, **18:67**
- Territorial and jurisdictional limitations on law enforcement
 - Generally, **18:50 to 18:57**
 - Appointment as special police officer by municipality, **18:54**
 - Appointment as special state police officer, **18:55**
 - Extra-territorial arrest on fresh pursuit law, **18:53**
 - Fresh pursuit, **18:51, 18:53**
 - Mutual aid agreements and programs, **18:57**
 - Refusal to submit to police officer, **18:52**
 - Request for aid, **18:56**
 - Special police officer, appointment as by municipality, **18:54**
 - Special state police officer, appointment as, **18:55**

INDEX

SEARCH AND SEIZURE—Cont'd

- Terry v. Ohio, investigatory stop
 - under
 - Generally, **18:17 to 18:26**
 - Basis for Terry stop, **18:19**
 - Canine sniff, **18:22**
 - Duration of detention, **18:21**
 - Exit order to vehicle occupants, **18:24**
 - Law enforcement demand for identification, **18:23**
 - Pat-frisk of occupants and protective search of vehicle, **18:25**
 - Pretextual stops, **18:26**
 - Scope of investigatory stop, **18:20**
 - Timing of reasonable suspicion, **18:18**
- Timing
 - Duration of detention, **18:21**
 - Inventory search, **18:49**
 - Probable cause and search under Carroll, **18:15**
 - Reasonable suspicion, **18:18**
- Vehicle event data recorders, **18:70**
- Vehicle impoundment and inventory search
 - Generally, **18:43 to 18:49**
 - Alternatives to impoundment, **18:46**
 - Documenting inventory search, **18:48**
 - Impoundment, **18:44**
 - Inventory search, **18:47**
 - Reasonableness of impoundment, **18:45**
 - Timing of inventory search, **18:49**
- Vehicle telematics, **18:69**
- Warrantless search of vehicle, probable cause to conduct, **18:14**
- Warrant Management System, **18:7**
- Warrant requirement, **18:4**
- What constitutes seizure in motor vehicle case, **18:2**
- Withdrawal of consent to search, **18:31**

SEASONALLY REGISTERED VEHICLES

- Excise taxes on motor vehicles, **6:32**

SEAT BELTS

- Children and minors, **12:16, 12:43**

SECURITY

- Autonomous Vehicles, this index

SEIZURE

- Search and Seizure, this index

SELECTIVE ENFORCEMENT

- Search and seizure, **18:10**

SELF-DRIVING VEHICLES

- Autonomous Vehicles, this index

SENIOR CITIZENS

- Registration of motor vehicles, **7:50**

SENTENCING

- Operating under the influence, **17:75**

SEPARATE ACTIONS

- Joint tortfeasors, **10:66**

SERIOUS BODILY INJURY

- Operating under influence causing, M.G.L.A. c. 90, § 24L, **17:76**

SERVICE OF PROCESS

- Process and Service of Process, this index

SETTLEMENT

- Compromise and Settlement, this index

SHOOTINGS

- Drive-by shootings, **17:53**

SIGNALS

- Railroad Liability, this index

SKIDDING

- Liability, **11:12**

SLIPPERY STREET

- Government, suits against, **13:24**

SNOW AND ICE

- Government, suits against, **13:25**

SNOW VEHICLE

- Liability for allowing person under 18 to operate, **11:6**
- Sales and use taxes, **6:26, 6:27**
- Search and seizure, **18:86**

SOBRIETY CHECKPOINT

Search and seizure, **18:38**

SOCIAL HOST LIABILITY

Liquor liability, **13:67**

SOCIAL SECURITY NUMBERS

Registry of motor vehicles use and disclosure of, **2:17**

SOLE CAUSE REQUIREMENT

Government, suits against, **13:32**

SOVEREIGN IMMUNITY

Government, suits against, **13:1**

**SPECIAL INVESTIGATION
UNIT/ENFORCEMENT
SERVICES DIVISION**

Generally, **2:15**

SPECIAL POLICE OFFICER

Search and seizure, **18:54**

**SPECIAL STATE POLICE
OFFICER**

Search and seizure, **18:55**

SPEED

Conversion table, **11:10**

Evidence, lay opinion as to speed of motor vehicle, **15:19**

Gross negligence, excessive speed, **10:40**

Low-speed vehicles, **1:7**

Unreasonable speed, **11:10**

SPEEDING TICKETS

Driver's Licenses, this index

SPOUSE

Husband and Wife, this index

STANDARD OF CARE

Government, suits against, **13:31**

STANDING TO CONTEST

Search and seizure, **18:74**

STANDING TO OBJECT

Seizure of motor vehicle, **18:3**

STANDING VEHICLES

Liability, this index

**STARTING VEHICLE WITH
CHILD NEARBY**

Generally, **12:42**

STATE CERTIFICATION

Consumer Protection and Lemon Laws, this index

**STATE OVERSIGHT OF MOTOR
VEHICLES**

Generally, **2:1 to 2:43**

Appraiser licensing board. Auto Damage Appraiser Licensing Board, below

Attorney General's Office and District Attorneys, **2:42**

Auto Damage Appraiser Licensing Board

Generally, **2:34 to 2:37**

Automobile Insurer's Bureau (AIB) of Massachusetts, **2:36**

Insurance Fraud Bureau, **2:37**

Massachusetts Insurer's Insolvency Fund, **2:35**

Department of Environmental Protection, **2:41**

Division of Banks, **2:43**

Division of Insurance

Generally, **2:30 to 2:37**

Auto Damage Appraiser Licensing Board, above

Board of Appeals on Motor Vehicles Liability Policies and Bonds, **2:32**

Duties, **2:31**

Motor vehicle insurance rating bureau, **2:33**

Rating bureau, **2:33**

Executive Office of Energy and Environmental Affairs, **2:40**

Forms

Generally, **2:24 to 2:26**

Authorized release of personal driving history/full certified driving history, **2:26**

Request for driving record, **2:24**

Request for personal information in RMV records, **2:25**

Insurance Division. Division of Insurance, above

INDEX

STATE OVERSIGHT OF MOTOR VEHICLES—Cont'd

- Licensing board. Auto Damage Appraiser Licensing Board, above
- Massachusetts State Police and other law enforcement, **2:39**
- Organ donation, **2:27**
- Registry fees, **2:29**
- Registry of Motor Vehicles, this index
- Transportation Oversight Division of Department of Public Utilities, **2:38**
- Voter registration, **2:28**

STATUTE OF LIMITATIONS

- Government, suits against, Tort Claims Act, **13:9, 13:10**
- Liability insurance, **9:131**
- Wrongful death actions, **10:49**

STEALING

- Theft, this index

STEERING

- Repair shop coverage, **8:44**

STEPS

- Passengers in common carriers, obstructions and foreign matter, **8:11, 12:10**

STIPULATIONS

- Compromise and settlement, stipulation of dismissal, **15:37**

STORAGE LIENS

- Towing and removal of motor vehicles, **8:33**

SUBJECT MATTER JURISDICTION

- Generally, **15:1**

SUDDEN APPEARANCE

- Children and minors, **12:41**

SUDDEN JERKS AND JOLTS

- Passengers in common carriers, **8:8, 12:7**

SUDDEN PERIL

- Negligence and causation, standard of care, **10:5**

SUFFERING

- Pain and Suffering, this index

SURCHARGES

- Liability Insurance, this index

SURVEILLANCE CAMERAS

- Search and seizure, **18:67**

SURVIVAL OF ACTIONS

- Wrongful death actions, **10:45**

SURVIVING SPOUSE

- Title of motor vehicles, **7:26, 7:27**
- Veteran and Military License Plates, this index

SUSPENSION OR REVOCATION

- Criminal Offenses, this index
- Driver's Licenses, this index
- Purchase, Sale and Lease of Motor Vehicles, this index
- Registration of Motor Vehicles, this index
- School Buses, this index
- Title of motor vehicles, **7:32**

SYMPATHY STATEMENTS

- Evidence, statements of sympathy not admissions of liability, **15:17**

TABLES

- Appraisals and Repairs, this index
- Civil Violations of Motor Vehicle Laws, this index
- Consumer Protection and Lemon Laws, this index
- Driver's Licenses, this index
- Driving Instruction, this index
- Financial Responsibility Laws, this index
- Liability Insurance, this index
- License Plates, this index
- Speed conversion table, **11:10**
- Towing and removal of motor vehicles, table 220 CMR 272.00 rates for towing of motor vehicles, **8:36**

TABLES—Cont'd

Transportation network companies (TNC), taxicabs, and liveries, table 22- CMR 274 transportation network companies, **1:27**

TAXATION

Excise Taxes on Motor Vehicles, this index

Good tax standing, preclusion by failure to register vehicle, **7:82**

Illegal registration of vehicle to avoid, **17:27, 17:28**

Purchase, sale and lease of motor vehicles, tax vendor registration, **4:6**

Registration of motor vehicles, **7:78, 7:82**

Sales and Use Taxes on Motor Vehicles, this index

TAXICABS

Transportation Network Companies (TNC), Taxicabs, and Liveries, this index

TECHNOLOGY

Autonomous vehicles, **1:30**

Electronic Devices, this index

Face recognition technology, search and seizure, **18:66**

TELEMATICS

Search and seizure, **18:69**

10(B) DEFENSE

Tort Claims Act, **13:12**

TERRITORIAL EXCLUSION

Liability insurance, **9:111**

TERRITORIAL LIMITATIONS ON LAW ENFORCEMENT

Search and Seizure, this index

TERRORISM

Motor vehicles, **17:54**

TERRY STOP

Search and Seizure, this index

TESTIMONY

Agency and vicarious liability, testimony of agent, proof of

TESTIMONY—Cont'd

agency and authority, **13:53**

Expert Testimony, this index

TESTS AND TESTING

Autonomous Vehicles, this index

Blood Tests, this index

Driver's Licenses, this index

TEXTING

Cell Phones and Texting, this index

THEFT

Driver's Licenses, this index

Property Crimes, this index

Registration of Motor Vehicles, this index

Registry-issued documents, **17:25**

Towing and removal of motor vehicles, stolen motor vehicles, **8:31**

THIRD PARTY CLAIMS

Compromise and settlement, notice of settlement payment, **15:36**

Liquor liability, **13:64**

TICKETS

Civil violations of motor vehicle laws, **16:28**

TIME

Grace Periods, this index

Inspections, this index

Liability insurance, failure to give timely notice of claim, **9:124**

No-fault insurance, time for payment of benefits, **9:93**

Purchase, sale and lease of motor vehicles, time and place, no grace period for sale of motor vehicle, **4:24**

Sales and use taxes on motor vehicles, timing of payment, **6:2**

Search and Seizure, this index

TINTED GLASS

Waiver, application for, **3:100**

TITLE DIVISION

Registry of motor vehicles, **2:8**

INDEX

TITLE OF MOTOR VEHICLES

- Generally, **7:1 to 7:32**
- Affidavits
 - Certificate of title for salvage vehicle, affidavit in lieu of, **7:31**
 - Surviving spouse, form, **7:27**
- Amending title or adding lien, **7:20**
- Certificate of origin, **7:2**
- Certificate of title, generally, **7:3**
- Criminal Offenses, this index
- Dealer transfer of title, **7:25**
- Disclosures, **7:24**
- Duplicate certificates of title, **7:18, 7:19**
- Electronic lien and title program, **7:6**
- Exemptions from title requirement, **7:4**
- First certificate of title, **7:7**
- Forms
 - Affidavit in lieu of certificate of title for salvage vehicle, **7:31**
 - Affidavit of surviving spouse, **7:27**
 - Amending title or adding lien, **7:20**
 - Application for withdrawal of title of new vehicle, **7:9**
 - Duplicate certificate of title, application for, **7:19**
 - Junking or scrapping motor vehicle, form C90D § 20E, **7:29**
 - Reassignment of title, application for dealer, **7:21**
 - Request for personal information in RMV records, **7:15**
 - RTA form, registration and title application and instruction guide, **7:8**
 - Salvaged motor vehicle, application for inspection of, **7:30**
 - Title history search or title photocopy, **7:11**
- Issuance of certificate of title, **7:16**
- Junking or scrapping motor vehicle, form, **7:29**
- Motor vehicles requiring title, **7:1**
- Operation of law, transfer of title by, **7:26**
- Out-of-state, titling in Massachusetts of vehicles from, **7:23**

TITLE OF MOTOR VEHICLES

—Cont'd

- Purchase, sale and lease of motor vehicles, transfer of title, **4:19, 4:62**
 - Reassignment of title, application for dealer, **7:21**
 - Recreational Vehicles, this index
 - Registration of Motor Vehicles, this index
 - Request for personal information in RMV records, form, **7:15**
 - Revocation of certificate of title, **7:32**
 - RTA form, registration and title application and instruction guide, **7:8**
 - Salvaged and recycled motor vehicles, **7:28, 7:30**
 - Surviving spouse, **7:26, 7:27**
 - Suspension or revocation of certificate of title, **7:32**
 - Title history, **7:10, 7:11**
 - Title history search or title photocopy, **7:11**
 - Transfer of certificate of title, **7:22**
 - Transfer of title by operation of law, **7:26**
 - Types of title, **7:5**
 - Vehicle Identification Numbers (VINs)
 - Generally, **7:12**
 - Forms
 - Replacement of Vehicle Identification Number (VIN), application for, **7:14**
 - VIN verification, proof of visual inspection, **7:13, 7:19**
 - Withdrawal of title of new vehicle, application form, **7:9**
 - Withholding certificate of title, **7:17**
- ### TOLLS
- Search and seizure, electronic toll collection systems, **18:68**
 - Violations
 - Appeals, **3:191, 3:192, 16:32**
 - Consequences of failure to pay toll, appeal violation or respond to DOT notices, **16:33**

TOLLS—Cont'd

- Violations—Cont'd
 - Massachusetts Turnpike, **16:31**
 - Maurice J. Tobin Memorial Bridge, **3:192, 16:30**

TOOLS

- Breaking into motor vehicles, possession of, **17:85**

TORT CLAIMS ACT

- Government, Suits Against, this index

TORT LAW

- Autonomous vehicles, **1:42**

TOWING AND REMOVAL OF MOTOR VEHICLES

- Generally, **8:24 to 8:36**
- Abandoned or stolen motor vehicles, removal of, **8:31**
- Affidavit of sale of involuntarily towed vehicle, **8:35**
- Application for towing decal, **8:27**
- Carrier application for new involuntary tow certificate, **8:26**
- Certificate
 - Carrier application for new involuntary tow certificate, form, **8:26**
 - Transportation oversight division, **8:25**
- Charges and expenses for towing, **8:32**
- Decal, application for towing decal, form, **8:27**
- Forms
 - Affidavit of sale of involuntarily towed vehicle, **8:35**
 - Application for towing decal, **8:27**
 - Carrier application for new involuntary tow certificate, **8:26**
- Government authority, towing by, **8:28**
- Involuntarily towed vehicle
 - Affidavit of sale of, form, **8:35**
 - Carrier application for new involuntary tow certificate, **8:26**
 - Sale of, **8:34**
- Liens, storage, **8:33**

TOWING AND REMOVAL OF MOTOR VEHICLES—Cont'd

- Private party, towing of motor vehicle by, **8:29**
- Sale of involuntarily towed vehicle, **8:34**
- Stolen motor vehicles, removal of, **8:31**
- Storage liens, **8:33**
- Table 220 CMR 272.00 rates for towing of motor vehicles, **8:36**
- Transportation oversight division, towing certificate from, **8:25**
- Trespass by motor vehicle, **8:30**

TRACTORS, TRAILERS, AND ASSOCIATED CONFIGURATIONS

- Generally, **1:11**

TRADE-IN ALLOWANCE

- Sales and use taxes on motor vehicles, **6:4**

TRANSPORTATION NETWORK COMPANIES (TNC), TAXICABS, AND LIVERIES

- Generally, **1:17 to 1:27**
- Distinctions from taxicabs, **1:20**
- Driver certificates suitability standards, **1:24**
- Enhanced inspection, **8:18**
- Inspection of TNC vehicles, **1:25, 8:18**
- Insurance requirements, **1:26**
- Liveries, **1:18**
- Permits, **1:23**
- Per ride fees assessments, **1:22**
- Statutes, regulations, and oversight, **1:21**
- Table 22- CMR 274 transportation network companies, **1:27**
- Taxicabs, **1:17**
- Transportation network companies, **1:19**

TRANSPORTATION OVERSIGHT DIVISION

- Generally, **2:38**
- Towing certificate from, **8:25**

INDEX

TRANSPORTER REGISTRATION AND PLATES

Application for § 5, forms, **7:62**

TRESPASS

Children, **12:38**

Passengers in common carriers, **12:3**

Railroad liability, claims involving, **13:76**

Towing and removal of motor vehicles, **8:30**

TURNAWAY DOCUMENT

Inspections, **8:6**

UNAUTHORIZED GUEST OF EMPLOYEE

Agency and vicarious liability, **13:56**

UNDER THE INFLUENCE

Driver's Licenses, this index

Liquor liability, **13:69**

UNEVEN SURFACES

Government, suits against, **13:18**

UNIFIED CARRIER REGISTRATION

Generally, **7:55**

UNINSURED AND UNDERINSURED INSURANCE

Arbitration, **15:42**

Liability Insurance, this index

UNINSURED VEHICLES

Criminal offenses, **17:39**

License plates, **7:87**

UNLICENSED DEALER SALES

Generally, **4:5**

UNLICENSED OPERATORS

Criminal Offenses, this index

USED VEHICLES

Disclosure and designation, **4:14**

Purchase, Sale and Lease of Motor Vehicles, this index

USE WITHOUT AUTHORITY

Criminal offenses, **17:52**

Liability insurance, **9:116**

VANITY AND SPECIAL LICENSE PLATES

Generally, **7:99, 7:100**

VEGETATION

Government, suits against, vegetation on one side of road or overhanging road, **13:22**

VEHICLE EVENT DATA RECORDERS

Search and seizure, **18:70**

VEHICLE IDENTIFICATION NUMBERS (VINS)

Licenses, permits, and identification cards, revocation and suspension, **3:144**

Property crimes, **17:96**

Title of Motor Vehicles, this index

VEHICLES SAFETY AND COMPLIANCE SERVICES DEPARTMENT

Generally, **2:10**

VEHICLE TELEMATICS

Search and seizure, **18:69**

VENUE

Government, suits against, **13:8, 13:42**

VETERAN AND MILITARY LICENSE PLATES

Generally, **7:104 to 7:112**

Active duty awarded medal plates, application, **7:105**

Application for, form, **7:106**

Awarded medal veterans' plates, **7:108 to 7:110**

Disabled veteran parking placard/plate, **7:110**

Forms

Generally, **7:105 to 7:112**

Active duty awarded medal plates, application, **7:105**

Awarded medal veterans' plates, **7:108, 7:109**

Disabled veteran parking placard/plate, **7:110**

**VETERAN AND MILITARY
LICENSE PLATES—Cont'd**

- Forms—Cont'd
 - Surviving spouse, application for awarded medal veterans' plates for, **7:109**
 - Surviving spouse, application for veterans' plates, **7:107**
 - Veterans' plates, **7:106 to 7:110**
- Surviving spouse
 - Application for awarded medal veterans' plates, **7:109**
 - Application for veterans' plates, **7:107**
 - Veterans' plates, **7:106 to 7:110**

VICARIOUS LIABILITY

- Agency and Vicarious Liability, this index

VIDEO AND VIDEOTAPES

- Evidence, **15:16**
- Operating under the influence, **17:70**

VISION SCREENING

- Driver's licenses, **3:93, 3:94**

VOLUNTARY SURRENDER

- Driver's license, affidavit, **3:101**

VOTER REGISTRATION

- State oversight of motor vehicles, **2:28**

WAGERING

- Criminal offenses, **17:40**

WAIVER

- Estoppel and Waiver, this index

WANTON CONDUCT

- Willful, Wanton or Reckless Conduct, this index

WARNINGS

- Civil violations of motor vehicle laws, written warnings, **16:6**
- Liability, warning sounds, **11:13**

WARRANTIES

- Consumer Protection and Lemon Laws, this index
- Purchase, sale and lease of motor vehicles, vehicle protection

WARRANTIES—Cont'd

- product warranties, **4:11**

WARRANTLESS SEARCH

- Search and seizure, **18:14**

**WARRANT MANAGEMENT
SYSTEM**

- Search and seizure, **18:7**

WARRANTS

- Search and Seizure, this index

WATERCRAFT

- Boats, this index

“WAY”

- Defined, **17:13**

WEAPONS

- Firearms, this index

WIFE

- Husband and Wife, this index

**WILLFUL, WANTON OR
RECKLESS CONDUCT**

- Children, parental liability for willful acts of, **12:44**
- Driver's licenses, third conviction, willfully obstructing or obstructing fire or police vehicle or ambulance, **3:194**
- Negligence and causation, **10:10**
- Railroad liability, **13:77**

WINDOWS

- Driver's licenses, third conviction for illegal tinting vehicle windows, **3:193**
- Passengers in common carriers, injury caused by door, **8:12, 12:11**

WITHDRAWAL

- Search and seizure, consent to search, **18:31**
- Title of motor vehicles, application for withdrawal of title of new vehicle, **7:9**

WITHHOLDING

- Certificate of title, **7:17**

INDEX

WITNESSES

- Agency and vicarious liability, testimony of agent, proof of agency and authority, **13:53**
- Expert Testimony, this index

WORKERS' COMPENSATION

- Liability insurance, **9:119**
- No-fault insurance, exclusion of those entitled to workers' compensation, **9:76**

WRITING AND WRITTEN MATTERS

- Civil violations of motor vehicle laws, written warnings, **16:6**
- Purchase, Sale and Lease of Motor Vehicles, this index

WRONGFUL DEATH ACTIONS

- Generally, **10:41 to 10:50**
- Comparative negligence, due care of decedent and, **10:43**

WRONGFUL DEATH ACTIONS

—**Cont'd**

- Conflict of laws, **10:50**
- Conscious suffering, **10:47**
- Damages, **10:44, 14:20, 14:21**
- Derivative nature of wrongful death claims, **10:42**
- Due care of decedent and comparative negligence, **10:43**
- Emotional distress from death of family member, **10:48**
- Government, suits against, **13:41**
- Railroad liability, **13:75**
- Statute of limitations, **10:49**
- Survival of actions, **10:45**
- Tortfeasor dies first, action where, **10:46**

YEAR OF MANUFACTURE

- License plates, **7:102**