90B/2/B **MBOAT ID NO., OPERATE WITHOUT** c90B §2
on **[DATE OF OFFENSE:]** did maintain or operate, or suffer or permit the operation of, a motorboat on the waters of the Commonwealth that was not numbered in accordance with G.L. c.90B, not being excepted by law, in violation of G.L. c.90B, §2. (PENALTY from §14: not more than $50.)

90B/3/B **MBOAT ID NO. CERTIF, FAIL POSSESS** c90B §3(a)
on **[DATE OF OFFENSE:]** did operate a motorboat on the waters of the Commonwealth and did fail to have the certificate of number available at all times for inspection on such motorboat, not being excepted by law, in violation of G.L. c.90B, §3(a). (PENALTY from §14: not more than $50.)

90B/3/D **MBOAT ID NO. CERTIFICATE, NO** c90B §3(a)
on **[DATE OF OFFENSE:]**, being the owner of a motorboat principally used in the Commonwealth, did display on such motorboat on the waters of the Commonwealth an identification number without having a valid certificate of number issued by the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, not being excepted by law, in violation of G.L. c.90B, §3(a). (PENALTY from §14: not more than $50.)

90B/3/F **MBOAT ID NO., DISPLAY WRONG** c90B §3(k)
on **[DATE OF OFFENSE:]** did paint, attach, or otherwise display a number on the side of the bow of a motorboat that was not the number awarded or granted reciprocity pursuant to the provisions of G.L. c.90B, in violation of G.L. c.90B, §3(k). (PENALTY from §14: not more than $50.)

90B/3/H **MBOAT ID NO., FAIL DISPLAY** c90B §3(a)
on **[DATE OF OFFENSE:]**, being the owner of a motorboat, did fail to cause to be painted on or attached to each side of the bow of such motorboat, from left to right and in block characters of good proportion not less than three inches in height and of a color that contrasted with the color of the background and so maintained as to be clearly visible and legible, the identification number appearing on the certificate of number, in violation of G.L. c.90B, §3(a). (PENALTY from §14: not more than $50.)

90B/3/J **MBOAT ADDRESS CHANGE VIOLATION** c90B §3(i)
on **[DATE OF OFFENSE:]**, being the holder of a certificate of number for a motorboat, did fail to notify the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs of his or her new address within fifteen days of his or her address no longer conforming to the address appearing on such certificate of number, in violation of G.L. c.90B, §3(i). (PENALTY from §14: not more than $50.)

90B/3/L **MBOAT TRANSFER, FAIL REPORT** c90B §3(h)
on **[DATE OF OFFENSE:]**, being the owner of a motorboat numbered pursuant to G.L. c.90B, §3, did fail to notify the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs of the transfer of all or some part of his or her interest in such motorboat, other than the creation of a security, or of the destruction or abandonment of such motorboat, within fifteen days thereof, in violation of G.L. c.90B, §3(h). (PENALTY from §14: not more than $50.)

90B/4/B **MBOAT CERTIFIC, FAIL REPORT LOST** c90B §4
on **[DATE OF OFFENSE:]**, being the owner of a motorboat that had been awarded a certificate of number, did fail to notify the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs within fifteen days of the circumstances of the loss, destruction, or mutilation to the point of illegibility of such certificate, in violation of G.L. c.90B, §4. (PENALTY from §14: not more than $50.)

90B/4A **MBOAT ID NO. CERTIFICATE, FORGED** c90B §4A
on **[DATE OF OFFENSE:]**: (1) did falsely make, alter, forge or counterfeit, or procure or assist another to falsely make, alter, forge or counterfeit, a certificate of number of a motorboat; or (2) did forge or without authority use the signature, facsimile of the signature, or validating signature stamp, of the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs upon a genuine or falsely made, altered, forged or counterfeited certificate of number of a motorboat; or (3) did possess or utter, publish as true, or in some way make use of a falsely made, altered, forged or counterfeited certificate of number of a motorboat; or (4) did possess or utter, publish as true, or in some way make use of a falsely made, altered, forged or counterfeited signature, facsimile of the signature or validating signature stamp of the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, in violation of G.L. c.90B, §4A. (PENALTY: not more than $100.)

90B/4B/A **MBOAT ID NO., ATT SELL WITH OBLITERATED** c90B §4B
on **[DATE OF OFFENSE:]** did attempt to sell or otherwise dispose of a motorboat, or a motor or engine designed for use in a boat, knowing or having reason to believe that the identifying number or numbers of such motorboat, motor or engine had been removed, defaced, altered, changed, destroyed, obliterated or mutilated with intent thereby to conceal the identity of such motorboat, motor or engine, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.90B, §4B. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90B/4B/B **MBOAT ID NO., SELL WITH OBLITERATED** c90B §4B
on **[DATE OF OFFENSE:]** did sell or otherwise dispose of a motorboat, or a motor or engine designed for use in a boat, knowing or having reason to believe that the identifying number or numbers of such motorboat, motor or engine had been removed, defaced, altered, changed, destroyed, obliterated or mutilated with intent thereby to conceal the identity of such motorboat, motor or engine, in violation of G.L. c.90B, §4B. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90B/4B/C **MBOAT MANUFACTURER ID NO., REMOVE** c90B §4B
on **[DATE OF OFFENSE:]** did remove, deface, alter, change, destroy, obliterate or mutilate, or did cause to be removed or destroyed or in some way, defaced, altered, changed, obliterated or mutilated, the identifying number or numbers of the manufacturer of a motorboat or the identifying number of the manufacturer of a motor or engine designed for use in a boat, with intent thereby to conceal the identity of such motorboat, motor or engine, in violation of G.L. c.90B, §4B. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90B/5/B **MBOAT EQUIPMENT VIOLATION** c90B §5
on **[DATE OF OFFENSE:]** did operate or suffer or permit the operation of a motorboat: (1) of class 2 or 3 that was not equipped with an efficient bell; or (2) that was subject to the provisions of G.L. c.90B, §5(j), other than an open boat, and that used as fuel a liquid of a volatile nature, without having provided such means for properly and efficiently venting the bilges of the engine and fuel tank compartments so as to remove any explosive or inflammable gases, as have been prescribed by regulations of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs; or (3) that was not equipped with the number, size and type of fire extinguisher capable of promptly and effectually extinguishing gasoline, as required for that class of motorboat by G.L. c.90B, §5(h) and by such regulations; or (4) that did not have the carburetor or carburetors of every engine therein using gasoline as fuel, except outboard motors, equipped with such efficient flame arrestor, backfire trap, or other similar device as required by such regulations; or (5) that was

not equipped with at least one personal flotation device, of the type prescribed by G.L. c.90B, §5(g), for each person aboard; or (6) of class 1, 2 or 3 that was not equipped with an efficient whistle or other sound-producing mechanical appliance; or (7) during the period from sunset to sunrise without carrying and exhibiting while underway the lights required for that class of motorboat, and no other lights which might be mistaken for those prescribed, in violation of G.L. c.90, §5. (PENALTY from §14: not less than $10, not more than $50.)

90B/5A/B **BOAT LIFE SAVING DEVICE, NO** c90B §5A
on **[DATE OF OFFENSE:]** did operate or suffer or permit the operation of a vessel that was not subject to the provisions of G.L. c.90B, §5 without such vessel carrying one Coast Guard approved life saving device in good and serviceable condition and in a readily accessible location, for each person on board, in violation of G.L. c.90B, §5A. (PENALTY from §14: not less than $10, not more than $50.)

90B/5B **MBOAT FUEL PUMP WITHOUT AUTO SHUT-OFF** c90B §5B (Effective 3/27/95)
on **[DATE OF OFFENSE:]** did offer or provide for use a pump or other dispensing device used to provide motor fuel for motorboats that was not equipped with an automatic shut-off nozzle incapable of being locked into an open position, in violation of G.L. c.90B, §5B. (PENALTY: not more than $500.)

90B/5C **SEWAGE, DISCHARGE MARINE** c90B §5C (Effective 1/13/09)
on **[DATE OF OFFENSE:]** did discharge sewage from a marine sanitation device into waters of the Commonwealth designated by the Secretary of Environmental Affairs as a no discharge area pursuant to 33 U.S.C. §1322, in violation of G.L. c.90B, §5C. (PENALTY: not more than $2000 for each violation. CLERK-MAGISTRATE MUST SEND NOTICE OF ANY DEFAULT IN PAYMENT OF IMPOSED FINE, AND DEFAULT REMOVAL UPON SATISFACTION OF FINE, to the Office of Law Enforcement in the Executive Office of Energy and Environmental Affairs, which shall deny, revoke and not renew the number certificate of any boat owned by defendant.)

90B/6/B **MBOAT MUFFLER VIOLATION** c90B §6
on **[DATE OF OFFENSE:]** did operate or suffer or permit the operation of a motorboat with an internal combustion engine whose exhaust was not effectively muffled by a muffler or underwater exhaust of a type or types approved by and used in conformity with regulations of the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs pursuant to G.L. c.90B, §6, or which had a cutout, in violation of G.L. c.90B, §6. (PENALTY from §14: not more than $50.)

90B/7/B **MBOAT EQUIPMENT VIOL BY LESSOR** c90B §7
on **[DATE OF OFFENSE:]**, being the owner of a boat livery or his or her agent or employee, did permit a motorboat or vessel which was permitted by him or her to be operated as a motorboat, to depart from his or her premises without having been provided, either by the owner or renter, with all of the equipment required by G.L. c.90B, §5 or by any regulation of the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, in violation of G.L. c.90B, §7. (PENALTY from §14: not more than $50.)

90B/8/A **BOAT OUI—DRUGS** c90B §8(a) (Effective 3/26/91-4/10/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, §1, or the vapors of glue, in violation of G.L. c.90B, §8(a). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.

90B/8/A **BOAT OUI—DRUGS** c90B §8(a) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, or the vapors of glue, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not more than 2½ years; or not less than $100, not more than $1000 fine; or both; no filing or continuance without a finding; if prior violation of G.L. c.90B, §8(a)(1) or c.90, §2424(1)(a)(1) within 6 years, no weekend sentence or pretrial probation; plus 1 year loss of motor vehicle license and possible 1 year loss of vessel certificate of number. If no prior violation of G.L. c.90B, §8(a)(1) or c.90, §2424(1)(a)(1), judge may allow alternative in addition to any imprisonment or fine: probation for not more than 2 years conditioned on boating safety education course and, if judge deems necessary, alcohol education or rehabilitation program; plus loss of motor vehicle license for 45 days (if death caused, for 10 years) and possible loss of vessel number certificate for 45 days. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/AA **BOAT OUI—DRUGS, 2ND OFFENSE** c90B §8(a) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, or the vapors of glue, in violation of G.L. c.90B, §8(a), having previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 14 days, not more than 2½ years; and not less than $300, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 14 days served; plus loss of motor vehicle license for 2 years (if death caused, for life) and possible loss of vessel number certificate for 2 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/AB **BOAT OUI—DRUGS, 3RD OFFENSE** c90B §8(a) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, or the vapors of glue, in violation of G.L. c.90B, §8(a), having twice previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 6 months, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 6 months served; plus loss of motor vehicle license for 5 years (if death caused, for life) and possible loss of vessel number certificate for 5 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/AC **BOAT OUI—DRUGS, 4TH OFFENSE** c90B §8(a) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, or the vapors of glue, in violation of G.L. c.90B, §8(a), having three times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 1 year, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without

a finding, or weekend sentence; no suspended sentence or probation until 1 year served; plus loss of motor vehicle license for 10 years (if death caused, for life) and possible loss of vessel number certificate for 10 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/AD **BOAT OUI—DRUGS, 5TH OFFENSE** c90B §8(a) (Effective 4/11/95-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, or the vapors of glue, in violation of G.L. c.90B, §8(a), having four or more times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 2 years, not more than 2½ years; and not less than $1,000, not more than $1,500 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 2 years served; plus loss of motor vehicle license for 15 years (if death caused, for life) and possible loss of vessel number certificate for 15 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/AD **BOAT OUI—DRUGS, 5TH OFFENSE** c90B §8(a) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marijuana, narcotic drugs, or a depressant or stimulant substance, as defined in G.L. c.94, or the vapors of glue, in violation of G.L. c.90B, §8(a), having four or more times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 2 years, not more than 2½ years; and not less than $1,000, not more than $1,500 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 2 years served; plus loss of motor vehicle license for 15 years (if death caused, for life) and possible loss of vessel number certificate for 15 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/C **BOAT OUI—LIQUOR** c90B §8(a) (Effective 3/26/91-4/10/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/C **BOAT OUI—LIQUOR** c90B §8(a) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not more than 2½ years; or not less than $100, not more than $1000 fine; or both; no filing or continuance without a finding; if prior violation of G.L. c.90B, §8(a)(1) or c.90, §2424(1)(a)(1) within 6 years, no weekend sentence or pretrial probation; plus 1 year loss of motor vehicle license and possible 1 year loss of vessel certificate of number. If no prior violation of G.L. c.90B, §8(a)(1) or c.90, §24(1)(a)(1), judge may allow alternative in addition to any imprisonment or fine: probation for not more than 2 years conditioned on boating safety education course and, if judge deems necessary, alcohol education or rehabilitation program; plus loss of motor vehicle license for 45 days (if death caused, for 10 years) and possible loss of vessel number certificate for 45 days. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/C **BOAT OUI—LIQUOR OR .08%** c90B §8(a) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not more than 2½ years; or not less than $100, not more than $1000 fine; or both; no filing or continuance without a finding; if prior violation of G.L. c.90B, §8(a)(1) or c.90, §2424(1)(a)(1) within 6 years, no weekend sentence or pretrial probation; plus 1 year loss of motor vehicle license and possible 1 year loss of vessel certificate of number. If no prior violation of G.L. c.90B, §8(a)(1) or c.90, §24(1)(a)(1), judge may allow alternative in addition to any imprisonment or fine: probation for not more than 2 years conditioned on boating safety education course and, if judge deems necessary, alcohol education or rehabilitation program; plus loss of motor vehicle license for 45 days (if death caused, for 10 years) and possible loss of vessel number certificate for 45 days. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/C **BOAT OUI—LIQUOR OR .08%** c90B §8(a) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not more than 2½ years; or not less than $100, not more than $1000 fine; or both; no filing or continuance without a finding; if prior violation of G.L. c.90B, §8(a)(1) or c.90, §2424(1)(a)(1) within 6 years, no weekend sentence or pretrial probation; plus 1 year loss of motor vehicle license and possible 1 year loss of vessel certificate of number. §24Q: Defendants with a blood alcohol level of .20%, or who have previously been convicted or assigned to an alcohol or controlled substance education, treatment or rehabilitation program, must also attend alcohol or drug assessment by DPH or other court-approved program. If no prior violation of G.L. c.90B, §8(a)(1) or c.90, §24(1)(a)(1), judge may allow alternative in addition to any imprisonment or fine: probation for not more than 2 years conditioned on boating safety education course and, if judge deems necessary, alcohol education or rehabilitation program; plus loss of motor vehicle license for 45 days (if death caused, for 10 years) and possible loss of vessel number certificate for 45 days. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CA **BOAT OUI—LIQUOR, 2ND OFFENSE** c90B §8(a) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 14 days, not more than 2½ years; and not less than $300, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 14 days served; plus loss of motor vehicle license for 2 years (if death caused, for life) and possible loss of vessel number certificate for 2 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CA **BOAT OUI—LIQUOR OR .08%, 2ND OFFENSE** c90B §8(a) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior

to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 14 days, not more than 2½ years; and not less than $300, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 14 days served; plus loss of motor vehicle license for 2 years (if death caused, for life) and possible loss of vessel number certificate for 2 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CA **BOAT OUI—LIQUOR OR .08%, 2ND OFFENSE** c90B §8(a) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 14 days, not more than 2½ years; and not less than $300, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 14 days served; plus loss of motor vehicle license for 2 years (if death caused, for life) and possible loss of vessel number certificate for 2 years. §24Q: Defendant must also attend an alcohol or drug assessment by DPH or other court-approved program. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CB **BOAT OUI—LIQUOR, 3RD OFFENSE** c90B §8(a) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having twice previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 6 months, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 6 months served; plus loss of motor vehicle license for 5 years (if death caused, for life) and possible loss of vessel number certificate for 5 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CB **BOAT OUI—LIQUOR OR .08%, 3RD OFFENSE** c90B §8(a) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having twice previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 6 months, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 6 months served; plus loss of motor vehicle license for 5 years (if death caused, for life) and possible loss of vessel number certificate for 5 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CB **BOAT OUI—LIQUOR OR .08%, 3RD OFFENSE** c90B §8(a) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having twice previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 6 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: imprisonment not less than 6 months, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 6 months served; plus loss of motor vehicle license for 5 years (if death caused, for life) and possible loss of vessel number certificate for 5 years. §24Q: Defendant must also attend an alcohol or drug assessment by DPH or other court-approved program. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CC **BOAT OUI—LIQUOR, 4TH OFFENSE** c90B §8(a) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having three timespreviously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 1 year, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 1 year served; plus loss of motor vehicle license for 10 years (if death caused, for life) and possible loss of vessel number certificate for 10 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CC **BOAT OUI—LIQUOR OR .08%, 4TH OFFENSE** c90B §8(a) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having three times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 1 year, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 1 year served; plus loss of motor vehicle license for 10 years (if death caused, for life) and possible loss of vessel number certificate for 10 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CC **BOAT OUI—LIQUOR OR .08%, 4TH OFFENSE** c90B §8(a) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having three times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 1 year, not more than 2½ years; and not less than $500, not more than $1,000 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 1 year served; plus loss of motor vehicle license for 10 years (if death caused, for life) and possible loss of vessel number certificate for 10 years. §24Q: Defendant must also attend an alcohol or drug assessment by DPH or other court-approved program. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CD **BOAT OUI—LIQUOR, 5TH OFFENSE** c90B §8(a) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having four or more times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 2 years, not more than 2½ years; and not less than $1,000, not more than $1,500 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 2 years served; plus loss of motor vehicle license for 15 years (if death caused, for life) and possible loss of vessel number certificate for 15 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CD **BOAT OUI—LIQUOR OR .08%, 5TH OFFENSE** c90B §8(a) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having four or more times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 2 years, not more than 2½ years; and not less than $1,000, not more than $1,500 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 2 years served; plus loss of motor vehicle license for 15 years (if death caused, for life) and possible loss of vessel number certificate for 15 years. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/CD **BOAT OUI—LIQUOR OR .08%, 5TH OFFENSE** c90B §8(a) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §8(a), having four or more times previously been convicted or assigned to an alcohol education or rehabilitation program by a court of the Commonwealth because of a like offense, as defined in G.L. c.90B, §1, within 10 years prior to the commission of this offense, in violation of G.L. c.90B, §8(a). (PENALTY: state prison not less than 2½ years, not more than 10 years; or jail or house of correction not less than 2 years, not more than 2½ years; and not less than $1,000, not more than $1,500 fine; no filing, continuance without a finding, or weekend sentence; no suspended sentence or probation until 2 years served; plus loss of motor vehicle license for 15 years (if death caused, for life) and possible loss of vessel number certificate for 15 years. §24Q: Defendant must also attend an alcohol or drug assessment by DPH or other court-approved program. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE POLICE DEPARTMENT OF THE DEFENDANT'S DOMICILE.)

90B/8/F **BOAT, NEGLIGENT OPERATION OF** c90B §8(b) (Effective 3/26/91-4/10/95)
on **[DATE OF OFFENSE:]** did operate a motorboat or vessel on the waters of the Commonwealth or use a water skis, surfboard or similar device on the waters of the Commonwealth negligently so as to endanger the lives or safety of the public, in violation of G.L. c.90B, §8(b). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/F **WATER SKIS/SURFBOARD, NEGLIGENT USE OF** c90B §8(b) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did use water skis, a surfboard or a similar device on the waters of the Commonwealth negligently so as to endanger the lives or safety of the public, in violation of G.L. c.90B, §8(b). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/I **MBOAT ACCIDENT, LEAVE SCENE OF** c90B §8(e) (Effective thru 4/10/95)
on **[DATE OF OFFENSE:]** did operate a motorboat upon a waterway to which the public has a right of access or a waterway to which members of the public have access as invitees or licensees, and after knowingly colliding with or otherwise causing injury to another motorboat or property or person, did go away without stopping and making known his or her name, residence and the registration number of his or her motorboat, in violation of G.L. c.90B §8(e). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/I **BOAT, LEAVE SCENE OF PROPERTY DAMAGE BY** c90B §8(e)(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]**, after knowingly colliding with or otherwise causing injury to another vessel or property, did go away without stopping and making known his or her name, residence and the identification number of his or her vessel, in violation of G.L. c.90B §8(e)(1). (PENALTY: imprisonment not less than 30 days, not more than 2 years; or not less than $50, not more than $500; or both; subsequent offense may not be filed or continued without a finding except upon motion and judge's certificate that doing so is in the interests of justice. RMV may (and shall unless judge recommends otherwise) revoke license for 60 days or, for subsequent offense within 3 years, for 1 year; OELE may revoke vessel number certificate. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT OF THE EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.)

90B/8/I/A **BOAT, LEAVE SCENE OF PERSONAL INJURY BY** c90B §8(e)(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]**, did upon the waters of the Commonwealth, after knowingly colliding with or otherwise causing injury to **[NAME OF INJURED PERSON:]**, did go away without stopping and making known his or her name, residence and the identification number of his or her vessel, in violation of G.L. c.90B, §8(e)(1). (PENALTY: imprisonment not less than 2 months, not more than 2 years; subsequent offense may not be filed or continued without a finding except upon motion and judge's certificate that doing so is in the interests of justice. RMV may (and shall unless judge recommends otherwise) revoke license for 1 year or, for subsequent offense, for 2 years; OELE may revoke vessel number certificate. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT OF THE EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.)

90B/8/L **MBOAT SKIER OBSERVER/LADDER, NO** c90B §8(c)
on **[DATE OF OFFENSE:]** did operate a motorboat on the waters of the Commonwealth, while towing a person or persons on water skis, surfboard or other similar device, and (1) did fail to have in such motorboat a person who had attained age twelve, in addition to the operator, in a position to observe such person or persons being towed; or (2) did fail to have in such motorboat a ladder, steps or similar means by which a person being towed could be taken from the water, in violation of G.L. c.90B §8(c). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/*O* **MBOAT, UNSAFE OPERATION OF** c90B §8(e) (Effective thru 4/10/95)
on **[DATE OF OFFENSE:]** did operate a motorboat or vessel upon a waterway to which the public has a right of access or a waterway to which members of the public have access as invitees or licensees, recklessly or negligently or at a speed so that the lives and safety of the public might be endangered, or upon a bet or wager or in a race, or for the purpose of making a record did violate a provision of G.L. c.90B, §8 or a regulation promulgated thereunder, in violation of G.L. c.90B, §8(e). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/*O* **BOAT, UNSAFE OPERATION OF** c90B §8(e)(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel: (1) upon the waters of the Commonwealth recklessly; or (2) upon the waters of the Commonwealth negligently so that the lives or safety of the public might be endangered; or (3) upon the waters of the Commonwealth upon a bet or wager in a race; or (4) for the purpose of making a record and thereby did violate a speed regulation, in violation of G.L. c.90B, §8(e)(1). (PENALTY: imprisonment not less than 30 days, not more than 2 years; or not less than $50, not more than $500; or both; subsequent offense may not be filed or continued without a finding except upon motion and judge's certificate that doing so is in the interests of justice. RMV may (and shall unless judge recommends otherwise) revoke license for 60 days or, for subsequent offense within 3 years, for 1 year; vessel number certificate may be revoked. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT OF THE EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.)

90B/8/R **WATER SKIS/SURFBOARD AT NIGHT** c90B §8(b)
on **[DATE OF OFFENSE:]** did use a water skis, surfboard or similar device on the waters of the Commonwealth in the nighttime, in violation of G.L. c.90B, §8(b). (PENALTY from §14: imprisonment not more than 6 months; or not more than $500; or both.)

90B/8/T **BOAT, USE WITHOUT AUTHORITY** c90B §8(e)(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did use a vessel without authority, knowing that such use was unauthorized, in violation of G.L. c.90B, §8(e)(1). (PENALTY: imprisonment not less than 30 days, not more than 2 years; or not less than $50, not more than $500 fine; subsequent offense may not be filed or continued without a finding except upon motion and judge's certificate that doing so is in the interests of justice. RMV may (and shall unless judge recommends otherwise) revoke license for 1 year; OELE may revoke vessel number certificate. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT OF THE EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.)

90B/8/U **BOAT, USE WITHOUT AUTHORITY, 2ND OFF.** c90B §8(e)(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did use a vessel without authority, knowing that such use was unauthorized, the defendant having previously been convicted of such an offense, in violation of G.L. c.90B, §8(e)(1). (PENALTY: state prison not more than 5 years; or house of correction not less than 30 days, not more than 2½ years; or not more than $1000 fine; or both such imprisonment and fine; subsequent offense may not be filed or continued without a finding except upon motion and judge's certificate that doing so is in the interests of justice. RMV may (and shall unless judge recommends otherwise) revoke license for 3 years; OELE may revoke vessel number certificate. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT OF THE EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.)

90B/8/V **BOAT, USE WITHOUT AUTHORITY, 3RD OFF.** c90B §8(e)(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did use a vessel without authority, knowing that such use was unauthorized, such offense having been committed within 5 years of the earlier of the defendant's two most recent prior convictions for such an offense, in violation of G.L. c.90B, §8(e)(1). (PENALTY: state prison not less than 2½ years, not more than 5 years; or house of correction not less than 6 months, not more than 2½ years; or not less than $200, not more than $1,000 fine; or both such imprisonment and fine; subsequent offense may not be filed or continued without a finding except upon motion and judge's certificate that doing so is in the interests of justice. RMV may (and shall unless judge recommends otherwise) revoke license for 3 years; OELE may revoke vessel number certificate. CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE REGISTRY OF MOTOR VEHICLES AND TO THE OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT OF THE EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.)

90B/8A/A **BOAT OUI—DRUGS & SERIOUS INJURY** c90B §8A(2) (Effective 4/11/95-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants, or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(2). (PENALTY: jail or house of correction not less than 30 days, not more than 2½ years; or not less than $3000 fine; or both; no pretrial probation; RMV shall revoke motor vehicle license for 2 years; OELE shall revoke vessel number certificate for 2 years.)

90B/8A/A **BOAT OUI—DRUGS & SERIOUS INJURY** c90B §8A(2) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants, or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(2). (PENALTY: jail or house of correction not less than 30 days, not more than 2½ years; or not less than $3000 fine; or both; no pretrial probation; RMV shall revoke motor vehicle license for 2 years, or for life after prior OUI; OELE shall revoke vessel number certificate for 2 years.)

90B/8A/B **BOAT OUI—DRUGS & SERIOUS INJURY & NEGLIGENT** c90B §8A(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants, or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and did so operate such vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8A/C **BOAT OUI—DRUGS & SERIOUS INJURY & RECKLESS** c90B §8A(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants, or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and did so operate such vessel recklessly, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8A/D **BOAT OUI—LIQUOR & SERIOUS INJURY** c90B §8A(2) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(2). (PENALTY: jail or house of correction not less than 30 days, not more than 2½ years; or not less than $3000 fine; or both; no pretrial probation; RMV shall revoke motor vehicle license for 2 years; DLE shall revoke vessel number certificate for 2 years.)

90B/8A/D **BOAT OUI—LIQUOR OR .08% & SERIOUS INJURY** c90B §8A(2) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and by such operation did cause serious bodily injury, as defined in G.L. c.90B,

§8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(2). (PENALTY: jail or house of correction not less than 30 days, not more than 2½ years; or not less than $3000 fine; or both; no pretrial probation; RMV shall revoke motor vehicle license for 2 years; OELE shall revoke vessel number certificate for 2 years.)

90B/8A/D **BOAT OUI—LIQUOR OR .08% & SERIOUS INJURY** c90B §8A(2) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(2). (PENALTY: jail or house of correction not less than 30 days, not more than 2½ years; or not less than $3000 fine; or both; no pretrial probation; RMV shall revoke motor vehicle license for 2 years, or for life after prior OUI; OELE shall revoke vessel number certificate for 2 years. §24Q: Defendants with a blood alcohol level of .20%, or who have previously been convicted or assigned to an alcohol or controlled substance education, treatment or rehabilitation program, must also attend alcohol or drug assessment by DPH or other court-approved program)

90B/8A/E **BOAT OUI—LIQUOR & SERIOUS INJURY & NEGLIGENT** c90B §8A(1) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, and did so operate such vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8A/E **BOAT OUI—LIQUOR OR .08% & SERIOUS INJURY & NEGLIGENT** c90B §8A(1) (Effective 7/1/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and did so operate such vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8A/F **BOAT OUI—LIQUOR & SERIOUS INJURY & RECKLESS** c90B §8A(1) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, and did so operate such vessel recklessly, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8A/F **BOAT OUI—LIQUOR OR .08% & SERIOUS INJURY & RECKLESS** c90B §8A(1) (Effective 7/1/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and did so operate such vessel recklessly, and by such operation did cause serious bodily injury, as defined in G.L. c.90B, §8A(3), to a person, **[NAME OF VICTIM:]**, in violation of G.L. c. 90B, §8A(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8B/A **BOAT HOMICIDE BY NEGLIGENT OP** c90B §8B(2) (Effective 4/11/95-10/27/05)
on [DATE OF OFFENSE:] did operate a vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause the death of another person, [NAME OF VICTIM:], in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or on subsequent conviction for life; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/A **BOAT HOMICIDE BY NEGLIGENT OP** c90B §8B(2) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or for life on subsequent conviction or after prior OUI; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/B **BOAT HOMICIDE BY RECKLESS OP** c90B §8B(2) (Effective 4/11/95-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel recklessly, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or on subsequent conviction for life; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/B **BOAT HOMICIDE BY RECKLESS OP** c90B §8B(2) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel recklessly, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or for life after prior OUI or on subsequent conviction; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/C **BOAT HOMICIDE OUI—DRUGS** c90B §8B(2) (Effective 4/11/95-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or on subsequent conviction for life; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/C **BOAT HOMICIDE OUI—DRUGS** c90B §8B(2) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or for life after prior OUI or on subsequent conviction; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/D **BOAT HOMICIDE OUI—DRUGS & NEGLIGENT** c90B §8B(1) (Effective 4/11/95)

on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and did operate such vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8B/E **BOAT HOMICIDE OUI—DRUGS & RECKLESS** c90B §8B(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of marihuana, narcotic drugs, depressants or stimulant substances, all as defined in G.L. c.94C, or the vapors of glue, and did operate such vessel recklessly, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8B/F **BOAT HOMICIDE OUI—LIQUOR** c90B §8B(2) (Effective 4/11/95-6/30/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or on subsequent conviction for life; DLE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/F **BOAT HOMICIDE OUI—LIQUOR OR .08%** c90B §8B(2) (Effective 7/1/03-10/27/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or on subsequent conviction for life; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life.)

90B/8B/F **BOAT HOMICIDE OUI—LIQUOR OR .08%** c90B §8B(2) (Effective 10/28/05)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(2). (PENALTY: jail or house of correction for not less than 30 days, not more than 2½ years; or not less than $300, not more than $3000 fine; or both; RMV shall revoke motor vehicle license for 10 years, or for life after prior OUI or on subsequent conviction; OELE shall revoke vessel number certificate for 10 years, or on subsequent conviction for life. §24Q: Defendants with a blood alcohol level of .20%, or who have previously been convicted or assigned to an alcohol or controlled substance education, treatment or rehabilitation program, must also attend alcohol or drug assessment by DPH or other court-approved program.)

90B/8B/G **BOAT HOMICIDE OUI—LIQUOR & NEGLIGENT** c90B §8B(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, and did operate such vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8B/G **BOAT HOMICIDE OUI—LIQUOR OR .08% & NEGLIGENT** c90B §8B(1) (Effective 7/1/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and did operate such vessel negligently so that the lives or safety of the public might be endangered, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8B/H **BOAT HOMICIDE OUI—LIQUOR & RECKLESS** c90B §8B(1) (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth while under the influence of intoxicating liquor, and did operate such vessel recklessly, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/8B/H **BOAT HOMICIDE OUI—LIQUOR OR .08% & RECKLESS** c90B §8B(1) (Effective 7/1/03)
on **[DATE OF OFFENSE:]** did operate a vessel on the waters of the Commonwealth with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, and did operate such vessel recklessly, and by such operation did cause the death of another person, **[NAME OF VICTIM:]**, in violation of G.L. c.90B, §8B(1). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

90B/9/B **MBOAT ACCIDENT, FAIL REPORT** c90B §9(b)
on **[DATE OF OFFENSE:]**, being the operator of a motorboat that had been involved in a boating accident, did fail to file a full description of such boating accident with the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, including such information as was required by regulation of the Director of such Office and in conformity to requirements of a boating accident report under the laws of the United States, within 48 hours if a death resulted from such accident or within 5 days in any other case, in violation of G.L. c.90B, §9(b). (PENALTY from §14: not less than $10, not more than $50.)

90B/9A/B **JET SKI AT NIGHT** c90B §9A
on **[DATE OF OFFENSE:]** did operate a jet ski, surf jet or wetbike between sunset and sunrise, in violation of G.L. c.90B, §9A. (PENALTY from §14: not more than $50.)

90B/9A/D **JET SKI FLOTATION DEVICE, NO** c90B §9A
on **[DATE OF OFFENSE:]** did operate a jet ski, surf jet or wetbike without wearing an approved personal flotation device, in violation of G.L. c.90B, §9A. (PENALTY from §14: not more than $50.)

90B/9A/F **JET SKI ON WATERS UNDER 75 ACRES** c90B §9A
on **[DATE OF OFFENSE:]** did operate a jet ski, surf jet or wetbike on waters of the Commonwealth of less than 75 acres, in violation of G.L. c.90B, §9A. (PENALTY from §14: not more than $50.)

90B/9A/H **JET SKI OPERATION BY PERSON -16** c90B §9A(a)
on **[DATE OF OFFENSE:]** did operate a jet ski, surf jet or wetbike on waters of the Commonwealth, not being sixteen years of age or older, in violation of

G.L. c.90B, §9A(a). (PENALTY from §14: not more than $50.)

90B/9A/J **JET SKI WITHIN 150 FT OF SWIMMER** c90B §9A
on **[DATE OF OFFENSE:]** did operate a jet ski, surf jet or wetbike within 150 feet of a swimmer, shore or moored vessel, other than at headway speed, as defined in G.L. c.90B, §9A, in violation of G.L. c.90B, §9A. (PENALTY from §14: not more than $50.)

90B/12/B **MBOAT, ATT TO PREVENT INSPECTION OF** c90B §12 (Effective 4/11/95)
on **[DATE OF OFFENSE:]** did attempt to prevent an officer listed in G.L. c.90B, §12 from boarding a motorboat for the purpose of conducting an inspection thereof, or did attempt to prevent such an officer from making such an inspection, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.90B, §12. (PENALTY from §38: $100.)

90B/13A/B **MBOAT IMPROP NEAR SCUBA DIVER FLAG** c90B §13A
on **[DATE OF OFFENSE:]**, while operating a motorboat within sight of a diver's flag, as required by G.L. c.90B, §13A: (1) did fail to proceed with caution; or (2) did within a radius of 100 feet of such flag proceed at a speed in excess of 3 miles per hour, in violation of G.L. c.90B, §13A. (PENALTY from §14: not less than $10, not more than $50.)

90B/13A/D **SCUBA DIVER FLAG, +100 FT FROM** c90B §13A
on **[DATE OF OFFENSE:]**, while swimming as a scuba diver or part of a group of scuba divers on or under the surface of the waters of the Commonwealth, did fail to remain in an area within 100 feet of a diver's flag, while at or near the surface of the water, in violation of G.L. c.90B, §13A. (PENALTY from §14: not less than $10, not more than $50.)

90B/13A/F **SCUBA DIVER FLAG, FAIL DISPLAY** c90B §13A
on **[DATE OF OFFENSE:]**, while swimming as a scuba diver or part of a group of scuba divers on or under the surface of the waters of the Commonwealth, did fail to display for himself or herself or for such group of divers as a warning device to boat operators, a diver's flag constructed of rigidly supported material at least 12 inches by 15 inches in area of red background with a white diagonal stripe, on a boat or surface float extending a minimum distance of 3 feet from the surface of the water, in violation of G.L. c.90B, §13A. (PENALTY from §14: not less than $10, not more than $50.)

90B/21 **SNOW/REC VEH—UNREGISTERED** * c90B §21 (Effective thru 1/31/11)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, that was not registered in accordance with the provisions of G.L. c.90B, on land that was not owned by the owner of such vehicle, in violation of G.L. c.90B, §21. (CIVIL ASSESSMENT: $25.)

90B/21 **REC VEH—OPERATOR UNDER 18 WITHOUT SAFETY COURSE** * c90B § 21 (Effective 2/1/11)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being a person under 18 years of age, did operate a recreation vehicle, as defined in G.L. c. 90B, § 20, without having successfully completed a recreation vehicle safety and responsibility course approved by the Director of Law Enforcement in the Executive Office of Energy and Environmental Affairs, or without carrying on his or her person while operating such recreation vehicle proof of the successful completion of such course, in violation of G.L. c. 90B, § 21. (CIVIL ASSESSMENT: $500.)

90B/22/A **SNOW/REC VEH—ADDRESS CHANGE, FAIL REPORT** * c90B §22 (Effective thru 4/30/11)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being the owner of a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, did fail to notify the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs in writing within 30 days after a change had occurred in the name or address appearing on such vehicle's registration certificate, in violation of G.L. c.90B, §22. (CIVIL ASSESSMENT: $25.)

90B/22/A **SNOW/REC VEH—ADDRESS CHANGE, FAIL REPORT** * c90B §22 (Effective 5/1/11)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being the owner of a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, did fail to notify the Director of Law Enforcement in the Executive Office of Energy and Environmental Affairs in writing within 30 days after a change had occurred in the name or address appearing on such vehicle's registration certificate, in violation of G.L. c.90B, §22. (CIVIL ASSESSMENT: $250.)

90B/22/B **SNOW/REC VEH—REGISTRATION, FL PRODUCE** * c90B §22 (Effective thru 4/30/11)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, while operating a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20: (1) did fail to have the certificate of registration therefor upon his or her person or in the vehicle, in some easily accessible place; or (2) did fail on demand to show the certificate of registration therefor to a law enforcement officer or to the owner of any land on which he or she was operating such vehicle, in violation of G.L. c.90B, §22. (CIVIL ASSESSMENT: $25.)

90B/22/B **SNOW/REC VEH—UNREGISTERED** * c90B §22 (Effective 5/1/11)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, and (1) such vehicle had not been registered in accordance with G.L. c.90B; or (2) the registration number assigned by the Director of Law Enforcement in the Executive Office of Energy and Environmental Affairs was not displayed in accordance with G.L. c.90B, §22; or (3) he or she failed to have the certificate of registration therefor upon his or her person or in the vehicle in some easily accessible place; or (4) he or she failed on demand to show the certificate of registration therefor to a law enforcement officer or to the owner of any land on which he or she was operating such vehicle, in violation of G.L. c.90B, §22. (CIVIL ASSESSMENT: $500.)

90B/23 **SNOW/REC VEH—TRANSFER UNREPORTED** * c90B §23 (Effective thru 10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being the former owner of a snow vehicle or a recreation vehicle, as defined in G.L. c.90B, §20, did fail within two days of transferring ownership of such vehicle to forward written notice of such transfer, along with the registration certificate for such vehicle, with the back of such registration certificate signed by the new owner giving his or her address, to the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, in violation of G.L. c.90B, §23. (CIVIL ASSESSMENT: $25.)

90B/23 **SNOW/REC VEH—TRANSFER UNREPORTED** * c90B §23 (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being the former owner of a snow vehicle or a recreation vehicle, as defined in G.L. c.90B, §20, did fail within two days of transferring ownership of such vehicle to forward written notice of such transfer, along with the registration certificate for such vehicle, with the back of such registration certificate signed by the new owner giving his or her address, to the Director of Law Enforcement in the Executive Office of Energy and Environmental Affairs, in violation of G.L. c.90B, §23. (CIVIL ASSESSMENT: $250.)

90B/24/A **SNOW/REC VEH—EQUIPMENT VIOLATION** * c90B §24 (Effective thru 10/21/96)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**: did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20: (1) that was not equipped with headlights, a red rear light, a red rear reflector, an adequate muffler, brakes permitting deceleration in a reasonable manner, and such safety equipment as required by the Director of the Division of Law Enforcement of the Department of Fisheries, Wildlife and Environmental Law Enforcement; or (2) with a sled or trailer attached thereto that was not equipped with a red rear reflector, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $25.)

90B/24/A **SNOW/REC VEH—EQUIPMENT VIOLATION** * c90B §24 (Effective 10/22/96-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**: did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20: (1) that was not equipped with headlights, a red rear light, a red rear reflector, an adequate muffler, and such safety equipment as required by the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, and all of which conformed to such regulations as had been promulgated by the Registrar of Motor Vehicles; or (2) with a sled or trailer attached thereto that was not equipped with such a red rear reflector, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $25.)

90B/24/A **SNOW/REC VEH—EQUIPMENT VIOLATION** * c90B §24 (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**: did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20: (1) that was not equipped with headlights, a red rear light, a red rear reflector, an adequate muffler, and such safety equipment as required by the Director of Law Enforcement in the Executive Office of Energy and Environmental Affairs, and all of which conformed to such regulations as had been promulgated by the Registrar of Motor Vehicles; or (2) with a sled or trailer attached thereto that was not equipped with such a red rear reflector, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $250.)

90B/24/B **SNOW/REC VEH—FUMES, EXCESS** * c90B §24 (Effective thru 10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, that emitted obnoxious fumes, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $25.)

90B/24/B **SNOW/REC VEH—FUMES, EXCESS** * c90B §24 (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, that emitted obnoxious fumes, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $250.)

90B/24/C **SNOW/REC VEH—NOISE VIOLATION** * c90B §24 (Effective thru 10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, that made an unusual or excessive noise, or a snow vehicle manufactured after July 1, 1975 that produced a sound pressure level of more than 78 decibels, or a snow vehicle manufactured after July 1, 1972 that produced a sound pressure level of more than 82 decibels, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $25.)

90B/24/C **SNOW/REC VEH—NOISE VIOLATION** * c90B §24 (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, that made an unusual or excessive noise, or a snow vehicle or recreational vehicle manufactured on or after July 1, 1998 that produced a sound pressure level of more than 96 decibels when measured from a distance of 20 inches using test procedures established by the Society of Automotive Engineers under Standard J1287 JUL98 or with such other test procedures for measurement of sound pressure levels as the Registrar of Motor Vehicles had adopted, or a snow vehicle or recreation vehicle manufactured prior to January 1, 1998 that produced a sound pressure level of more than 101 decibels when measured from a distance of 20 inches using test procedures established by the Society of Automotive Engineers under Standard J1287 JUL98 or such other test procedures for measurement of sound pressure levels as the Registrar of Motor Vehicles had adopted, in violation of G.L. c.90B, §24. (CIVIL ASSESSMENT: $250.)

90B/24/D **SNOW VEH, SELL NOISY** c90B §24 (Effective thru 10/28/10)
on **[DATE OF OFFENSE:]** did: (1) sell or offer for sale a snow vehicle, as defined in G.L. c.90B, §20, that was manufactured after July 1, 1972 and produced a sound pressure level of more than 82 decibels, or that was manufactured after July 1, 1975 and produced a sound pressure level of more than 78 decibels; or (2) sell after January 1, 1973 a new snow vehicle that was not certified by the manufacturer as conforming to such limitation in accordance with regulations adopted by the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, in violation of G.L. c.90B, §24. (PENALTY from §34: not less than $20, not more than $100.)

90B/24/D **SNOW VEH, SELL NOISY** c90B §24 (Effective 10/29/10)
on **[DATE OF OFFENSE:]** did sell or offer for sale a snow vehicle or recreational vehicle manufactured on or after July 1, 1998 that produced a sound pressure level of more than 96 decibels when measured from a distance of 20 inches using test procedures established by the Society of Automotive Engineers under Standard J1287 JUL98 or with such other test procedures for measurement of sound pressure levels as the Registrar of Motor Vehicles had adopted, or a snow vehicle or recreation vehicle manufactured prior to January 1, 1998 that produced a sound pressure level of more than 101 decibels when measured from a distance of 20 inches using test procedures established by the Society of Automotive Engineers under Standard J1287 JUL98 or such other test procedures for measurement of sound pressure levels as the Registrar of Motor Vehicles had adopted, in violation of G.L. c.90B, §24. (PENALTY from §34: fine not less than $250, not more than $500.)

90B/25 **SNOW/REC VEH—PUBLIC WAY, ON** c90B §25 (Effective thru 10/28/10)
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, upon a state, county, city or

town way, or on the plowed snowbanks of such ways, or upon some other public way, or upon the right-of-way limits of a controlled access highway, or on the main traveled portion of a way, or on that portion of a way that was plowed, or on a snow bank immediately adjacent to the plowed portion of the way, not being excepted by law, in violation of G.L. c.90B, §25. (PENALTY from §34: jail or house of correction not more than 60 days; or not less than $50, not more than $300; or both.)

90B/25 **SNOW/REC VEH—PUBLIC WAY VIOL** * c90B §25 (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, across or on a public way: (1) being under 16 and one-half years of age and not holding a valid license or right to operate a motor vehicle or being directly supervised by a person 18 years of age or older; or (2) without having first come to a full stop and then crossing as directly as possible such public way, provided that for recreation vehicles, such public way and such crossing was marked and approved for use by recreation vehicles by the applicable state or local authorities as part of a publicly or privately authorized recreation vehicle trail system; or (3) while failing to make such crossing safely and without interfering with the free movement of vehicular traffic; or (4) without yielding the right of way to all other vehicular traffic when making such crossing; or (5) while crossing a controlled access highway, in violation of G.L. c.90B, §25. (CIVIL ASSESSMENT for first violation: $250; for subsequent violation: not less than $500 nor more than $2,500 and (§34:) vehicle is subject to forfeiture under §26C.)

90B/26/A **SNOW/REC VEH—FIREARM, OP WHILE CARRYING** * c90B §26 (Effective 11/1/70-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, while carrying a firearm, rifle, or shotgun in or on such vehicle or on a trailer or sled attached thereto, such firearm, rifle or shotgun not being unloaded and in an enclosed case, the defendant not being excepted by law, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/A **SNOW/REC VEH—FIREARM, OP WHILE CARRYING** * c90B §26(g) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did carry in or on a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, or on a trailer or sled attached thereto a firearm, rifle or shotgun that was not unloaded and in an enclosed case, in violation of G.L. c.90B, §26(g). (CIVIL ASSESSMENT: $1000.)

90B/26/B **SNOW/REC VEH—GROWING STOCK, DAMAGE** * c90B §26 (Effective 11/1/70-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, in a reforested or planted area in a manner to cause damage to growing stock, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/B **SNOW/REC VEH—GROWING STOCK, DAMAGE** * c90B §26(f) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, in a reforested or planted area in a manner that caused damage to growing stock, in violation of G.L. c.90B, §26(f). (CIVIL ASSESSMENT: $250.)

90B/26/C **SNOW/REC VEH—HELMET VIOLATION** * c90B §26 (Effective 11/1/70-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate or ride in or on a recreation vehicle or a snow vehicle, as such terms are defined in G.L. c.90B, §20, or a sled attached thereto, without wearing protective headgear conforming to such minimum standards for construction and performance as the Registrar of Motor Vehicles had prescribed, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/C **SNOW/REC VEH—HELMET VIOLATION** * c90B §26(d) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate or ride in or on a recreation vehicle or a snow vehicle, as such terms are defined in G.L. c.90B, §20, or a sled, inflated tube or similar article attached to such vehicle and pulled by such vehicle, without wearing protective headgear conforming to such minimum standards for construction and performance as the Registrar of Motor Vehicles had prescribed, in violation of G.L. c.90B, §26(d). (CIVIL ASSESSMENT for first violation: $250; for subsequent violation: $1000 and (§34:) the snow vehicle or recreation vehicle shall be subject to forfeiture under §26C.)

90B/26/D **SNOW/REC VEH—OUI—DRUGS** * c90B §26 (Effective 11/1/70-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, while under the influence of narcotic drugs, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/E **SNOW/REC VEH—OUI—LIQUOR** * c90B §26 (Effective 11/1/70-6/30/03)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, while under the influence of intoxicating liquor, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/E **SNOW/REC VEH—OUI—LIQUOR OR .08%** * c90B §26 (Effective 7/1/03-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, with a percentage, by weight, of alcohol in his or her blood of eight one-hundredths or greater, or while under the influence of intoxicating liquor, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/F **SNOW/REC VEH—UNSAFE OPERATION** * c90B §26 (Effective 11/1/70-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, so as to endanger some person or property, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/G **SNOW/REC VEH—WILDLIFE, HARASS** * c90B §26 (Effective 11/1/70-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, in a manner to harass deer or

other wildlife, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/G **SNOW/REC VEH—WILDLIFE, HARASS** * c90B §26(f) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, in a manner that harassed or otherwise harmed deer or other wildlife, in violation of G.L. c.90B, §26(f). (CIVIL ASSESSMENT: $250.)

90B/26/H **SNOW/REC VEH—UNDER 14 OPERATE UNSUPERVSD** c90B §26 (Effective 11/1/70-10/28/10)
on **[DATE OF OFFENSE:]**, being under fourteen years of age, did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, without being directly supervised by an adult, in violation of G.L. c.90B, §26. (PENALTY from §34: not less than $20, not more than $100.)

90B/26/H **SNOW/REC VEH—ALLOW UNDER 18 OPERATE IMPROP** * c90B §26(b) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being 18 years of age or older, did knowingly permit another person who was under the age of 18 to operate in violation of G.L. c.90B a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, that was in his custody or under his control, in violation of G.L. c.90B, §26(b). (CIVIL ASSESSMENT for first violation: $250; for subsequent violation: $1000 and (§34:) the vehicle is subject to forfeiture under §26C.)

90B/26/I **SNOW/REC VEH—UNDER 16½ CROSS HIGHWAY** c90B §26 (Effective 11/1/70-10/28/10)
on **[DATE OF OFFENSE:]**, being under sixteen and one-half years of age, did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c.90B, §20, across a public highway, in violation of G.L. c.90B, §26. (PENALTY from §34: not less than $20, not more than $100.)

90B/26/J **SNOW VEH—PRIVATE PROPERTY, ON** * c90B §26 (Effective 11/17/98-10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle, as such term is defined in G.L. c.90B, §20, on privately owned property, when: (1) there was no case of emergency; and (2) he or she was not the owner or lessee or immediate family member of the owner or lessee of such property; and (3) he or she did not have in his or her possession a document signed by the owner or lessee of such property or his or her agent, authorizing the operation of a snow vehicle on such property by him or her, or was not operating consistently with such express authorization and any restrictions imposed therewith; and (4) he or she did not have in his or her possession valid proof of current membership in a club, association or other organization to which express authorization for the operation of snow vehicles on such property had been granted, or was not operating consistently with such express authorization and any restrictions imposed therewith; and (5) the owner or lessee of such property had not designated the area for use by such snow vehicles by posting reasonable notice of such designation in a manner approved by the Director of the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, in violation of G.L. c.90B, §26. (CIVIL ASSESSMENT: $75.)

90B/26/J **SNOW/REC VEH—PRIVATE PROPERTY, ON** * c90B §26(e) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, on privately owned property, when: (1) he or she was not the owner or lessee or immediate family member of the owner or lessee of such property; and (2) he or she did not have in his or her possession a document signed by the owner or lessee of such property or his or her agent, authorizing the operation of a snow vehicle on such property by him or her, or was not operating consistently with such express authorization and any restrictions imposed therewith; and (3) he or she did not have in his or her possession valid proof of current membership in a club, association or other organization to which express authorization for the operation of snow vehicles on such property had been granted, or was not operating consistently with such express authorization and any restrictions imposed therewith; and (4) the owner or lessee of such property had not designated the area for use by such snow vehicles by posting reasonable notice of such designation in a manner approved by the Director of Law Enforcement in the Executive Office of Energy and Environmental Affairs, in violation of G.L. c.90B, §26(e). (CIVIL ASSESSMENT: $250.)

90B/26/K **SNOW/REC VEH—PUBLIC PROPERTY, ON** * c90B §26(e) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, on publicly-owned property: (1) other than on trails marked and designated for use by such vehicles; or (2) without the express permission of the owner, in violation of G.L. c.90B, §26(e). (CIVIL ASSESSMENT: $250.)

90B/26/L **SNOW/REC VEH—DAMAGE PROPERTY ON** * c90B §26(f) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or a recreation vehicle, as such terms are defined in G.L. c.90B, §20, in a manner that caused damage to public or private property, in violation of G.L. c.90B, §26(f). (CIVIL ASSESSMENT: $500.)

90B/26/M **SNOW/REC VEH—REFUSE STOP FOR POLICE** * c90B §26(c) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, while operating or in charge of a snow vehicle or recreation vehicle, as such terms are defined in G.L. c90B, §20: (1) did refuse to stop such vehicle after having been requested or signaled to do so by an officer; or (2) did refuse to give his or her correct name, address and registration number to such officer, in violation of G.L. c.90B, §26(c). (CIVIL ASSESSMENT for first violation: $250; for subsequent violation: $1000 and (§34:) the snow vehicle or recreation vehicle shall be subject to forfeiture under §26C.)

90B/26/N **SNOW/REC VEH—REGISTRATION REVOKED, OP WITH** * c90B §26(h) (Effective 10/29/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a snow vehicle or recreation vehicle, as such terms are defined in G.L. c90B, §20, after the registration had been suspended or revoked, in violation of G.L. c.90B, §26(h). (CIVIL ASSESSMENT: $250.)

90B/26/P **ALL TERRAIN/REC UTILITY VEH, UNDERAGE OP** c90B §26(a) (Effective 10/29/10)
on **[DATE OF OFFENSE:]**: (1) being a person under 14 years of age, did operate an all terrain vehicle or recreation utility vehicle, as such terms are defined in G.L. c.90B, §20; or (2) being a person between 14 and 16 years of age, did operate such a vehicle with an engine capacity greater than 90 cubic centimeters; or (3) being a person between 14 and 16 years of age, did operate such a vehicle with an engine capacity equal to or less than 90 cubic centimeters without being directly supervised by a person 18 years of age or older, in violation of G.L. c.90B, §26(a). (PENALTY from § 34: $250 fine.)

90B/26/Q **ALL TERRAIN/REC UTILITY VEH, UNDERAGE OP, SUBSQ.OFF.** c90B §26(a) (Effective 10/29/10)
on **[DATE OF OFFENSE:]**: (1) being a person under 14 years of age, did operate an all terrain vehicle or recreation utility vehicle, as such terms are defined in G.L. c.90B, §20; or (2) being a person between 14 and 16 years of age, did operate such a vehicle with an engine capacity greater than 90 cubic centimeters; or (3) being a person between 14 and 16 years of age, did operate such a vehicle with an engine capacity equal to or less than 90 cubic centimeters without being directly supervised by a person 18 years of age or older, the defendant having previously been found delinquent of such an offense, in violation of G.L. c.90B, §26(a). (PENALTY from § 34: fine not less than $500, not more than $2500; and (§34:) the snow vehicle or recreation vehicle shall be subject to forfeiture under §26C.)

90B/26A/A **SNOW/REC VEH—OUI BY +21—DRUGS** c90B §26A(a) (Effective 10/29/10)
on **[DATE OF OFFENSE:]**, being 21 years of age or older, did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, while under the influence of marijuana, narcotic drugs, depressants or stimulant substances, as defined in G.L. c.94C, §1, or the vapors of glue, in violation of G.L. c.90B, § 26A(a). (PENALTY: fine not less than $500, not more than $5000; and (§28B:) loss of license and registration for 1 year for first offense and 2 years for subsequent offenses.)

90B/26A/B **SNOW/REC VEH—OUI BY +21—LIQUOR OR .08%** c90B §26A(a) (Effective 10/29/10)
on **[DATE OF OFFENSE:]**, being 21 years of age or older, did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20: (1) with a percentage, by weight, of alcohol in his or her blood of .08 or greater, as determined by a chemical test or analysis of his or her blood or as indicated by a chemical test or analysis of his or her breath pursuant to G.L. c.90, §24; or (2) while under the influence of intoxicating liquor, in violation of G.L. c.90B, § 26A(a). (PENALTY: fine not less than $500, not more than $5000; and (§28B:) loss of license and registration for 1 year for first offense and 2 years for subsequent offenses.)

90B/26A/C **SNOW/REC VEH—OUI BY –21—DRUGS** c90B §26A(b) (Effective 10/29/10)
on **[DATE OF OFFENSE:]**, being less than 21 years of age, did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, while under the influence of marijuana, narcotic drugs, depressants or stimulant substances, as defined in G.L. c.94C, §1, or the vapors of glue, in violation of G.L. c.90B, § 26A(b). (PENALTY: fine not less than $500, not more than $5000; and (§28B:) loss of license and registration for 2 years for first offense and 3 years for subsequent offenses.)

90B/26A/D **SNOW/REC VEH—OUI BY –21—LIQUOR OR .02%** c90B §26A(b) (Effective 10/29/10)
on **[DATE OF OFFENSE:]**, being less than 21 years of age, did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20: (1) with a percentage, by weight, of alcohol in his or her blood of .02 or greater, as determined by a chemical test or analysis of his or her blood or as indicated by a chemical test or analysis of his or her breath pursuant to G.L. c.90, §24; or (2) while under the influence of intoxicating liquor, in violation of G.L. c.90B, § 26A(b). (PENALTY: fine not less than $500, not more than $5000; and (§28B:) loss of license and registration for 2 years for first offense and 3 years for subsequent offenses.)

90B/26B/A **SNOW/REC VEH—LEAVE SCENE OF PERSONAL INJURY** c90B §26B(c) (Effective 2/1/11)
on **[DATE OF OFFENSE]:** did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, and, without stopping and making known his or her name, address and the registration number of his such vehicle, did leave the scene after knowingly colliding with or otherwise causing bodily injury to another, in violation of G.L. c.90B, §26B(c). (PENALTY: fine not less than $500, not more than $1,000; and (§26C:) vehicle is subject to forfeiture under §26C; and (§28B): loss of license and registration for 1 year for first offense and 2 years for subsequent offenses.)

90B/26B/B **SNOW/REC VEH—LEAVE SCENE OF PROPERTY DAMAGE** c90B §26B(b) (Effective 2/1/11)
on **[DATE OF OFFENSE]:** did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, and, without stopping and making known his or her name, address and the registration number of his or her such vehicle, did leave the scene after knowingly colliding with or otherwise causing injury to another snow vehicle or recreation vehicle or damage greater than $500 to property, in violation of G.L. c.90B, §26B(b). (PENALTY: fine not less than $250, not more than $1,000.)

90B/26B/C **SNOW/REC VEH—NEGLIGENT/RECKLESS OP** c90B §26B(a) (Effective 10/29/10)
on **[DATE OF OFFENSE]:** did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, recklessly or negligently so that the lives or safety of the public might be endangered, in violation of G.L. c.90B, §26B(a). (PENALTY: fine not less than $250, not more than $1,000.)

90B/26B/D **SNOW/REC VEH—NEGLIGENT/RECKLESS OP & DEATH** c90B §26B(e) (Effective 10/29/10)
on **[DATE OF OFFENSE]:** did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, recklessly or negligently so that the lives or safety of the public might be endangered, and by such operation did cause the death of another person, in violation of G.L. c.90B, §26B(e). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or fine not less than $300, not more than $5,000; or both imprisonment and fine; and (§26C:) vehicle is subject to forfeiture under §26C; and (§28B): loss of license and registration for 5 years for first offense and 15 years for subsequent offenses.)

90B/26B/E **SNOW/REC VEH—NEGLIGENT/RECKLESS OP & SERIOUS INJURY** c90B §26B(d) (Effective 10/29/10)
on **[DATE OF OFFENSE]:** did operate a snow vehicle or recreation vehicle, as defined in G.L. c.90B, §20, recklessly or negligently so that the lives or safety of the public might be endangered and, by such operation, did cause serious bodily injury, in violation of G.L. c.90B, §26B(d). (PENALTY: jail or house of correction not more than 2½ years; or fine not less than $300, not more than $5,000; or both; and (§26C:) vehicle is subject to forfeiture under §26C; and (§28B:) loss of license and registration for 1 year for first offense and 2 years for subsequent offenses.)

90B/27 **SNOW/REC VEH—ACCIDENT, FAIL REPORT** * c90B §27 (Effective thru 10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being the operator or owner of a snow vehicle or a recreation vehicle that had been involved in a collision, accident or other such casualty resulting in death or injury to a person or damage to property in excess of $50, did fail to notify a law enforcement officer immediately and within 48 hours to file a report of the accident with the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs, in violation of G.L. c.90B, §27. (CIVIL ASSESSMENT: $50.)

OFFICE OF ENVIRONMENTAL LAW ENFORCEMENT REGS FOR REC/SNOW VEHS — see 323 CMR §3.03—§3.07

90B/32 **SNOW/REC VEH—STOP FOR POLICE, FAIL** * c90B §32 (Effective thru 10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.

on **[DATE OF OFFENSE:]**, while operating or in charge of a snow vehicle or recreation vehicle: (1) did refuse to stop such vehicle after having been requested or signalled to do so by an officer, other than on property owned by him or her; or (2) did refuse to give his or her true and correct name and address; or (3) did refuse to display the certificate of number of such vehicle and surrender to such officer for examination, in violation of G.L. c.90B, §32. (CIVIL ASSESSMENT: $50.)

90B/33 **SNOWMOBILE OPERATOR REFUSE ID/LEAVE** * c90B §33 (Effective thru 10/28/10)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, while operating a snowmobile upon the land of another: (1) did fail to stop and identify himself or herself upon the request of the landowner or his or her duly authorized representative; or (2) did fail promptly to remove such snowmobile from the premises upon being requested to do so by the owner or his or her representative, in violation of G.L. c.90B, §33. (CIVIL ASSESSMENT: $50.)

90B/36/A **MBOAT TITLE, ACQUIRE WITHOUT** c90B §36(c)
on **[DATE OF OFFENSE:]** did acquire an interest in a titled motorboat without a certificate of title to such titled motorboat having been issued in the name of the defendant or, the defendant being a dealer or manufacturer and the titled motorboat new, without the manufacturer's or importer's certificate having been properly endorsed to show the signature of the manufacturer and all intervening owners, in violation of G.L. c.90B, §36(c). (PENALTY from §36(l): $500.)

90B/36/B **MBOAT TITLE, ACQUIRE WITHOUT, SUBSQ. OFF.** c90B §36(c)
on **[DATE OF OFFENSE:]** did acquire an interest in a titled motorboat without a certificate of title to such titled motorboat having been issued in the name of the defendant or, the defendant being a dealer or manufacturer and the titled motorboat new, without the manufacturer's or importer's certificate having been properly endorsed to show the signature of the manufacturer and all intervening owners, the defendant having previously been convicted of such an offense, in violation of G.L. c.90B, §36(c). (PENALTY from §36(l): not less than $1000, not more than $2000.)

90B/36/C **MBOAT TITLE, FAIL APPLY FOR** c90B §36(d) or (i)
on **[DATE OF OFFENSE:]**: (1) being a manufacturer or dealer who had sold or exchanged such motorboat to a person not a manufacturer or dealer, or being the purchaser of such motorboat in any other situation, did fail within twenty days after the date of sale to make application for a certificate of title for a titled motorboat; or (2) having acquired ownership of a titled motorboat by operation of law, did fail within thirty days after acquiring such right of possession to provide to the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs proof of his or her right to possession, together with an application for a new certificate of title and the required fee; or (3) being a lien holder who had repossessed a titled motorboat by operation of law and held it for resale, did fail to secure a new certificate of title and pay the required fee, in violation of G.L. c.90B, §36(d) or (i). (PENALTY from §36(l): $500.)

90B/36/D **MBOAT TITLE, FAIL APPLY FOR, SUBSQ. OFF.** c90B §36(d) or (i)
on **[DATE OF OFFENSE:]**: (1) being a manufacturer or dealer who had sold or exchanged such motorboat to a person not a manufacturer or dealer, or being the purchaser of such motorboat in any other situation, did fail within twenty days after the date of sale to make application for a certificate of title for a titled motorboat; or (2) having acquired ownership of a titled motorboat by operation of law, did fail within thirty days after acquiring such right of possession to provide to the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs proof of his or her right to possession, together with an application for a new certificate of title and the required fee; or (3) being a lien holder who had repossessed a titled motorboat by operation of law and held it for resale, did fail to secure a new certificate of title and pay the required fee, the defendant having previously been convicted of such an offense, in violation of G.L. c.90B, §36(d) or (i). (PENALTY from §36(l): not less than $1000, not more than $2000.)

90B/36/E **MBOAT TITLE, FALSE** c90B §36(*l*)
on **[DATE OF OFFENSE:]** did falsify a motorboat title or sell a motorboat with a falsified title, in violation of G.L. c.90B, §36(l). (PENALTY: $500.)

90B/36/F **MBOAT TITLE, FALSE, SUBSQ. OFF.** c90B §36(*l*)
on **[DATE OF OFFENSE:]** did falsify a motorboat title or sell a motorboat with a falsified title, the defendant having previously been convicted of such an offense, in violation of G.L. c.90B, §36(l). (PENALTY: not less than $1000, not more than $2000.)

90B/36/G **MBOAT TITLE, TRANSFER WITHOUT** c90B §36(c)
on **[DATE OF OFFENSE:]** did sell, assign, transfer or otherwise dispose of an interest in a titled motorboat without delivering to the transferee or to the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs a certificate of title, or a manufacturer's or importer's certificate, or sufficient evidence of title, as variously required by the provisions of G.L. c.90, §36, in violation of G.L. c.90B, §36(c). (PENALTY from §36(l): $500.)

90B/36/H **MBOAT TITLE, TRANSFER WITHOUT, SUBSQ. OFF.** c90B §36(c)
on **[DATE OF OFFENSE:]** did sell, assign, transfer or otherwise dispose of an interest in a titled motorboat without delivering to the transferee or to the Office of Environmental Law Enforcement of the Executive Office of Environmental Affairs a certificate of title, or a manufacturer's or importer's certificate, or sufficient evidence of title, as variously required by the provisions of G.L. c.90B, §36, the defendant having previously been convicted of such an offense, in violation of G.L. c.90B, §36(c). (PENALTY from §36(l): not less than $1000, not more than $2000.)

90B/36/I **MBOAT WITHOUT TITLE, POSSESS/SELL** c90B §36(k)
on **[DATE OF OFFENSE:]** did possess or sell a titled motorboat without an original title or a legally transferred title, in violation of G.L. c.90B, §36(k). (PENALTY: $100.)

90B/36/J **MBOAT WITHOUT TITLE, POSSESS/SELL, SUBSQ** c90B §36(k)
on **[DATE OF OFFENSE:]** did possess or sell a titled motorboat without an original title or a legally transferred title, the defendant having previously been convicted of such an offense, in violation of G.L. c.90B, §36(k). (PENALTY: not less than $250, not more than $500.)

90B/38 **BOAT, REFUSE STOP/ID FOR OFFICER** c90B §38 (Effective 4/11/95)
on **[DATE OF OFFENSE:]**: (1) while operating or in charge of a vessel, did refuse, when requested by an officer empowered to enforce G.L. c.90B, to give his or her name and address or the name and address of the owner of such vehicle; or (2) while operating or in charge of a vessel, did, in response to such a request, give a false name or address; or (3) while operating or in charge of a vessel, did refuse or neglect to stop when signaled or requested to do so by such an officer; or (4) while operating or in charge of a vessel, did refuse on demand of such an officer to produce his or her certificate or number, or to permit such officer the take such certificate in hand for the purpose of examination; or (5) while operating or being in charge of a vessel, did refuse, on demand of such an officer, to sign his or her name in the presence of such an officer; or (6) did refuse or neglect to produce such certificate when requested by a court or trial justice, in violation of G.L. c.90B, §38. (PENALTY: $100.)

90C/10/A **CITATION, ATTEMPT TO DISPOSE OF UNLAW** c90C §10
on **[DATE OF OFFENSE:]** did attempt to dispose of a citation, as defined in G.L. c.90C, §1, or copies thereof, or a record of the issuance thereof, in a manner other than as required by the provisions of G.L. c.90C, or did attempt to incite or procure another so to dispose of such citation, copy or record, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.90C, §10. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90C/10/B **CITATION, ATTEMPT TO FALSIFY** c90C §10
on **[DATE OF OFFENSE:]** did attempt to falsify a citation, as defined in G.L. c.90C, §1, or copies thereof, or a record of the issuance thereof, or did attempt to incite or procure another so to falsify such citation, copy or record, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.90C, §10. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90C/10/C **CITATION, DISPOSE OF UNLAWFULLY** c90C §10
on **[DATE OF OFFENSE:]** did knowingly dispose of a citation, as defined in G.L. c.90C, §1, or copies thereof, or a record of the issuance thereof, in a manner other than as required by the provisions of G.L. c.90C, in violation of G.L. c.90C, §10. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90C/10/D **CITATION, FALSIFY** c90C §10
on **[DATE OF OFFENSE:]** did knowingly falsify a citation, as defined in G.L. c.90C, §1, or copies thereof, or a record of the issuance thereof, in violation of G.L. c.90C, §10. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

90D/4 **TITLE, FAIL APPLY FOR MV** c90D §4(a)
on **[DATE OF OFFENSE:]**, having acquired a motor vehicle or trailer, did fail to make application for a certificate of title within ten days from the acquisition of ownership of such vehicle or trailer, not being excepted by G.L. c.90D, §2, in violation of G.L. c.90D, §4(a). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/6 **CERTIFICATE OF ORIGIN, FAIL DELIVER MV** c90D §6
on **[DATE OF OFFENSE:]**, being a vehicle manufacturer, his or her agent, or his or her franchised dealer, who had sold a new vehicle in the Commonwealth, did fail to execute and deliver to the purchaser an assignment of the certificate of origin, subject to contract in the case of a sale that was not absolute, signed or executed by the manufacturer, or his or her agent or dealer, with the names and business or residence addresses of both stated thereon, in violation of G.L. c.90D, §6. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/14 **TITLE, FAIL APPLY FOR DUPLICATE MV** c90D §14(a)
on **[DATE OF OFFENSE:]**, being the first lienholder or, if none, the owner or legal representative of the owner, named in a vehicle certificate of title which had been lost, stolen, mutilated, destroyed or become illegible, or a transferee of such vehicle with sufficient proof of ownership, did fail promptly to make application to the Registrar of Motor Vehicles for a duplicate certificate of title, in violation of G.L. c.90D, §14(a). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/15 **TITLE, FAIL DELIVER UPON MV TRANSFER** c90D §15(a)
on **[DATE OF OFFENSE:]**, being the owner of a vehicle for which a certificate of title had been issued under G.L. c.90D, did transfer his or her interest therein, other than by the creation of a security interest, and did fail, at the time of the delivery of the vehicle, to execute and deliver an assignment thereof, including the actual odometer reading and warranty of title, as required by G.L. c.90D, §15(a), in violation of G.L. c.90D, §15(a). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/16 **MOTOR VEH DEALER RECORDKEEPING VIOL** c90D §16(b)
on **[DATE OF OFFENSE:]**, being a motor vehicle dealer, as defined in G.L. c.90D, §1, did fail to maintain for five years a record in such form as the Registrar of Motor Vehicles had prescribed of every vehicle bought, sold or exchanged by him or her, or received by him or her, and to make such record open to inspection by the Registrar, his or her agents, or by any police officer during reasonable business hours, in violation of G.L. c.90D, §16(b). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/17 **TITLE, FAIL SURRENDER MV** c90D §17
on **[DATE OF OFFENSE:]**: (1) being the transferee of an owner's interest in a vehicle that had passed other than by voluntary transfer, did fail promptly to mail or deliver to the Registrar of Motor Vehicles the last certificate of title, if available, proof of the transfer, an application for a new certificate and, where required, the affidavit required by G.L. c.90D, §17(b); or (2) being a person holding a certificate of title whose interest in a vehicle had been extinguished or transferred other than by voluntary transfer, did fail to mail or deliver such certificate to the Registrar of Motor Vehicles upon request of the Registrar, in violation of G.L. c.90D, §17. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/20 **SALVAGE TITLE VIOLATION, MV** c90D §20
on **[DATE OF OFFENSE:]**: (1) being an insurer who had acquired ownership of a motor vehicle which it had determined to be a total loss salvage motor vehicle, as defined in G.L. c.90D, §1, did fail within ten days from the date of acquisition to surrender the certificate of title to the Registrar of Motor Vehicles and to apply for a salvage title; or (2) being an insurer who had made a total loss settlement on a vehicle which it had determined to be a total loss salvage motor vehicle, and of which the insured owner or claimant had retained possession and ownership, did fail within ten days thereof to notify the Registrar, and to notify the insured owner or claimant of his or her responsibility within ten days to surrender the certificate of title to the Registrar and to apply for a salvage title; or (3) being the owner of a vehicle which an insurer had determined to be a total loss salvage motor vehicle, and on which such insurer had made a total loss settlement, did retain possession and ownership of such vehicle and did fail within ten days to surrender the certificate of title to the Registrar and to apply for a salvage title; or (4) being the owner of a vehicle that was not the subject of an insurance settlement, did determine that it was damaged to such an extent that it was a total loss salvage motor vehicle, and did fail promptly to surrender the certificate of title to the Registrar and to apply for a salvage title; or (5) being the owner of a total loss salvage motor vehicle, did transfer such vehicle not in accordance with G.L. c.90D, §20C, in violation of G.L. c.90D, §20. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/20C **SALVAGE TITLE VIOLATION, MV** c90D §20C
on **[DATE OF OFFENSE:]**: (1) being the owner of a vehicle for which a salvage title had been issued under G.L. c.90D, did transfer his or her interest therein, and did fail to execute the assignment to the transferee on the space provided therefor on the salvage title or on such other form as the Registrar of Motor Vehicles had prescribed, and did fail to cause the title and assignment to be delivered to the transferee at the time of delivery of the vehicle; or (2) not being a dealer licensed under the provisions of G.L. c.140, §59, was the transferee of a vehicle for which a salvage title had been issued under G.L. c.90D or under

the laws of another state, and did fail within ten days after receiving delivery of the total loss salvage vehicle, as defined in G.L. c.90D, §1, to apply for a new salvage title; or (3) being such a dealer who had been the transferee of a vehicle for which a salvage title had been so issued, did fail upon transferring the vehicle to execute the assignment to the new transferee in the space provided for such dealer assignments on the title and cause the title and assignment to be delivered to the new transferee; or (4) did transfer for value a vehicle for which a salvage title had been issued under G.L. c.90D and did fail fully and fairly to disclose that fact to the transferee for value; or (5) being the owner of a vehicle which would qualify as a total loss salvage vehicle and which was transferred into the Commonwealth, did fail to apply to the Registrar for a salvage title, such vehicle not being covered by a similar title from another state, in violation of G.L. c.90D, §20C. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/20D **TITLE FOR RESTORED MV, FAIL APPLY FOR** c90D §20D(a)
on **[DATE OF OFFENSE:]** did own and reconstruct or restore a total loss salvage motor vehicle to its operating condition which existed prior to the event which caused a salvage title to issue under G.L. c.90D or the laws of another state, or did own and recover such a vehicle that had been stolen, and did fail to apply to the Registrar of Motor Vehicles for a certificate of title and an inspection of the vehicle prior to registration or sale of such vehicle, in violation of G.L. c.90D, §20D(a). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/20E **TITLE FOR JUNKED MV, FAIL SURRENDER** c90D §20E(a)
on **[DATE OF OFFENSE:]**, having taken possession of a motor vehicle for the purpose of junking or scrapping, did fail within ten days after receipt of delivery to cause the certificate of title, salvage title or other document required by the Registrar of Motor Vehicles as proof of ownership to be surrendered to the Registrar for cancellation, in violation of G.L. c.90D, §20E(a). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/24 **LIEN/TITLE, FAIL RELEASE MV** c90D §24
on **[DATE OF OFFENSE:]**, being the lienholder of a security interest in a vehicle whose certificate of title was in his or her possession, did fail, within three days after demand and in any event within ten days, to execute a release of such security interest on the certificate, and to mail or deliver the certificate and release to the next lienholder named therein, or if none to the owner or to a person authorized in writing by the owner, in violation of G.L. c.90D, §24. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/25 **LIENHOLDER FAIL DISCLOSE INFO, MV** c90D §25
on **[DATE OF OFFENSE:]**, being a lienholder named in a vehicle's certificate of title, did fail upon written request of the owner or of another lienholder named on the certificate to disclose pertinent information as to his or her security agreement and the indebtedness secured by it, in violation of G.L. c.90D, §25. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/27 **TITLE, FAIL SURRENDER SUSPENDED MV** c90D §27
on **[DATE OF OFFENSE:]**, being the owner of a vehicle or the person in possession of its certificate of title, did fail to mail or deliver such certificate to the Registrar of Motor Vehicles immediately upon receiving notice of the suspension or revocation of such certificate, in violation of G.L. c.90D, §27. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/32/A **TITLE, ALLOW UNAUTH POSSESSION/USE OF MV** c90D §32(b)
on **[DATE OF OFFENSE:]** did permit another not entitled thereto to use or have possession of a certificate of title or salvage title, in violation of G.L. c.90D, §32(b). (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90D/32/B **TITLE, FALSE MV** c90D §32(a)
on **[DATE OF OFFENSE:]**: (1) did falsely make, alter, forge or counterfeit a certificate or title or salvage title; or (2) did alter or forge an assignment of a certificate of title or salvage title, or supporting documents, or an assignment of release of a security interest on a certificate of title or a form prescribed by the Registrar of Motor Vehicles; or (3) did possess or use a certificate of title or salvage title, knowing it to have been altered, forged or counterfeited, in violation of G.L. c.90D, §32(a). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2 years; or not more than $1000 fine; or both such imprisonment and fine.)

90D/32/C **TITLE, FALSE STATEMENT IN APPLIC FOR MV** c90D §32(a)
on **[DATE OF OFFENSE:]** did use a false or fictitious name or address, or make a material false statement, or fail to disclose a security interest, or conceal some other material fact, in an application for a certificate of title or salvage title, or supporting documents, in violation of G.L. c.90D, §32(a). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2 years; or not more than $1000 fine; or both such imprisonment and fine.)

90D/33 **STOLEN MV, FAIL REPORT RECOVERY OF** c90D §33
on **[DATE OF OFFENSE:]**, being the owner of lienholder of a vehicle who had reported the theft or criminal conversion of such vehicle to the Registrar of Motor Vehicles, did fail to report its recovery to the Registrar forthwith after learning of such recovery, in violation of G.L. c.90D, §33. (PENALTY from §32(b): jail or house of correction not more than 6 months; or not less than $500, not more than $1000; or both.)

90F/4 **OUT-OF-SVCE ORDER VIOL, EMPLOYER PERMIT** * c90F §4(C) (Effective 9/26/96)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]**, being the employer of a driver of a commercial motor vehicle, did knowingly allow, require, permit or authorize such driver to operate a commercial motor vehicle during a period in which such driver or the commercial motor vehicle or the motor carrier operator was subject to an out-of-service order, as such terms are defined in G.L. c.90F, §1, in violation of G.L. c.90F, §4(C). (CIVIL ASSESSMENT: $2,500.)

90F/9 **OUT-OF-SVCE ORDER VIOLATION** * c90F §9(E½)(3) (Effective 9/26/96)
NOTE: THIS IS A CIVIL MV INFRACTION, SET FORTH HERE FOR PROCEDURAL PURPOSES ONLY.
on **[DATE OF OFFENSE:]** did operate a commercial motor vehicle contrary to the provisions of an out-of-service order, as such terms are defined in G.L. c.90F, §1, in violation of G.L. c.90F, §9(E½)(3). (CIVIL ASSESSMENT: $1,000.)

91/19A **LOWER WATER LEVEL OF GREAT POND** c91 §19A
on **[DATE OF OFFENSE:]**, being authorized or licensed to build a structure, drive piles, fill land, or make a dam or other obstruction or encroachment in, over or upon the waters of any great pond below the natural high water mark, or to make an erection or excavation at an outlet thereof whereby the water may be raised or lowered, did lower the water of such pond without the approval of the Department of Environmental Protection, there being then no emergency and the defendant not being otherwise excepted by law, in violation of G.L. c.91, §19A. (PENALTY: not less than $100, not more than $500.)

91/23 **NUISANCE ERECTED IN PUBLIC WATERS** c91 §23
on **[DATE OF OFFENSE:]** did make an erection or do work within tide water, or the waters of a great pond or outlet thereof, or on or within the banks of the Connecticut or Merrimack rivers below high water mark, that was not authorized by the General Court or the Department of Environmental Protection, or in a manner not sanctioned by a license granted by such Department, and thereby did create a public nuisance, in violation of G.L. c.91, §23. (PENALTY: imprisonment not more than 1 year; or not more than $25,000 per day of violation; or both.)

91/27 **PROVINCE LANDS REGULATION VIOLATION** c91 §27
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Conservation and Recreation relative to use of the province lands at Provincetown, made pursuant to G.L. c.91, §27. (PENALTY: not more than $25.)

91/30 **BEACH, VIOLATE DEP ORDER CONCERNING** c91 §30
on **[DATE OF OFFENSE:]**, after receiving written notice from the Department of Environmental Protection prohibiting the digging or removal of stones, gravel, sand or other material from a beach, shore, bluff, headland, island or bar, in or bordering on tide waters and specified in such notice, or the doing of any act injurious to any trees, shrubs, grass or other vegetation growing thereon, did wilfully do an act or thing prohibited therein, or being the owner or having control of such specified land, did wilfully suffer or permit such act or thing to be done, in violation of G.L. c.91, §30. (PENALTY: not less than $20, not more than $200.)

91/30A **BEACH BARRIER REMOVAL** c91 §30A
on **[DATE OF OFFENSE:]** did remove stones, gravel, sand or other materials from a natural barrier on land bordering on the sea, which barrier furnishes protection to such land and adjacent upland against erosion by the sea, in violation of G.L. c.91, §30A. (PENALTY: not more than $500.)

91/43B **BOAT, ABANDON** c91 §43B (Effective 11/11/10)
on **[DATE OF OFFENSE:]** did willfully abandon a vessel, as defined in G.L. c.91, §38, under circumstances where no vessel, scow, lighter or other structure was or had been grounded within the limits of a harbor or on the shores of the Commonwealth by reason of accident, emergency, errors of navigation, or in order to prevent loss of life or the sinking of such vessel, scow, lighter or other structure, in violation of G.L. c.91, §43B. (PENALTY: not more than $10,000 fine.)

91/43C/A **BOAT, FRAUDULENTLY ATT OBTAIN TITLE TO** c91 §43C (Effective 11/11/10)
on **[DATE OF OFFENSE:]** did **[DESCRIBE OVERT ACT:]** and thereby did attempt to obtain title to a vessel, as defined in G.L. c.91, §38, through fraudulent means, in violation of G.L. c.91, §43C. (PENALTY: not more than $1000 fine.)

91/43C/B **BOAT, FRAUDULENTLY OBTAIN TITLE TO** c91 §43C (Effective 11/11/10)
on **[DATE OF OFFENSE:]** did obtain title to a vessel, as defined in G.L. c.91, §38, through fraudulent means, in violation of G.L. c.91, §43C. (PENALTY: not more than $1000 fine.)

91/49 **BOAT GROUNDED/ABANDONED** c91 §49 (Effective 5/10/91)
on **[DATE OF OFFENSE:]** did ground or abandon a vessel, scow, lighter or other floating structure within the limits of a harbor of the Commonwealth, or upon the property of another along the shores of the Commonwealth without permission of the owner, or did permit another to do so, or being an owner or owner's agent or having any control over such structure so grounded or abandoned, did fail to remove it within such time as was designated in a written notice from the Division of Waterways of the Department of Conservation and Recreation, in violation of G.L. c.91, §49. (PENALTY: not more than $10,000.)

91/50 **SALVAGE BY UNLIC FOREIGN CORPORATION** c91 §50
on **[DATE OF OFFENSE:]**, being a foreign corporation, did engage in the business of wrecking or salvaging in the navigable waters of the Commonwealth without first obtaining a license therefor and filing a bond with the Department of Conservation and Recreation, in violation of G.L. c.91, §50. (PENALTY: not less than $50, not more than $300.)

91/52 **TIDE WATER RUBBISH BURNING VIOLATION** c91 §52 & §55
on **[DATE OF OFFENSE:]**: (1) did burn rubbish or other material upon waters within the jurisdiction of the Department of Environmental Protection without the supervision of an inspector employed by such Department, as required by G.L. c.91, §52; or (2) did violate a rule or regulation of such Department concerning the towing and burning of rubbish or other debris within harbor lines and upon adjacent waters, adopted pursuant to §52; or (3) did violate the provisions of a license or permit issued by such Department pursuant to §52, in violation of G.L. c.91, §52 and §55. (PENALTY from §55: imprisonment not more than 1 year; or not more than $25,000 per day of violation; or both.)

91/54 **TIDE WATER DREDGING/DUMPING VIOLATION** c91 §54 & §55
on **[DATE OF OFFENSE:]**: (1) did dredge in tide water without having given the three days' written notice to the Department of Environmental Protection with such information as required by G.L. c.91, §54 before commencing such dredging; or (2) did transport or dump within tide waters of the Commonwealth dredge or other material intended to be dumped in tide water, without an inspector employed by such Department being on board, such Department not having given its written consent to dispense with such requirement; or (3) did violate the terms of a license or permit issued under G.L. c.91, §52-§54 concerning such dredging or materials; or (4) did dump such materials within the limits of a channel that had been deepened by dredging, or in other tide waters of the Commonwealth, not being so authorized by the Department, in violation of G.L. c.91, §54 and §55. (PENALTY from §55: imprisonment not more than 1 year; or not more than $25,000 per day of violation; or both.)

91/59 **POLLUTE WATERS WITH OIL/BILGE/REFUSE** c91 §59 (Effective 6/30/71-8/3/04)
on **[DATE OF OFFENSE:]** did pump, discharge or deposit, or cause to be pumped, discharged or deposited, into or on the waters of a lake or river or tidal waters and flats, crude petroleum or any of its products or any other oils or any bilge water or water from any receptacle containing such substances, or any other matter or refuse, in such manner and extent as to be a pollution or contamination of such waters or flats or a nuisance or be injurious to the public health, in violation of G.L. c.91, §59. (PENALTY: not more than $1000.)

91/59 **POLLUTE WATERS WITH OIL/BILGE/REFUSE** c91 §59 (Effective 8/4/04)
beginning on **[FIRST DATE OF OFFENSE:]** and continuing through **[LAST DATE OF OFFENSE:]**, did pump, discharge or deposit, or cause to be pumped, discharged or deposited, into or on the waters of a lake or river or tidal waters and flats, crude petroleum or any of its products or any other oils or any bilge water or water from any receptacle containing such substances, or any other matter or refuse, in such manner and extent as to be a pollution or contamination of such waters or flats or a nuisance or be injurious to the public health, in violation of G.L. c.91, §59. (PENALTY: not more than $25,000 for

each day such violation occurs or continues.)

91/63 **UNDERWATER ARCHEOLOGICAL VIOLATION** c91 §63
on **[DATE OF OFFENSE:]** did remove, displace, damage or destroy underwater archaeological resources, as defined in G.L. c.6, §180, in a manner not in conformity with the provisions of G.L. c.91, §63, in violation of G.L. c.91, §63. (PENALTY: imprisonment for 6 months; or not more than $1000; or both.)

92/37 **DCR RESERVATIONS/HWAYS REGULATIONS VIOL** c92 §37
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did violate a rule or regulation of the Division of Urban Parks and Recreation of the Department of Conservation and Recreation for the government and use of the reservations or boulevards under its care and to govern the public use of the Charles, Neponset and Mystic rivers, within the metropolitan parks district, and of the ponds and other waters along which it holds abutting lands for reservations in such district, adopted pursuant to G.L. c.92, §37. (PENALTY: not more than $200.)

92/38 **CHARLES RIVER BASIN REGULATIONS VIOL** c92 §38
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did violate a rule or regulation of the Division of Urban Parks and Recreation of the Department of Conservation and Recreation for the care, maintenance, protection and policing of the Charles River basin, as defined in St.1909, c.524, §2 and amendments thereof, adopted pursuant to G.L. c.92, §38. (PENALTY: not more than $50.)

92/39 **CHARLES RIVER POLLUTION REGULATIONS VIOL** c92 §39
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did violate a rule or regulation of the Division of Urban Parks and Recreation of the Department of Conservation and Recreation prohibiting the pollution of the Charles River within the metropolitan parks district, adopted pursuant to G.L. c.92, §39. (PENALTY: not more than $1000.)

92/70/A **CHARLES RIVER DAM, VANDALIZE** c92 §70
on **[DATE OF OFFENSE:]** did deface or injure a part of the Charles River dam, or a wharf, wall or other structure or mechanism connected therewith, in violation of G.L. c.92, §70. (PENALTY: not more than $20.)

92/70/B **CHARLES RIVER DAM VIOLATION** c92 §70
on **[DATE OF OFFENSE:]** did unnecessarily open or obstruct the passage of a drawbridge connected to the Charles River dam, or did without the consent of the person in charge make fast to the dam, bridge, draw, guard, pier or appurtenance thereof a vessel, scow, raft or float, or remain within the draw while the gates are closed, or having charge of a vessel passing through such draw did refuse or neglect to comply with the directions of the person in charge relating to such passing, in violation of G.L. c.92, §70. (PENALTY: not more than $20.)

92/71 **CHARLES RIVER LOCK, BOAT COLLIDE WITH** c92 §71
on **[DATE OF OFFENSE:]** did permit or suffer a vessel, scow, raft or float to come in contact with either of the gates of the lock of the Charles River dam, in violation of G.L. c.92, §71. (PENALTY: not more than $50.)

92/109 **MDC WATERS TAKEN/POLLUTED** c92 §109 & §111
on **[DATE OF OFFENSE:]** did take, divert, corrupt, render impure, waste or improperly use water of the watershed system of the Division of Water Supply Protection, or did corrupt or defile such a water supply, or a source of such water supply, or did violate or refuse to comply with a rule, regulation or order of the Department of Conservation and Recreation, in violation of G.L. c.92, §109 and §111. (PENALTY from §111: imprisonment not more than 1 year; or not more than $50,000, “provided, however, that in cases of continuing violation, such maximum fine may be $10,000 per day for each day such violation occurs or continues.”)

MDC REGULATIONS FOR WATERSHED PROTECTION c92 §111 — see 350 CMR §11.00

92/111 **MWRA WATERSHED PROPERTY, VANDALIZE** c92 §111
on **[DATE OF OFFENSE:]** did injure, destroy or interfere with property held or used by the Massachusetts Water Resources Authority for the purpose of constructing, operating or maintaining the watershed system, in violation of G.L. c.92, §111. (PENALTY: imprisonment not more than 1 year; or not more than $50,000, “provided, however, that in cases of continuing violation, such maximum fine may be $10,000 per day for each day such violation occurs or continues.”)

93/14F/A **RETAILER SELL BELOW COST** c93 §14F
on **[DATE OF OFFENSE:]**, being a retailer, with intent to injure competitors or destroy competition, did advertise, offer to sell or sell at retail an item of merchandise at less than cost to the retailer, together with any sales taxes or excises levied or imposed upon such merchandise by the Commonwealth or the United States of America not already included in the invoice or replacement cost to the retailer, not being excepted by G.L. c.93, §14G, in violation of G.L. c.93, §14F. (PENALTY: imprisonment not less than 1 month, not more than 1 year; or not more than $500; or both.)

93/14F/B **WHOLESALER SELL BELOW COST** c93 §14F
on **[DATE OF OFFENSE:]**, being a wholesaler, with intent to injure competitors or destroy competition, did offer at sell or sell at wholesale an item of merchandise at less than cost to the wholesaler, together with any sales taxes or excises levied or imposed upon such merchandise by the Commonwealth or the United States of America not already included in the invoice or replacement cost to the wholesaler, not being excepted by G.L. c.93, §14G, in violation of G.L. c.93, §14F. (PENALTY: imprisonment not less than 1 month, not more than 1 year; or not more than $500; or both.)

93/14M/A **TRADING STAMPS NOT REDEEMED FOR CASH** c93 §14M
on **[DATE OF OFFENSE:]**, being a trading stamp company that distributed trading stamps in the Commonwealth or redeemed trading stamps issued therein, did fail to permit the rightful holder of such stamps to redeem such stamps in cash when duly presented for redemption in a number having an aggregate cash value of not less than twenty-five cents, in violation of G.L. c.93, §14M. (PENALTY from §14R: imprisonment not more than 1 year; or not more than $1000; or both.)

93/14M/B **TRADING STAMPS WITH NO CASH VALUE** c93 §14M
on **[DATE OF OFFENSE:]**, being a trading stamp company, did distribute trading stamps in the Commonwealth or did redeem trading stamps issued therein, which stamps did not have legibly printed on their face in cents or some fraction thereof a cash value as determined by such company, in violation of G.L. c.93, §14M. (PENALTY from §14R: imprisonment not more than 1 year; or not more than $1000; or both.)

93/14N **TRADING STAMP COMPANY, UNREGISTERED** c93 §14N
on **[DATE OF OFFENSE:]**, being a trading stamp company, did distribute or redeem trading stamps in the Commonwealth without having filed with the State Treasurer the annual statement of registration and bond required by G.L. c.93, §14N, in violation of G.L. c.93, §14N. (PENALTY from §14R: imprisonment not more than 1 year; or not more than $1000; or both.)

93/14P **TRADING STAMP CO CEASE BUSINESS UNLAW** c93 §14P
on **[DATE OF OFFENSE:]**, being a trading stamp company, did cease distribution and redemption of trading stamps in the Commonwealth without, at least 90 days in advance, having notified in writing the State Treasurer and every retailer within the Commonwealth who had within one year issued trading stamps which such company was obligated to redeem, in violation of G.L. c.93, §14P. (PENALTY from §14R: imprisonment not more than 1 year; or not more than $1000; or both.)

93/15 **MINING STOCK, ADVERTISE UNREGISTERED** c93 §15
on **[DATE OF OFFENSE:]**, being an officer, agent, clerk or servant of a mining corporation, or one dealing in the shares of such corporation, did cause to be published an advertisement of such shares in which a statement was made of the value of its property, or its present or prospective earnings, or a prospective increase in the price of its shares, without such corporation having sixty days prior filed with the state secretary the statement of its financial condition required by G.L. c.93, §15, in violation of G.L. c.93, §15. (PENALTY: imprisonment not more than 1 year; or not more than $200.)

93/16 **MINING STOCK, FALSELY REGISTER** c93 §16
on **[DATE OF OFFENSE:]**, being an officer or director of a mining corporation, did sign a false statement filed with the State Secretary under G.L. c.93, §15, knowing such statement to be false, in violation of G.L. c.93, §16. (PENALTY: imprisonment not more than 2 years; or not more than $1000.)

93/17 **MINING STOCK, FALSELY ADVERTISE** c93 §17
on **[DATE OF OFFENSE:]**, having caused the publication of an advertisement described in G.L. c.93, §15, or being a promoter, officer, clerk or servant of a mining corporation, or a broker or agent for such corporation or promoter or the person causing such publication, did sell or offer for sale shares of stock in corporation, knowing that a statement in such advertisement was false or inconsistent with a statement filed under §15, in violation of G.L. c.93, §17. (PENALTY: imprisonment not more than 2 years; or not more than $500.)

93/18 **MINING STOCK, FALSELY LIST ON EXCHANGE** c93 §18
on **[DATE OF OFFENSE:]**, being an officer of a mining corporation, did make a false statement, knowing the same to be false, in an application to a stock exchange to list the shares of such corporation, in violation of G.L. c.93, §18. (PENALTY: imprisonment not more than 2 years; or not more than $500.)

93/18A **LAUNDRY/DRY CLEANING MARK, UNREGISTERED** c93 §18A
on **[DATE OF OFFENSE:]** did conduct a laundry or dry cleaning establishment, or offer as an independent contractor the services of such an establishment, and did fail to report to the Commissioner of Public Safety the type and style of identification marks attached to or stamped or written upon garments processed by such establishment, to accompany such report with actual samples of such identification markings, and to notify the Commissioner of any change in such marking systems, in violation of G.L. c.93, §18A. (PENALTY: imprisonment not more than 3 months; or not more than $100; or both.)

93/18B/A **LAUNDROMAT DRYER FL DELIVER POSTED TIME** c93 §18B
on **[DATE OF OFFENSE:]**, while conducting a commercial coin operated laundry required by G.L. c.93, §18B to display a sign indicating for each different size or style dryer the amount of time a consumer receives per coin, did permit the operation of a dryer that did not provide, within three minutes, the time indicated in such sign, in violation of G.L. c.93, §18B. (PENALTY: not more than $25 for each operation of such dryer.)

93/18B/B **LAUNDROMAT FAIL POST DRYER TIME** c93 §18B
on **[DATE OF OFFENSE:]**, while conducting a commercial coin operated laundry where there was no full time attendant, did fail to display in a conspicuous manner a sign not less than 12 inches square indicating for each different size or style dryer the amount of time a consumer receives per coin and the average drying time by fabric type and load size, in violation of G.L. c.93, §18B. (PENALTY: not less than $100.)

93/21B **TRADE SCHOOL, UNLICENSED** c93 §21B
on **[DATE OF OFFENSE:]** did operate or maintain a private trade school, as defined in G.L. c.93, §21A, without being licensed to do so by the Commissioner of Education, in violation of G.L. c.93, §21B. (PENALTY from §21G: imprisonment not more than 6 months; or not more than $1000.)

93/21E **TRADE SCHOOL, UNLICENSED SALESMAN FOR** c93 §21E
on **[DATE OF OFFENSE:]**, being a representative of a private trade school, as defined in G.L. c.93, §21A, did at the residence of a prospective student solicit enrollments or sell courses therein, make representations or give counsel concerning the educational content or quality of or the benefits from courses in such school, without being licensed by the Commissioner of Education, in violation of G.L. c.93, §21E. (PENALTY from §21G: imprisonment not more than 6 months; or not more than $1000.)

93/24 **COLLECTION AGENCY, UNLICENSED/UNBONDED** c93 §24
on **[DATE OF OFFENSE:]** did conduct a collection agency, or engage in the Commonwealth in the business of collecting of receiving payment for others of an account, bill or other indebtedness, or did solicit or advertise for or solicit in print the right to do so, without having obtained from the Commissioner of Banks a license to carry on such business and having filed with the State Treasurer a good and sufficient bond, not being excepted by law, in violation of G.L. c.93, §24. (PENALTY from §28: imprisonment not more than 3 months; or not more than $500; or both.)

93/24D **COLLECTION AGENCY FL FILE ANNUAL REPORT** c93 §24D
on **[DATE OF OFFENSE:]**, being a collection agency, did neglect to make an annual report required by regulation, or did fail to amend such report within fifteen days after notice from the Commissioner of Banks, such neglect or failure being wilful neglect and not due to a justifiable cause, in violation of G.L. c.93, §24D. (PENALTY: $5 per day such neglect or failure continues.)

93/28 **COLLECTION AGENCY FAIL RENDER ACCOUNT** c93 §28
on **[DATE OF OFFENSE:]**, being a person, or a member of a partnership or officer of an association or corporation, doing business for which a bond was required by G.L. c.93, §24, did fail to render a true and complete account, or to turn over the proceeds of such collection within 30 days, or to return such claim within 30 days, to the person, partnership, association or corporation from whom an account, bill or indebtedness had been taken for collection, in violation of G.L. c.93, §28. (PENALTY: imprisonment not more than 3 months; or not more than $500; or both.)

93/28A/A **CLOSE-OUT SALE +60 DAYS DURATION** c93 §28A(8)
on **[DATE OF OFFENSE:]** did conduct a removal or termination sale for a period of more than sixty days from the opening of such sale, in violation of G.L. c.93, §28A(8). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/B **CLOSE-OUT SALE ADVERTISED FALSELY** c93 §28A(3)
on **[DATE OF OFFENSE:]** did advertise a removal or termination sale when such sale was not for the purpose designated in the advertising of such sale, in violation of G.L. c.93, §28A(3). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/C **CLOSE-OUT SALE ADVERTISED IMPROPERLY** c93 §28A(9)
on **[DATE OF OFFENSE:]** did advertise a removal or termination sale without prominently stating the final date of such sale and that such sale included no goods other than those listed in the inventory required by G.L. c.93, §28A, or without such advertising being confined to or referring to only to the address and place of business specified in the inventory to be discontinued, in violation of G.L. c.93, §28A(9). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/D **CLOSE-OUT SALE BY ONGOING BUSINESS** c93 §28A(7)
on **[DATE OF OFFENSE:]** did conduct a termination sale, means having been established by the owner for continuation of the business by the same owner by partnership, corporation or otherwise, under the same name or under a different name, at the same location or elsewhere within the Commonwealth, in violation of G.L. c.93, §28A(7). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/E **CLOSE-OUT SALE GOODS, RESELL** c93 §28A(10)
on **[DATE OF OFFENSE:]** did make a sale of goods, wares and merchandise previously offered in the course of a removal or termination sale, not doing so in bulk to a new owner, in violation of G.L. c.93, §28A(10). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/F **CLOSE-OUT SALE TWICE IN 2 YEARS** c93 §28A(5)
on **[DATE OF OFFENSE:]** did conduct a removal or termination sale, the owner or partnership or corporation with which he or she was associated having conducted a removal sale at the same location, or having conducted a termination sale at the same location or elsewhere in the Commonwealth, within two years prior to the date of the subsequent sale, in violation of G.L. c.93, §28A(5). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/G **CLOSE-OUT SALE WITH IMPROPER MERCHANDISE** c93 §28A(4)
on **[DATE OF OFFENSE:]** did in the course of a removal or termination sale, offer goods, wares or merchandise purchased on consignment or not in the usual course of business for resale on bona fide orders without cancellation privileges, or did include in such stock of goods items purchased for the purpose of selling them at such sale or items not listed in the inventory for such sale, in violation of G.L. c.93, §28A(4). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/H **CLOSE-OUT SALE, UNREGISTERED** c93 §28A(2)
on **[DATE OF OFFENSE:]** did conduct a removal or termination sale without having complied with the fee, sworn inventory and bond requirements of G.L. c.93, §28A(2), in violation of G.L. c.93, §28A(2). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28A/I **MOVING SALE BY ONGOING BUSINESS** c93 §28A(6)
on **[DATE OF OFFENSE:]** did conduct a removal sale, means having been established by the owner for continuation of the business at the same location at the conclusion of such sale, in violation of G.L. c.93, §28A(6). (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/28F **FIRE SALE, FALSE** c93 §28F
on **[DATE OF OFFENSE:]** did advertise or offer for sale a stock of goods, wares or merchandise under designation of “fire sale,” or other designation of like meaning, indicating the effect or result of fire, water or smoke, such goods, wares or merchandise so advertised or offered for sale not having, in fact, been salvaged from a fire and segregated and identified from all other goods, wares or merchandise, in violation of G.L. c.93, §28F. (PENALTY from §28D for each day of violation: imprisonment not more than 30 days; or not more than $100; or both.)

93/29/A **BILLBOARD REGULATION VIOLATION** c93 §29
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation, ordinance or by-law for the proper control and restriction of billboards, signs and other advertising devices, established or adopted under G.L. c.93, §29. (PENALTY: from §33: not more than $100.)

93/29/B **BILLBOARD REGULATION VIOLATION, SUBSQ.** c93 §29
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation, ordinance or by-law for the proper control and restriction of billboards, signs and other advertising devices, established or adopted under G.L. c.93, §29, for twenty days after having previously been convicted of such an offense. (PENALTY: from §33: not more than $500.)

93/40 **SIDEWALK, SELL ON PUBLIC** c93 §40
on **[DATE OF OFFENSE:]** did make a practice of accosting persons, other than acquaintances, upon a public sidewalk and inducing or trying to induce such persons to purchase merchandise, not being a licensed peddler, or acting within the scope of a permit or license to do so, or seeking to sell newspapers, in violation of G.L. c.93, §40. (PENALTY: not more than $100.)

93/43B **FALSE ADVERTISEMENT OF PERFORMING GROUP** c93 §43B (Effective 3/31/07)
on **[DATE OF OFFENSE:]** did advertise a live musical performance or production in the Commonwealth through the use of a false, deceptive or misleading affiliation, connection or association between a performing group and a recording group, as such terms are defined in G.L. c. 93, § 43B, and thereby did engage in an unfair method of competition or an unfair or deceptive act or practice, in violation of G.L. c. 93, § 43B. (PENALTY: fine not less than $5,000, not more than $15,000.)

93/48/A **CONSUMER CONTRACT ASSIGNED WITHIN 5 DAYS** c93 §48(I)
on **[DATE OF OFFENSE:]** did, as seller or lessor, enter into an agreement for the sale or lease of goods or the rendering of services, or both, primarily for

personal, family or household purposes over $25 in value and consummated by a party at a place other than the address of the seller or lessor, and did negotiate, transfer, sell or assign such agreement or other evidence of indebtedness to a third party prior to midnight of the fifth business day following its signing, in violation of G.L. c.93, §48(I). (PENALTY from §48(E): imprisonment not more than 6 months; or not more than $500; or both.)

93/48/B **CONSUMER CONTRACT BEGIN WITHIN 3 DAYS** c93 §48(J)
on **[DATE OF OFFENSE:]** did, as seller, enter into an agreement for the rendering of services primarily for personal, family or household purposes over $25 in value and consummated by a party at a place other than the address of the seller, and did commence such service during the three business day cancellation period provided by G.L. c.93, §48, in violation of G.L. c.93, §48(J). (PENALTY from §48(E): imprisonment not more than 6 months; or not more than $500; or both.)

93/48/C **CONSUMER CONTRACT NOT IN WRITING** c93 §48(B)
on **[DATE OF OFFENSE:]** did, as seller or lessor, enter into an agreement for the sale or lease of goods or the rendering of services, or both, primarily for personal, family or household purposes over $25 in value and consummated by a party at a place other than the address of the seller or lessor, without such agreement being in writing, in violation of G.L. c.93, §48(B). (PENALTY from §48(E): imprisonment not more than 6 months; or not more than $500; or both.)

93/48/D **CONSUMER CONTRACT WITH UNLAWFUL WAIVER** c93 §48(G)
on **[DATE OF OFFENSE:]** did, as seller or lessor, enter into an agreement for the sale or lease of goods or the rendering of services, or both, primarily for personal, family or household purposes over $25 in value and consummated by a party at a place other than the address of the seller or lessor, such agreement containing a waiver of the buyer's rights provided by G.L. c.93, §48, in violation of G.L. c.93, §48(G). (PENALTY from §48(E): imprisonment not more than 6 months; or not more than $500; or both.)

93/48/E **CONSUMER CONTRACT W/O CANCEL NOTICE** c93 §48(B)
on **[DATE OF OFFENSE:]** did, as seller or lessor, enter into an agreement for the sale or lease of goods or the rendering of services, or both, primarily for personal, family or household purposes over $25 in value and consummated by a party at a place other than the address of the seller or lessor, without such agreement including the statement and having attached the “Notice of Cancellation” form required by G.L. c.93, §48(B), in violation of G.L. c.93, §48(B). (PENALTY from §48(E): imprisonment not more than 6 months; or not more than $500; or both.)

93/48/F **CONSUMER CONTRACT W/O ORAL CANCEL NOTICE** c93 §48(H)
on **[DATE OF OFFENSE:]** did, as seller or lessor, enter into an agreement for the sale or lease of goods or the rendering of services, or both, primarily for personal, family or household purposes over $25 in value and consummated by a party at a place other than the address of the seller or lessor, and did fail to inform the buyer orally at such time of the right to cancel provided by G.L. c.93, §48, or did in some manner misrepresent such right, in violation of G.L. c.93, §48(H). (PENALTY from §48(E): imprisonment not more than 6 months; or not more than $500; or both.)

93/49A **CREDIT AGENCY FL DISCLOSE BUSINESS INFO** c93 §49A
on **[DATE OF OFFENSE:]**, being a retail trade reporting agency which discloses to a third person information concerning a business engaged in retail trade, did fail, upon request of such business, to disclose to it the nature, contents and substance of such information contained in its files at the time of the request, in violation of G.L. c.93, §49A. (PENALTY: not more than $100.)

93/66 **CREDIT REPORT OBTAINED BY FALSE PRETENSE** c93 §66
on **[DATE OF OFFENSE:]** did knowingly and willfully obtain information relative to a consumer from a consumer reporting agency under false pretenses, in violation of G.L. c.93, §66. (PENALTY: imprisonment not more than 1 year; or not more than $5000; or both.)

93/66A/A **CREDIT REPORT, ATTEMPT TO GIVE FALSE** c93 §66A
on **[DATE OF OFFENSE:]** did knowingly and willfully attempt to introduce false information into a consumer reporting agency's files for the purpose of damaging or enhancing the credit information of an individual, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.93, §66A. (PENALTY: imprisonment not more than 1 year; or not more than $5000; or both.)

93/66A/B **CREDIT REPORT, GIVE FALSE** c93 §66A
on **[DATE OF OFFENSE:]** did knowingly and willfully introduce or cause to be introduced false information into a consumer reporting agency's files for the purpose of damaging or enhancing the credit information of an individual, in violation of G.L. c.93, §66A. (PENALTY: imprisonment not more than 1 year; or not more than $5000; or both.)

93/67 **CREDIT REPORT TO UNAUTH PERSON, GIVE** c93 §67
on **[DATE OF OFFENSE:]**, being an officer or employee of a consumer reporting agency, did knowingly and willfully provide information concerning an individual from the agency's files to a person not authorized to receive that information, in violation of G.L. c.93, §67. (PENALTY: imprisonment not more than 1 year; or not more than $5000; or both.)

93/89 **DRESSING ROOM ELECTRONIC SURVEILLANCE** c93 §89
on **[DATE OF OFFENSE:]**, being the owner or operator of a retail establishment selling clothing, did maintain in a dressing room a two-way mirror or electronic video camera or a similar device capable of filming or projecting an image of a person inside such dressing room, in violation of G.L. c.93, §89. (PENALTY: $100.)

93/106 **VIDEO RENTAL RECORDS VIOLATION** c93 §106 (Effective 4/4/94)
on **[DATE OF OFFENSE:]**, being engaged in the business of leasing or renting videos, or being an employee thereof: (1) did maintain records indicating the name of a borrower and the title or category of a video leased or rented by such borrower longer than thirty days after such transaction was completed; or (2) did make available to a third party records indicating the name of a borrower or the title or category of a video leased or rented by a borrower, other than under a proceeding authorized by 18 U.S.C. §2710(b)(2) (C) and (F), in violation of G.L. c.93, §106. (PENALTY: house of correction not more than 60 days; or not more than $1000; or both.)

93D/4 **OUTDOOR ADVERTISING NUISANCE** c93D §4
on **[DATE OF OFFENSE:]**, being the owner of outdoor advertising, as defined in G.L. c.93D, §4, did wilfully fail or refuse to comply with an order of the Department of Public Works determining that such outdoor advertising violated the provisions of G.L. c.93D and was therefore a public nuisance, and ordering him or her to remove such outdoor advertising, in violation of G.L. c.93D, §4. (PENALTY from G.L. c.111, §123: not more than $20 per day of violation.)

94/2 **BAKERY SANITARY VIOLATION** c94 §2
on **[DATE OF OFFENSE:]**, being the owner or operator of a bakery, as defined in G.L. c.94, §1, or a distributor of bakery products: (1) did fail to keep at all times the floors, walls and ceilings of such bakery, or the equipment used in the handling or preparation of bakery products or the ingredients thereof, or the wagons, boxes, baskets or other receptacles in which such products were transported, in a clean and sanitary condition and free from dirt and dust, flies, insects and other contaminating matter; or (2) did fail to keep at all times all show cases, shelves and other places where bakery products were sold well covered, properly ventilated, adequately protected from dirt and dust, flies, insects and other contaminating matter, and in a sweet, clean and sanitary condition; or (3) did fail to keep clean shipping baskets or other containers for transporting bakery products; or (4) did use such shipping baskets or other containers that were the property of a distributor or dealer for the shipment of other products to some person or concern, in violation of G.L. c.94, §2. (PENALTY from §10: not more than $100.)

94/3 **BAKERY STORE/HANDLE/TRANSPORT IMPROPERLY** c94 §3
on **[DATE OF OFFENSE:]**: (1) did fail to store, handle, transport or keep bakery products and ingredients thereof so as to protect them from spoilage, contamination, disease and unwholesomeness; or (2) did fail to so place and have constructed boxes or other permanent receptacles or containers for the storing, receiving or handling of bakery products as to be beyond the reach of contamination; or (3) did fail to keep such boxes, receptacles or containers clean and sanitary; or (4) did permit other articles to be placed therein in addition to bakery products; or (5) did tamper with, injure or contaminate such boxes, receptacles or containers; or (6) being a person other than the baker or dealer, or one of his or her employees, did remove something therefrom or place something therein, in violation of G.L. c.94, §3. (PENALTY from §10: not more than $100.)

94/4/A **BAKERY USE UNLABELED SUBSTITUTE** c94 §4
on **[DATE OF OFFENSE:]** did use in a bakery product an ingredient likely to deceive the customer or which lessened the nutritive value of such product, without such product being plainly so labelled, branded or tagged, or there being a sign thereon making plain to the purchaser or consumer the actual ingredients thereof, in violation of G.L. c.94, §4. (PENALTY from §10: not more than $100.)

94/4/B **BAKERY USE UNWHOLESOME INGREDIENT** c94 §4
on **[DATE OF OFFENSE:]** did use in a bakery product or in the ingredients thereof an ingredient or material which was spoiled or contaminated or which might have rendered the product unwholesome, unfit for food or injurious to health, in violation of G.L. c.94, §4. (PENALTY from §10: not more than $100.)

94/5 **BAKERY PRODUCTS, DELAY/EXCHANGE** c94 §5
on **[DATE OF OFFENSE:]**, being a baker or dealer in bakery products, as defined in G.L. c.94, §1, and not being excepted pursuant to G.L. c. 94, §6: (1) did permit bakery products to be returned from a consumer or other purchaser to the dealer or baker, or from a dealer to the baker; or (2) did accept one or more returns from or make an exchange of bakery products with some person; or (3) did fail to keep bakery products moving to the consumer without unreasonable delay and without any practice which may disseminate contagion or disease among or inflict fraud upon consumers, or disseminate infection in bakeries, or cause waste in the food supply, in violation of G.L. c.94, §5. (PENALTY from §10: not more than $100.)

94/6 **BAKERY PRODUCTS VIOLATION, UNSOLD** c94 §6
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule of the Department of Public Health governing bakeries or bakery products, 105 Code Mass. Regs. §550, adopted pursuant to G.L. c.94, §6. (PENALTY from §10: not more than $100.)

94/7 **BREAD NOT IN UNIT WEIGHTS, MAKE/SELL** c94 §7
on **[DATE OF OFFENSE:]** did manufacture for sale, sell, or offer or expose for sale, bread otherwise than by weight and in units of one pound, one and one half pounds, or multiples of one pound, not being excepted by law, in violation of G.L. c.94, §7. (PENALTY from §10: not more than $100.)

94/8/A **BREAD NOT MARKED WITH WEIGHT/MFGR** c94 §8
on **[DATE OF OFFENSE:]** did manufacture for sale, sell, or offer or expose for sale, rolls or fancy bread weighing less than four ounces, or bread loaves not in units of one pound, one and one half pounds, or multiples of one pound, that did not bear in plain position a plain statement of their weight and manufacturer, on the wrapper in the case of wrapped bread, or on a printed label in the case of unwrapped bread, in violation of G.L. c.94, §8. (PENALTY from §10: not more than $100.)

94/8/B **BAKERY FAIL PROVIDE INFO TO INSPECTOR** c94 §8
on **[DATE OF OFFENSE:]**, being a manufacturer of bread, or his or her servant or agent, did fail upon request of an official making an inspection of bread to inform such official whether such bread was manufactured for sale in any of the standard unit weights prescribed in G.L. c.94, §8, and if not, to furnish samples of the labels or wrappers intended to be used on such loaves, in violation of G.L. c.94, §8. (PENALTY from §10: not more than $100.)

94/9 **BREAD WEIGHT REGULATION VIOLATION** c94 §9
on **[DATE OF OFFENSE:]** did refuse to **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Standards enforcing the provisions of G.L. c.94, §7 and §8 regarding the weight and wrapping of bread and rolls, 202 Code Mass. Regs. §2.01 et seq., adopted pursuant to G.L. c.94, §9, the defendant having been notified and given an opportunity to be heard and such charge to be reviewed before the Sealer and/or the Director of Standards. (PENALTY from §10: not more than $100.)

94/9A/A **BAKERY FACILITY VIOLATION** c94 §9A
on **[DATE OF OFFENSE:]** did use a room for the manufacture of flour or meal food products which did not have: (1) as required by the Board of Health, an impermeable floor constructed of cement or tiles laid in cement and an additional floor of wood properly saturated with linseed oil, kept clean and in good sanitary condition at all times; or (2) plastered or wainscoted walls and ceiling whitewashed, as required by the Board of Health, every three months; or (3) furniture and utensils therein kept clean and in good sanitary condition at all times, in violation of G.L. c.94, §9A. (PENALTY from §9E: not less than $20, not more than $50.)

94/9A/B **BAKERY FACILITY VIOLATION, 2ND OFFENSE** c94 §9A
on **[DATE OF OFFENSE:]** did use a room for the manufacture of flour or meal food products which did not have: (1) as required by the Board of Health, an impermeable floor constructed of cement or tiles laid in cement and an additional floor of wood properly saturated with linseed oil, kept clean and in good sanitary condition at all times; or (2) plastered or wainscoted walls and ceiling whitewashed, as required by the Board of Health, every three months; or (3) furniture and utensils therein kept clean and in good sanitary condition at all times, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §9A. (PENALTY from §9E: imprisonment not more than 10 days; or not less than $25, not more than $100.)

94/9A/C **BAKERY FACILITY VIOLATION, 3RD OFFENSE** c94 §9A

on **[DATE OF OFFENSE:]** did use a room for the manufacture of flour or meal food products which did not have: (1) as required by the Board of Health, an impermeable floor constructed of cement or tiles laid in cement and an additional floor of wood properly saturated with linseed oil, kept clean and in good sanitary condition at all times; or (2) plastered or wainscoted walls and ceiling whitewashed, as required by the Board of Health, every three months; or (3) furniture and utensils therein kept clean and in good sanitary condition at all times, the defendant having previously been convicted of such an offense two or more times, in violation of G.L. c.94, §9A. (PENALTY from §9E: imprisonment not more than 1 month; or not less than $250; or both.)

94/9B/A **BAKERY ALLOW SLEEPING** c94 §9B
on **[DATE OF OFFENSE:]** did permit the sleeping places for persons employed in a bakery, as defined in G.L. c.94, §1, not to be separate from the rooms where flour or meal food products were manufactured or stored, in violation of G.L. c.94, §9B. (PENALTY from §9E: not less than $20, not more than $50.)

94/9B/B **BAKERY ALLOW SLEEPING, 2ND OFFENSE** c94 §9B
on **[DATE OF OFFENSE:]** did permit the sleeping places for persons employed in a bakery, as defined in G.L. c.94, §1, not to be separate from the rooms where flour or meal food products were manufactured or stored, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §9B. (PENALTY from §9E: imprisonment not more than 10 days; or not less than $50, not more than $100.)

94/9B/C **BAKERY ALLOW SLEEPING, 3RD OFFENSE** c94 §9B
on **[DATE OF OFFENSE:]** did permit the sleeping places for persons employed in a bakery, as defined in G.L. c.94, §1, not to be separate from the rooms where flour or meal food products were manufactured or stored, the defendant having previously been convicted twice or more of such an offense, in violation of G.L. c.94, §9B. (PENALTY from §9E: imprisonment not more than 1 month; or not less than $250; or both.)

94/9C/A **BAKERY NOT REPAIRED** c94 §9C
on **[DATE OF OFFENSE:]**, being the owner, agent or lessee of a property affected by G.L. c.94, §9A, within sixty days after service of written notice served personally or mailed directly to his or her last known address and requiring alterations to be made in such property, did fail to comply therewith, in violation of G.L. c.94, §9C. (PENALTY from §9E: not less than $20, not more than $50.)

94/9C/B **BAKERY NOT REPAIRED, 2ND OFFENSE** c94 §9C
on **[DATE OF OFFENSE:]**, being the owner, agent or lessee of a property affected by G.L. c.94, §9A, within sixty days after service of written notice served personally or mailed directly to his or her last known address and requiring alterations to be made in such property, did fail to comply therewith, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §9C. (PENALTY from §9E: imprisonment not more than 10 days; or not less than $50, not more than $100.)

94/9C/C **BAKERY NOT REPAIRED, 3RD OFFENSE** c94 §9C
on **[DATE OF OFFENSE:]**, being the owner, agent or lessee of a property affected by G.L. c.94, §9A, within sixty days after service of written notice served personally or mailed directly to his or her last known address and requiring alterations to be made in such property, did fail to comply therewith, the defendant having previously been convicted twice or more of such an offense, in violation of G.L. c.94, §9C. (PENALTY from §9E: imprisonment not more than 1 month; or not less than $250; or both.)

94/9D/A **BAKERY VIOLATE BOH REGULATION** c94 §9D
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the **[NAME OF MUNICIPALITY:]** Board of Health governing bakeries, as defined in G.L. c.94, §1, and adopted pursuant to G.L. c.94, §9D. (PENALTY from §9E: not less than $20, not more than $50.)

94/9D/B **BAKERY VIOLATE BOH REGULATION, 2ND OFF.** c94 §9D
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the **[NAME OF MUNICIPALITY:]** Board of Health governing bakeries, as defined in G.L. c.94, §1, and adopted pursuant to G.L. c.94, §9D, the defendant having previously been convicted of such an offense. (PENALTY from §9E: imprisonment not more than 10 days; or not less than $50, not more than $100.)

94/9D/C **BAKERY VIOLATE BOH REGULATION, 3RD OFF.** c94 §9D
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the **[NAME OF MUNICIPALITY]** Board of Health governing bakeries, as defined in G.L. c.94, §1, and adopted pursuant to G.L. c.94, §9D, the defendant having previously been convicted two or more times of such an offense. (PENALTY from §9E: imprisonment not more than 1 month; or not less than $250; or both.)

94/9F **BAKERY VIOLATE DPH REGULATION** c94 §9F
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health made to implement G.L. c.94, §9G to 9M in bakeries, as defined in G.L. c.94, §1, and adopted pursuant to G.L. c.94, §9F. (PENALTY from §10: not more than $100.)

94/9G **BAKERY SANITARY VIOLATION** c94 §9G
on **[DATE OF OFFENSE:]** did operate a bakery, as defined in G.L. c.94, §1: (1) that was not constructed, drained, lighted, ventilated and maintained in a clean and sanitary condition, and when and where necessary screened against flies; or (2) that did not have plumbing and drainage facilities, together with suitable wash basins and wash sinks kept in a clean and sanitary condition; or (3) that did not have toilets or water closets, kept in a clean and sanitary condition, in rooms having no direct connection with any room in which bakery products or ingredients were prepared, stored, handled or displayed, in violation of G.L. c.94, §9G. (PENALTY from §10: not more than $100.)

94/9H **BAKERY WITHOUT DRESSING ROOMS** c94 §9H
on **[DATE OF OFFENSE:]** did fail in connection with a bakery, as defined in G.L. c.94, §1, to provide suitable rooms for the changing and hanging of the wearing apparel of the workers or employees, separate and apart from the work, storage and sales rooms, and kept in a clean and sanitary condition, in violation of G.L. c.94, §9H. (PENALTY from §10: not more than $100.)

94/9I/A **BAKERY EQUIPMENT SAT ON** c94 §9I
on **[DATE OF OFFENSE:]** did sit, lie or lounge, or did permit another to sit, lie or lounge upon a table, shelf, box or other equipment or accessory used in connection with the production, preparation, packing, storing, display or sale of bakery products, in violation of G.L. c.94, §9I. (PENALTY from §10: not more than $100.)

94/9I/B **BAKERY PERMIT ANIMAL** c94 §9I
on **[DATE OF OFFENSE:]** did keep an animal or fowl, or permit such to enter, in any building or part thereof used for the production, preparation, packing,

storing, display or sale of bakery products, in violation of G.L. c.94, §9I. (PENALTY from §10: not more than $100.)

94/9J/A **BAKERY EMPLOYEE FAIL WASH HANDS** c94 §9J
on **[DATE OF OFFENSE:]**, being engaged in the work of preparing, mixing or handling ingredients used in the production of bakery products, did fail to wash his or her hands and arms before beginning such work, or did fail to wash his or her hands and arms thoroughly and then rinse in clean water after using a toilet or water closet, in violation of G.L. c.94, §9J. (PENALTY from §10: not more than $100.)

94/9J/B **BAKERY WITHOUT SANITARY FACILITIES** c94 §9J
on **[DATE OF OFFENSE:]**, being the owner or operator of a bakery, , as defined in G.L. c.94, §1, did fail to provide sufficient facilities for all persons engaged in the work of preparing, mixing or handling ingredients used in the production of bakery products to wash their hands and arms before beginning such work, and to wash their hands and arms thoroughly and then rinse in clean water after using a toilet or water closet, in violation of G.L. c.94, §9J. (PENALTY from §10: not more than $100.)

94/9L **BAKERY OPEN UNLAWFULLY AFTER CLOSURE** c94 §9L
on **[DATE OF OFFENSE:]** did fail to obey an order of the Department of Public Health or local Board of Health ordering a bakery, as defined in G.L. c.94, §1, closed as unfit for the production or handling or food or dangerous to the health of its employees, in violation of G.L. c.94, §9L. (PENALTY from §10: not more than $100.)

94/9M **BAKERY WITHOUT BOH APPROVAL, NEW** c94 §9M
on **[DATE OF OFFENSE:]** did establish a new bakery, as defined in G.L. c.94, §1, without its building plans and equipment proposed to be used having been approved by the local Board of Health, in violation of G.L. c.94, §9M. (PENALTY from §10: not more than $100.)

94/10A/A **BOTTLER, BEVERAGE FROM UNLIC** c94 §10A (Effective 3/24/88)
on **[DATE OF OFFENSE:]** did sell or exchange, deliver, advertise, or offer for sale or exchange, or possess with intent to do so, bottled water or carbonated non-alcoholic beverages whose manufacturer or bottler was not the holder of a permit in full force issued pursuant to G.L. c.94, §10B, in violation of G.L. c.94, §10A. (PENALTY from §10F: not more than $100.)

94/10A/B **BOTTLER, BEVERAGE FROM UNLIC, SUBSQ. OFF.** c94 §10A (Effective 3/24/88)
on **[DATE OF OFFENSE:]** did sell or exchange, deliver, advertise, or offer for sale or exchange, or possess with intent to do so, bottled water or carbonated non-alcoholic beverages whose manufacturer or bottler was not the holder of a permit in full force issued pursuant to G.L. c.94, §10B, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §10A. (PENALTY from §10F: not more than $500.)

94/10A/C **BOTTLING BEVERAGE W/O PERMIT** c94 §10A (Effective 3/24/88)
on **[DATE OF OFFENSE:]** did engage within the Commonwealth in the business of manufacturing or bottling carbonated water or non-alcoholic beverages for human consumption without a permit issued by the municipal Board of Health, or being engaged in such business outside the Commonwealth did sell such water or beverages within the Commonwealth without a permit issued by the Department of Public Health, in violation of G.L. c.94, §10A. (PENALTY from §10F: not more than $100.)

94/10A/D **BOTTLING BEVERAGE W/O PERMIT, SUBSQ. OFF.** c94 §10A (Effective 3/24/88)
on **[DATE OF OFFENSE:]** did engage within the Commonwealth in the business of manufacturing or bottling water or carbonated non-alcoholic beverages for human consumption without a permit issued by the municipal Board of Health, or being engaged in such business outside the Commonwealth did sell such water or beverages within the Commonwealth without a permit issued by the Department of Public Health, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §10A. (PENALTY from §10F: not more than $500.)

94/10D/A **BOTTLING CONTAMINATED BEVERAGE** c94 §10D
on **[DATE OF OFFENSE:]**: (1) did store, handle, transport, or keep materials used in the manufacture of bottled water or carbonated non-alcoholic beverages in such manner that they were not protected from spoilage, contamination and unwholesomeness; or (2) did in the manufacture of bottled water or carbonated non-alcoholic beverages use an ingredient or material which was spoiled or contaminated, or which might render the product unwholesome, unfit for food, or injurious to health, in violation of G.L. c.94, §10D. (PENALTY from §10F: not more than $100.)

94/10D/B **BOTTLING CONTAMINATED BEVERAGE,SUBSQ OFF** c94 §10D
on **[DATE OF OFFENSE:]**: (1) did store, handle, transport, or keep materials used in the manufacture of bottled water or carbonated non-alcoholic beverages in such manner that they were not protected from spoilage, contamination and unwholesomeness; or (2) did in the manufacture of bottled water or carbonated non-alcoholic beverages use an ingredient or material which was spoiled or contaminated, or which might render the product unwholesome, unfit for food, or injurious to health, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §10D. (PENALTY from §10F: not more than $500.)

94/10D12 **BOTTLED WATER, FAIL TEST** c94 §10D½ (Effective 3/24/88)
on **[DATE OF OFFENSE:]**, being permitted under G.L. c.94, §10A or §10B to manufacture, bottle or sell water intended for human consumption, did fail to cause the water contained in the finished bottled water product to be tested, at least annually, by a laboratory certified in accordance with G.L. c.94, §10D½, within the parameters established by the Departments of Environmental Protection and Public Health, in violation of G.L. c.94, §10D½. (PENALTY from §10F: not more than $500.)

94/10E/A **BOTTLING REGULATION VIOLATION** c94 §10E
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation to carry out the provisions of G.L. c.94, §10A to §10D½, adopted by the Department of Public Health or the local Board of Health pursuant to G.L. c.94, §10E. (PENALTY from §10F: not more than $100.)

94/10E/B **BOTTLING REGULATION VIOLATION, SUBSQ OFF** c94 §10E
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation to carry out the provisions of G.L. c.94, §10A to §10D½, adopted by the Department of Public Health or the local Board of Health pursuant to G.L. c.94, §10E, the defendant having previously been convicted of such an offense. (PENALTY from §10F: not more than $500.)

94/10E12/A **BOTTLED WATER REGULATION VIOL** c94 §10E½ (Effective 3/24/88)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health establishing water

standards and labeling requirements for finished bottled water products, adopted pursuant to G.L. c.94, §10E½. (PENALTY from §10F: not more than $100.)

94/10E12/B **BOTTLED WATER REGULATION VIOL, SUBSQ OFF** c94 §10E½ (Effective 3/24/88)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health establishing water standards and labeling requirements for finished bottled water products, made pursuant to G.L. c.94, §10E½, the defendant having previously been convicted of such an offense. (PENALTY from §10F: not more than $500.)

94/10H/A **BREAD, MAKE/SELL UNENRICHED** c94 §10H
on **[DATE OF OFFENSE:]**: (1) did manufacture, bake or compound for sale, or sell, offer for sale or possess with intent to sell in the Commonwealth for human consumption, white bread or rolls, as defined in G.L. c.94, §1, not conforming to the definition of "enriched bread" in G.L. c.94, §1; or (2) did sell, offer for sale or deliver to other than a wholesale distributor of such flour, flour for human consumption not conforming to the definition of "enriched flour" in G.L. c.94, §1, not being excepted by law, in violation of G.L. c.94, §10H. (PENALTY from §10K: not more than $100.)

94/10H/B **BREAD, MAKE/SELL UNENRICHED, SUBSQ. OFF.** c94 §10H
on **[DATE OF OFFENSE:]**: (1) did manufacture, bake or compound for sale, or sell, offer for sale or possess with intent to sell in the Commonwealth for human consumption, white bread or rolls, as defined in G.L. c.94, §1, not conforming to the definition of "enriched bread" in G.L. c.94, §1; or (2) did sell, offer for sale or deliver to other than a wholesale distributor of such flour, flour for human consumption not conforming to the definition of "enriched flour" in G.L. c.94, §1, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §10H. (PENALTY from §10K: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/10I/A **BREAD/FLOUR ENRICHMENT REG VIOL** c94 §10I
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health, 105 Code Mass. Regs. § 520.001 et seq., establishing standards and tolerances of bread and flour enrichment, and specifying the quantities of the enriching ingredients necessary for compliance with the definitions of "enriched bread" and "enriched flour," adopted pursuant to G.L. c.94, §10I. (PENALTY from §10K: not more than $100.)

94/10I/B **BREAD/FLOUR ENRICHMENT REG VIOL, SUBSQ.** c94 §10I
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health, 105 Code Mass. Regs. § 520.001 et seq., establishing standards and tolerances of bread and flour enrichment, and specifying the quantities of the enriching ingredients necessary for compliance with the definitions of "enriched bread" and "enriched flour," adopted pursuant to G.L. c.94, §10I, the defendant having previously been convicted of such an offense. (PENALTY from §10K: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/10J/A **BREAD/FLOUR LABELING VIOLATION** c94 §10J
on **[DATE OF OFFENSE:]** did sell, offer for sale, or possess with intent to sell in this Commonwealth for human consumption flour or wrapped white bread or rolls which met the requirements of G.L. c.94, §1 and §10H and which were not labeled with respect to enrichment as provided and set forth in the regulations of the Department of Public Health, 105 Code Mass. Regs. §551.002, in violation of G.L. c.94, §10J. (PENALTY from §10K: not more than $100.)

94/10J/B **BREAD/FLOUR LABELING VIOLATION,SUBSQ OFF** c94 §10J
on **[DATE OF OFFENSE:]** did sell, offer for sale, or possess with intent to sell in this Commonwealth for human consumption flour or wrapped white bread or rolls which met the requirements of G.L. c.94, §1 and §10H and which were not labeled with respect to enrichment as provided and set forth in the regulations of the Department of Public Health, 105 Code Mass. Regs. §551.002, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §10J. (PENALTY from §10K: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/11 **BAKING POWDER, MAKE/SELL UNLABELED** c94 §11
on **[DATE OF OFFENSE:]** did manufacture for sale, offer or expose for sale, or sell baking powder or a mixture or compound intended for use as a baking powder without securely affixing, or causing to be securely affixed, to the outside of each box, can or package thereof a label distinctly printed in brevier gothic capital letters in the English language with the name and residence of the manufacturer and the ingredients thereof, in violation of G.L. c.94, §11. (PENALTY: not less than $10, not more than $100.)

94/12 **MILK/DAIRY PRODUCT REGULATION VIOLATION** c94 §12 (Effective 1/28/88)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Commissioner of Public Health establishing legal standards, labeling requirements and sanitary standards for milk, cream and products thereof, 105 Code Mass. Regs. §541.001 et seq., adopted pursuant to G.L. c.94, §12. (PENALTY: not less than $25, not more than $100.)

94/13 **RAW MILK REGULATION VIOLATION** c94 §13 (Effective 4/6/78)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Commissioner of Public Health concerning raw milk and raw milk products, 332 Code Mass. Regs. §3.05. adopted pursuant to G.L. c.94, §13. (PENALTY: not less than $25, not more than $100.)

94/13C **MILK, UNAUTHORIZED GRADE OF** c94 §13C
on **[DATE OF OFFENSE:]** did sell or offer for sale milk of a grade other than one established under authority of G.L. c.94, §12, or did label or sell or offer for sale milk labelled in imitation of a grade so established, not being excepted by law, in violation of G.L. c.94, §13C. (PENALTY: not more than $50.)

94/13D/A **MILK, FALSE GRADE OF** c94 §13D
on **[DATE OF OFFENSE:]** did sell, offer for sale, exchange or deliver, or have in his or her custody or possession with intent to do so, milk designated as a grade established under authority of G.L. c.94, §12 and not conforming to a standard adopted for such grade, or not conforming to bacterial standards for such grade established by the Board of Health under authority of G.L. c.94, §13E, in violation of G.L. c.94, §13D. (PENALTY: not more than $50.)

94/13D/B **MILK, FALSE GRADE OF, SUBSQ. OFF.** c94 §13D
on **[DATE OF OFFENSE:]** did sell, offer for sale, exchange or deliver, or have in his or her custody or possession with intent to do so, milk designated as a grade established under authority of G.L. c.94, §12 and not conforming to a standard adopted for such grade, or not conforming to bacterial standards for such grade established by the Board of Health under authority of G.L. c.94, §13E, the defendant having previously been convicted of such an offense within one year before such offense, in violation of G.L. c.94, §13D. (PENALTY: not less than $100, not more than $200.)

94/16A/A **MILK FROM UNREGIS DAIRY, SELL** c94 §16A
on **[DATE OF OFFENSE:]** did sell or offer or expose for sale milk produced on a dairy farm, for use or disposal elsewhere than on such farm, without a

certificate of registration issued by the Commissioner of Public Health pursuant to §16C being in full force and effect, not being excepted by law, in violation of G.L. c.94, §16A. (PENALTY from §16I: not more than $100.)

94/16A/B **MILK FROM UNREGIS DAIRY, SELL, SUBSQ OFF** c94 §16A
on **[DATE OF OFFENSE:]** did sell or offer or expose for sale milk produced on a dairy farm, for use or disposal elsewhere than on such farm, without a certificate of registration issued by the Commissioner of Public Health pursuant to §16C being in full force and effect, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §16A. (PENALTY from §16I: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/16E/A **MILK DAIRY FAIL FILE DPH REPORT** c94 §16E
on **[DATE OF OFFENSE:]**, being a producer of milk whose dairy farm was registered pursuant to G.L. c.94, §16-§16I, did fail to submit upon a form furnished by the Commissioner of Public Health at such time as he or she requested a complete statement for one or more calendar months, made in accordance with the provisions and requirements of §16B, in violation of G.L. c.94, §16E. (PENALTY from §16I: not more than $100.)

94/16E/B **MILK DAIRY FAIL FILE DPH REPORT, SUBSQ.** c94 §16E
on **[DATE OF OFFENSE:]**, being a producer of milk whose dairy farm was registered pursuant to G.L. c.94, §16-§16I, did fail to submit upon a form furnished by the Commissioner of Public Health at such time as he or she requested a complete statement for one or more calendar months, made in accordance with the provisions and requirements of §16B, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §16E. (PENALTY from §16I: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/16F/A **MILK DEALER FAIL REGISTER** c94 §16F
on **[DATE OF OFFENSE:]**, not being a producer of milk, did have as a principal business the sale at wholesale or retail of milk, and: (1) did fail before commencing to transact such business to register as a dealer with the Commissioner of Public Health; or (2) did fail thereafter annually to renew such registration during the month of June, in violation of G.L. c.94, §16F. (PENALTY from §16I: not more than $100.)

94/16F/B **MILK DEALER FAIL REGISTER, SUBSQ. OFF.** c94 §16F
on **[DATE OF OFFENSE:]**, not being a producer of milk, did have as a principal business the sale at wholesale or retail of milk, and: (1) did fail before commencing to transact such business to register as a dealer with the Commissioner of Public Health; or (2) did fail thereafter annually to renew such registration during the month of June, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §16F. (PENALTY from §16I: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/16F/C **MILK FROM UNREGIS BROKER, BUY** c94 §16F
on **[DATE OF OFFENSE:]**, being registered as a wholesale or retailer dealer of milk, did buy or exchange milk from or through a broker or jobber or other person acting as an agent in the sale or exchange of milk who was not himself or herself registered as a broker, jobber or agent with the Commissioner of Public Health, in violation of G.L. c.94, §16F. (PENALTY from §16I: not more than $100.)

94/16F/D **MILK FROM UNREGIS BROKER, BUY, SUBSQ.OFF** c94 §16F
on **[DATE OF OFFENSE:]**, being registered as a wholesale or retailer dealer of milk, did buy or exchange milk from or through a broker or jobber or other person acting as an agent in the sale or exchange of milk who was not himself or herself registered as a broker, jobber or agent with the Commissioner of Public Health, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §16F. (PENALTY from §16I: imprisonment not more than 3 months; or not less than $100, not more than $500; or both.)

94/16L/A **MILK FROM UNREGIS PLANT, SELL** c94 §16L (Effective 7/13/67)
on **[DATE OF OFFENSE:]** did sell, exchange or deliver, or possess with intent to sell, exchange or deliver, milk shipped into the Commonwealth from a milk plant, receiving station or pasteurization plant which had not been inspected and approved, or to which a permit had not been issued pursuant to G.L. c.94, §16K, in violation of G.L. c.94, §16L. (PENALTY: not less than $500, not more than $1000.)

94/16L/B **MILK FROM UNREGIS PLANT, SELL, 2ND OFF.** c94 §16L (Effective 7/13/67)
on **[DATE OF OFFENSE:]** did sell, exchange or deliver, or possess with intent to sell, exchange or deliver, milk shipped into the Commonwealth from a milk plant, receiving station or pasteurization plant which had not been inspected and approved, or to which a permit had not been issued pursuant to G.L. c.94, §16K, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §16L. (PENALTY: not less than $1000, not more than $5000.)

94/16L/C **MILK FROM UNREGIS PLANT, SELL, 3RD OFF.** c94 §16L (Effective 7/13/67)
on **[DATE OF OFFENSE:]** did sell, exchange or deliver, or possess with intent to sell, exchange or deliver, milk shipped into the Commonwealth from a milk plant, receiving station or pasteurization plant which had not been inspected and approved, or to which a permit had not been issued pursuant to G.L. c.94, §16K, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §16L. (PENALTY: imprisonment not less than 6 months; and $5000.)

94/17A **MILK WITH ADDED FAT/OIL, SELL** c94 §17A
on **[DATE OF OFFENSE:]**, personally or by his or her servant or agent: (1) did, for the purposes of sale or exchange, add fat or oil other than milk fat to, or blend or compound the same with, milk, cream or skimmed milk, so that the resulting product was in imitation or semblance of milk, cream or skimmed milk, whether or not condensed, evaporated, concentrated, powdered, dried or desiccated; or (2) did sell, exchange or deliver, or possess with intent to sell, exchange or deliver, or expose or offer for sale or exchange, milk, cream or skimmed milk in any of such forms, to which had been so added or with which had been so blended or compounded any fat or oil other than milk fat; or (3) did sell, exchange or deliver, or possess with intent to sell, exchange or deliver, or expose, or offer for sale or exchange, as pure milk, any milk, cream, or skimmed milk in any of such forms, to which had been added or with which had been blended or compounded milk fat, in violation of G.L. c.94, §17A. (PENALTY: according to common usage and practice under G.L. c.279, §5, since the referenced penalty section (§24) was repealed in 1977.)

94/18/A **MILK FALSELY CLAIMED AS NATIVE** c94 §18
on **[DATE OF OFFENSE:]**, personally or by a servant or agent, did sell, expose for sale or exchange, or deliver milk not wholly produced in the Commonwealth in containers bearing words indicating that such milk was produced in the Commonwealth, or did in some manner represent that milk not wholly produced in the Commonwealth was wholly produced therein, in violation of G.L. c.94, §18. (PENALTY: not more than $50.)

94/18/B **MILK FALSELY CLAIMED AS NATIVE, 2ND OFF.** c94 §18
on **[DATE OF OFFENSE:]**, personally or by a servant or agent, did sell, expose for sale or exchange, or deliver milk not wholly produced in the Commonwealth in containers bearing words indicating that such milk was produced in the Commonwealth, or did in some manner represent that milk not wholly produced in the Commonwealth was wholly produced therein, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §18. (PENALTY: not less than $50, not more than $100.)

94/18/C **MILK FALSELY CLAIMED AS NATIVE, 3RD OFF.** c94 §18
on **[DATE OF OFFENSE:]**, personally or by a servant or agent, did sell, expose for sale or exchange, or deliver milk not wholly produced in the Commonwealth in containers bearing words indicating that such milk was produced in the Commonwealth, or did in some manner represent that milk not wholly produced in the Commonwealth was wholly produced therein, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §18. (PENALTY: not less than $100, not more than $200.)

94/18/D **MILK WITH MISLABELED FAT, SELL** c94 §18
on **[DATE OF OFFENSE:]** did sell, expose for sale, or have in custody or possession with intent to sell, milk labelled as to its fact content which, upon analysis, was found to contain less milk fat than was stated upon the label, cap or tag, in violation of G.L. c.94, §18. (PENALTY: not more than $50.)

94/18/E **MILK WITH MISLABELED FAT, SELL, 2ND OFF.** c94 §18
on **[DATE OF OFFENSE:]** did sell, expose for sale, or have in custody or possession with intent to sell, milk labelled as to its fact content which, upon analysis, was found to contain less milk fat than was stated upon the label, cap or tag, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §18. (PENALTY: not less than $50, not more than $100.)

94/18/F **MILK WITH MISLABELED FAT, SELL, 3RD OFF.** c94 §18
on **[DATE OF OFFENSE:]** did sell, expose for sale, or have in custody or possession with intent to sell, milk labelled as to its fact content which, upon analysis, was found to contain less milk fat than was stated upon the label, cap or tag, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §18. (PENALTY: not more than $100, not more than $200.)

94/20/A **MILK, SELL SUBSTANDARD** c94 §20
on **[DATE OF OFFENSE:]**, personally or by a servant or agent, did sell, exchange or deliver, or had in his or her custody or possession with intent to sell, exchange or deliver, milk not conforming to the Massachusetts standard, 332 Code Mass. Regs. §4.05, not being excepted by law, in violation of G.L. c.94, §20. (PENALTY: not more than $50.)

94/20/B **MILK, SELL SUBSTANDARD, 2ND OFF.** c94 §20
on **[DATE OF OFFENSE:]**, personally or by a servant or agent, did sell, exchange or deliver, or had in his or her custody or possession with intent to sell, exchange or deliver, milk not conforming to the Massachusetts standard, 332 Code Mass. Regs. §4.05, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §20. (PENALTY: not less than $100, not more than $200.)

94/20/C **MILK, SELL SUBSTANDARD, 3RD OFF.** c94 §20
on **[DATE OF OFFENSE:]**, personally or by a servant or agent, did sell, exchange or deliver, or had in his or her custody or possession with intent to sell, exchange or deliver, milk not conforming to the Massachusetts standard, 332 Code Mass. Regs. §4.05, not being excepted by law, the defendant having previously been convicted twice or more of such an offense, in violation of G.L. c.94, §20. (PENALTY: imprisonment not less than 3 months; or not less than $100, not more than $200.)

94/25 **MILK-FAT MEASURE, UNINSPECTED** c94 §25 (Effective 2/11/72)
on **[DATE OF OFFENSE:]** did use a bottle, pipette, graduate or other measuring utensil or device in the determination, by a testing method approved under G.L. c.94, §27, of milk-fat or other component content of milk or cream for the purpose of inspection or as a basis for payment in buying or selling, without such utensil or device having been tested and verified for accuracy under the supervision of the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources, in violation of G.L. c.94, §25. (PENALTY from §31: not less than $25, not more than $50.)

94/26 **MILK-FAT MEASURING EQUIP, UNINSPECTED** c94 §26 (Effective 2/11/72)
on **[DATE OF OFFENSE:]** did use mechanical or other equipment intended for use in a testing method approved under G.L. c.94, §27 for the determination of milk-fat or other component content of milk or cream for purposes of inspection or as a basis for payment in buying or selling, without such equipment having been inspected, and successfully passed such inspection, for accuracy of operation prior to initial use and at least yearly thereafter under the supervision of the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources, in violation of G.L. c.94, §26. (PENALTY from §31: not less than $25, not more than $50.)

94/27/A **MILK-FAT MEASURING EQUIP, UNLIC OPERATN** c94 §27 (Effective 2/11/72)
on **[DATE OF OFFENSE:]** did operate mechanical equipment intended for use in a testing method approved under G.L. c.94, §27 for the determination of milk-fat or other component content of milk or cream for purposes of inspection or as a basis for payment in buying or selling, without having been certified as competent in such operation and thereafter been licensed pursuant to G.L. c.94, §28 by the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources, in violation of G.L. c.94, §27. (PENALTY from §31: not less than $25, not more than $50.)

94/27/B **MILK-FAT MEASURING METHOD, UNAPPROVED** c94 §27 (Effective 2/11/72)
on **[DATE OF OFFENSE:]** did use a testing method that had not been jointly approved by the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources and duly regulated under the provisions of G.L. c.94, §29, for the determination of milk-fat or other component content of milk or cream for the purpose of inspection or as a basis for payment in buying or selling, in violation of G.L. c.94, §27. (PENALTY from §31: not less than $25, not more than $50.)

94/27A **RAW MILK LOAD, UNLICENSED TESTER OF** c94 §27A (Effective 2/11/72)
on **[DATE OF OFFENSE:]**, in determining the basis for payment in buying or selling, did measure, sample or accept raw milk at a dairy farm for inclusion in a bulk tank truck without having been certified as competent in such operations and thereafter been licensed pursuant to G.L. c.94, §28A by the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources, not being excepted by law, in violation of G.L. c.94, §27A. (PENALTY from §31: not less than $25, not more than $50.)

94/29A/A **MILK-FAT REGULATION VIOLATION** c94 §29A (Effective 3/22/84)

on **[DATE OF OFFENSE:]** did knowingly **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources governing tests for milk-fat or other component contents of milk or cream for purposes of inspection or as a basis for payment in buying or selling, 331 Code Mass. Regs. §7.01 et seq., in violation of G.L. c.94, §29A. (PENALTY from §31: not less than $25, not more than $50.)

94/29A/B **RAW MILK REGULATION VIOLATION** c94 §29A (Effective 3/22/84)
on **[DATE OF OFFENSE:]** did knowingly **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources governing the measuring, sampling and accepting of raw milk at dairy farms for inclusion in bulk tank trucks, in violation of G.L. c.94, §29A. (PENALTY from §31: not less than $25, not more than $50.)

94/31 **MILK INSPECTOR, OBSTRUCT** c94 §31
on **[DATE OF OFFENSE:]** did hinder or obstruct the Chief of the Bureau of Milk Marketing of the Department of Agricultural Resources or his or her agents in the discharge of an authority or duty imposed by a provision of G.L. c.94, §25-§30, in violation of G.L. c.94, §31. (PENALTY: not less than $25, not more than $50.)

94/38/A **MILK INSPECTOR ABET MILK VIOLATION** c94 §38
on **[DATE OF OFFENSE:]**, being an inspector of milk or a collector of samples of milk, did wilfully connive at or assist in a violation of G.L. c.94, §§ 19, 20, 23, 39, 40 or 146, in violation of G.L. c.94, §38. (PENALTY: imprisonment not less than 1 month, not more than 2 months; or not less than $100, not more than $300.)

94/38/B **MILK INSPECTOR, OBSTRUCT** c94 §38
on **[DATE OF OFFENSE:]** did hinder, obstruct or interfere with an inspector of milk or a collector of samples of milk in the performance of his or her duty, in violation of G.L. c.94, §38. (PENALTY: imprisonment not less than 1 month, not more than 2 months; or not less than $100, not more than $300.)

94/39/A **MILK INSPECTION SEAL, COUNTERFEIT** c94 §39
on **[DATE OF OFFENSE:]** did make, cause to be made, use or had in his or her possession an imitation or counterfeit of a seal used by an inspector of milk, collector of samples or milk or other officer engaged in the inspection of milk, in violation of G.L. c.94, §39. (PENALTY: imprisonment not less than 3 months, not more than 6 months; and $100.)

94/39/B **MILK SAMPLE TAMPERING** c94 §39
on **[DATE OF OFFENSE:]** did change or tamper with a sample of milk taken or sealed as provided in G.L. c.94, §35, in violation of G.L. c.94, §39. (PENALTY: imprisonment not less than 3 months, not more than 6 months; and $100.)

94/40/A **DAIRY TRUCK W/O LICENSEE NAME** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, in a town where an inspector of milk had been appointed, did engage in the business of selling milk or cream from a vehicle for household deliveries without display conspicuously on the outside of each vehicle so used the name and principal place of business of the licensee in Gothic letters not less than 1½ inches in height, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $10, not more than $100.)

94/40/B **DAIRY TRUCK W/O LICENSEE NAME, 2ND OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, in a town where an inspector of milk had been appointed, did engage in the business of selling milk or cream from a vehicle for household deliveries without display conspicuously on the outside of each vehicle so used the name and principal place of business of the licensee in Gothic letters not less than 1½ inches in height, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $50, not more than $300.)

94/40/C **DAIRY TRUCK W/O LICENSEE NAME, 3RD OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, in a town where an inspector of milk had been appointed, did engage in the business of selling milk or cream from a vehicle for household deliveries without display conspicuously on the outside of each vehicle so used the name and principal place of business of the licensee in Gothic letters not less than 1½ inches in height, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: imprisonment not less than 1 month, not more than 2 months; and $50.)

94/40/D **DAIRY TRUCK, UNLICENSED** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, not being a producer selling milk or cream or both, did display the word “dairy” on a vehicle used by him or her or by his or her authorized agent, without having a license, in full force and effect, issued under G.L. c.94, §48A, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $10, not more than $100.)

94/40/E **DAIRY TRUCK, UNLICENSED, 2ND OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, not being a producer selling milk or cream or both, did display the word “dairy” on a vehicle used by him or her or by his or her authorized agent, without having a license, in full force and effect, issued under G.L. c.94, §48A, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $50, not more than $300.)

94/40/F **DAIRY TRUCK, UNLICENSED, 3RD OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, not being a producer selling milk or cream or both, did display the word “dairy” on a vehicle used by him or her or by his or her authorized agent, without having a license, in full force and effect, issued under G.L. c.94, §48A, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: imprisonment not less than 1 month, not more than 2 months; and $50.)

94/40/G **MILK LICENSE NOT POSTED** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, in a town where an inspector of milk had been appointed, did engage in the business of selling milk or cream in a store, booth, stand or market place without having his or her license conspicuously posted therein, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $10, not more than $100.)

94/40/H **MILK LICENSE NOT POSTED, 2ND OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, in a town where an inspector of milk had been appointed, did engage in the business of selling milk or cream in a store, booth, stand or market place without having his or her license conspicuously posted therein, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $50, not more than $300.)

94/40/I **MILK LICENSE NOT POSTED, 3RD OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]**, in a town where an inspector of milk had been appointed, did engage in the business of selling milk or cream in a store, booth, stand or market place without having his or her license conspicuously posted therein, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: imprisonment not less than 1 month, not more than 2 months; and $50.)

94/40/J **MILK, UNLICENSED SALE OF** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]** did deliver, exchange, expose for sale or sell or have in his or her custody or possession with intent to do so milk or cream in a town in which an inspector of milk had been appointed, without obtaining from such inspector a license to do so, not being a producer or dealer selling milk to other than customers or selling not more than twenty quarts per day to consumers, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $10, not more than $100.)

94/40/K **MILK, UNLICENSED SALE OF, 2ND OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]** did deliver, exchange, expose for sale or sell or had in his or her custody or possession with intent to do so milk or cream in a town in which an inspector of milk had been appointed, without obtaining from such inspector a license to do so, not being a producer or dealer selling milk to other than customers or selling not more than twenty quarts per day to consumers, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: not less than $50, not more than $300.)

94/40/L **MILK, UNLICENSED SALE OF, 3RD OFF.** c94 §40 (Effective 8/28/76)
on **[DATE OF OFFENSE:]** did deliver, exchange, expose for sale or sell or had in his or her custody or possession with intent to do so milk or cream in a town in which an inspector of milk had been appointed, without obtaining from such inspector a license to do so, not being a producer or dealer selling milk to other than customers or selling not more than twenty quarts per day to consumers, the defendant having previously been twice or more convicted of such an offense, in violation of G.L. c.94, §40. (PENALTY from §42: imprisonment not less than 1 month, not more than 2 months; and $50.)

94/42J **MILK, UNLICENSED RECEIPT OF** c94 §42J
on **[DATE OF OFFENSE:]** did receive milk from producers, as such terms are defined in G.L. c.94, §42A, without having a license under §42A in full force and effect, not being excepted by G.L. c.94, §42E, in violation of G.L. c.94, §42J. (PENALTY: not more than $50 for each consecutive period of 24 hours during which unlicensed operation continues.)

94/44 **MILK INSPECTOR TAKE/SOLICIT FEE** c94 §44
on **[DATE OF OFFENSE:]**, being an official or other person making or assisting the making of a test or inspection of live stock, or an inspection of a dairy, barn or stable, under authority of law, for the purpose of protecting the milk supply of a town, did request or accept a fee for such test or inspection, in violation of G.L. c.94, §44. (PENALTY: not more than $50.)

94/45 **MILK CONTAINER, UNCLEAN/UNMARKED** c94 §45
on **[DATE OF OFFENSE:]**, being a licensed milk dealer, did sell, or possess with intent to sell, milk not contained in clean vessels on which, or on a cap, tag or label attached to which, appeared his or her own name, or the name under which his or her business was conducted, and no other name, not being excepted by law, in violation of G.L. c.94, §45. (PENALTY: $10.)

94/48 **MILK CONTAINER WITH UNWHOLESOME CONTENTS** c94 §48 (Effective 12/11/55)
on **[DATE OF OFFENSE:]**, having custody of vessels used as containers for milk intended for sale: (1) did place or cause or permit to be placed offal, swill, kerosene, vegetable matter or articles other than those permitted by G.L. c.94, §48 in **[NO. OF CONTAMINATED MILK CONTAINERS:]** of such containers; or (2) did send, ship, return or deliver, or cause or permit such to be done, to a producer of milk such number of vessels used as containers for milk and containing offal, swill, kerosene, vegetable matter or other offensive material, in violation of G.L. c.94, §48. (PENALTY: not more than $10 for each such vessel.)

94/48A/A **MILK PASTEURIZATION REGUL VIOL** c94 §48A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** governing milk pasteurization establishments and adopted pursuant to G.L. c.94, §48A. (PENALTY: not more than $100.)

94/48A/B **MILK PASTEURIZATION REGUL VIOL,SUBSQ OFF** c94 §48A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** governing milk pasteurization establishments, adopted pursuant to G.L. c.94, §48A, the defendant having previously been convicted of such an offense. (PENALTY: not less than $50, not more than $300.)

94/48A/C **MILK PASTEURIZATION, UNLIC** c94 §48A
on **[DATE OF OFFENSE:]** did maintain an establishment for the pasteurization of milk without a license from the Board of Health of the town where such establishment is to be located, in violation of G.L. c.94, §48A. (PENALTY: not more than $100.)

94/48A/D **MILK PASTEURIZATION, UNLIC, SUBSQ. OFF.** c94 §48A
on **[DATE OF OFFENSE:]** did maintain an establishment for the pasteurization of milk without a license from the Board of Health of the town where such establishment is to be located, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §48A. (PENALTY: not less than $50, not more than $300.)

94/48D **MILK BLENDED OUTSIDE PASTEURIZATION PLANT** c94 §48D (Effective 4/6/78)
on **[DATE OF OFFENSE:]** did blend milk and cream for sale, or had such a blend in his or her custody or possession with intent to sell the same, such blending not having been done in a pasteurization plant licensed under the provision of G.L. c.48D, §16K or §48A, in violation of G.L. c.94, §48D. (PENALTY: not less than $25, not more than $100.)

94/51/A **BUTTER/CHEESE IMITATION, SELL** c94 §51
on **[DATE OF OFFENSE:]**: (1) did sell, expose for sale, or possess with intent to sell, an article, substance or compound made in imitation or semblance of butter or cheese or as a substitute therefor, not being excepted by G.L. c.94, §49 or §50; or (2) with intent to deceive did deface, erase, cancel or remove a mark, stamp, brand, label or wrapper provided for in §49 or §50, or falsely label, stamp or mark a box, tub, article of package marked, stamped or labelled as provided in §49 or §50, in violation of G.L. c.94, §51. (PENALTY: $100.)

94/51/B **BUTTER/CHEESE IMITATION, SELL, SUBSQ.OFF** c94 §51
on **[DATE OF OFFENSE:]**: (1) did sell, expose for sale, or possess with intent to sell, an article, substance or compound made in imitation or semblance of butter or cheese or as a substitute therefor, not being excepted by G.L. c.94, §49 or §50; or (2) with intent to deceive did deface, erase, cancel or remove a mark, stamp, brand, label or wrapper provided for in §49 or §50, or falsely label, stamp or mark a box, tub, article of package marked, stamped or labelled as provided in §49 or §50, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §51. (PENALTY: $200.)

94/51/C **MARGARINE, ADVERTISE IMPROPERLY** c94 §51
on **[DATE OF OFFENSE:]**: (1) did sell, expose for sale, or possess with intent to sell oleomargarine, as defined in G.L. c.94, §1, in a box, tub or package marked with the words “dairy” or “creamery” or the name of a breed of dairy cattle; or (2) did use in connection with an advertisement of margarine, oleomargarine or a substance designed as a butter substitute the name or representation of a dairy animal or breed of dairy cattle, or with intent to deceive did use in such connection the words “butter,” “creamery” or “dairy,” or other words or symbols commonly used only in butter advertisements, in violation of G.L. c.94, §51. (PENALTY: $100.)

94/51/D **MARGARINE, ADVERTISE IMPROPERLY, SUBSQ.** c94 §51
on **[DATE OF OFFENSE:]**: (1) did sell, expose for sale, or possess with intent to sell oleomargarine, as defined in G.L. c.94, §1, in a box, tub or package marked with the words “dairy” or “creamery” or the name of a breed of dairy cattle; or (2) did use in connection with an advertisement of margarine, oleomargarine or a substance designed as a butter substitute the name or representation of a dairy animal or breed of dairy cattle, or with intent to deceive did use in such connection the words “butter,” “creamery” or “dairy,” or other words or symbols commonly used only in butter advertisements, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §51. (PENALTY: $200.)

94/54 **BUTTER IMITATION MADE OF FAT/OIL** c94 §54
on **[DATE OF OFFENSE:]** did render, manufacture, sell, offer or expose for sale, take orders for the future delivery of, possess, keep in storage, distribute, deliver, transfer, or convey with intent to sell within the Commonwealth an article, product or compound made wholly or partially of a fat, oil or oleaginous substance or compound thereof, not produced from unadulterated milk or cream from the same, in imitation of yellow butter produced from unadulterated milk or cream from the same, other than uncolored or colored oleomargarine, in violation of G.L. c.94, §54. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $500.)

94/55 **MARGARINE, SELL UNMARKED** c94 §55
on **[DATE OF OFFENSE:]**: (1) did expose for sale oleomargarine, as defined in G.L. c.94, §1, which was not marked and distinguished by all the marks, words and stamps required by G.L. c.94, §49, or did not have upon the exposed contents of each opened tub, package or parcel of oleomargarine a conspicuous placard with the words “oleomargarine” or “margarine” printed thereon; or (2) did sell or offer for sale oleomargarine to a person who had asked or sent for butter, in violation of G.L. c.94, §55. (PENALTY: $100.)

94/58 **MARGARINE, RESTAURANT SERVE W/O NOTICE** c94 §58
on **[DATE OF OFFENSE:]** did furnish oleomargarine, as defined in G.L. c.94, §1, or cause it to be furnished, instead of butter, in a hotel, restaurant or boarding house or at a lunch counter, to a guest or patron thereof, without notifying such guest or patron by means of signs or printed notices on menus, in not less than 24 point type and in the English language, that the substance so furnished is not butter, in violation of G.L. c.94, §58. (PENALTY: not less than $10, not more than $50.)

94/59/A **BUTTER, FAIL LABEL RENOVATED** c94 §59
on **[DATE OF OFFENSE:]** did sell, expose for sale, or had custody or possession with intent to sell of, an article or compound commonly known as process butter, without having “renovated butter” conspicuously marked on the top, side and bottom of each package containing such, or if sold at retail and not in the original package without a label with the words “renovated butter” attached to each package so sold, in violation of G.L. c.94, §59. (PENALTY: not less than $25, not more than $100.)

94/59/B **BUTTER, FAIL LABEL RENOVATED, 2ND OFF.** c94 §59
on **[DATE OF OFFENSE:]** did sell, expose for sale, or had custody or possession with intent to sell of, an article or compound commonly known as process butter, without having “renovated butter” conspicuously marked on the top, side and bottom of each package containing such, or if sold at retail and not in the original package without a label with the words “renovated butter” attached to each package so sold, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §59. (PENALTY: not less than $100, not more than $300.)

94/59/C **BUTTER, FAIL LABEL RENOVATED, 3RD OFF.** c94 §59
on **[DATE OF OFFENSE:]** did sell, expose for sale, or had custody or possession with intent to sell of, an article or compound commonly known as process butter, without having “renovated butter” conspicuously marked on the top, side and bottom of each package containing such, or if sold at retail and not in the original package without a label with the words “renovated butter” attached to each package so sold, the defendant having previously been convicted of such an offense two or more times, in violation of G.L. c.94, §59. (PENALTY: imprisonment not less than 2 months, not more than 3 months; or $500.)

94/61/A **LARD, SELL UNMARKED COMPOUND** c94 §61
on **[DATE OF OFFENSE:]** did sell, deliver, prepare, put up, expose or offer for sale, lard or an article intended for use as lard, which contained an ingredient other than the pure fat of swine, in a vessel or wrapper or under a label bearing the words “pure,” “refined,” “family,” or any of them, alone or in combination with other words, or without bearing on the top or outer side thereof and in plain view the words “compound lard,” in violation of G.L. c.94, §61. (PENALTY: not more than $50.)

94/61/B **LARD, SELL UNMARKED COMPOUND, SUBSQ. OFF.** c94 §61
on **[DATE OF OFFENSE:]** did sell, deliver, prepare, put up, expose or offer for sale, lard or an article intended for use as lard, which contained an ingredient other than the pure fat of swine, in a vessel or wrapper or under a label bearing the words “pure,” “refined,” “family,” or any of them, alone or in combination with other words, or without bearing on the top or outer side thereof and in plain view the words “compound lard,” the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §61. (PENALTY: not more than $100.)

94/62/A **MILK INSPECTOR, OBSTRUCT** c94 §62
on **[DATE OF OFFENSE:]** did hinder, obstruct or interfere with an inspector of milk or collector of samples of milk in the performance of his or her duties under G.L. c.94, §60, in violation of G.L. c.94, §62. (PENALTY: $50.)

94/62/B **MILK INSPECTOR, OBSTRUCT, SUBSQ. OFF.** c94 §62

on **[DATE OF OFFENSE:]** did hinder, obstruct or interfere with an inspector of milk or collector of samples of milk in the performance of his or her duties under G.L. c.94, §60, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §62. (PENALTY: $100.)

94/65H/A **FROZEN DESSERTS LICENSE VIOL** c94 §65H & §65I (Effective 8/13/57)
on **[DATE OF OFFENSE:]**: (1) did within the Commonwealth engage in the business of manufacturing frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, without having in effect a license to do so issued by the board of health of the municipality where such plant was or was to be located, not being excepted by law; or (2) being engaged in the business of manufacturing frozen desserts and/or frozen dessert mix outside the Commonwealth, did sell some such product within the Commonwealth without having in effect a permit from the Department of Public Health to do so, in violation of G.L. c.94, §65H and §65I. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $15, not more than $500.)

94/65H/B **FROZEN DESSERTS LICENSE VIOL, SUBSQ. OFF.** c94 §65H & 65I (Effective 8/13/57)
on **[DATE OF OFFENSE:]**: (1) did within the Commonwealth engage in the business of manufacturing frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, without having in effect a license to do so issued by the board of health of the municipality where such plant was or was to be located, not being excepted by law; or (2) being engaged in the business of manufacturing frozen desserts and/or frozen dessert mix outside the Commonwealth, did sell some such product within the Commonwealth without having in effect a permit from the Department of Public Health to do so, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §65H and §65I. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $50, not more than $1000; or both.)

94/65L/A **FROZEN DESSERTS SALES VIOL** c94 §65L (Effective 8/5/67)
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, deliver, advertise, offer or expose for sale or exchange, attempt to deliver, or possess with intent to do so, frozen dessert or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, whose manufacturer was not the holder of a license or permit then in full force; or (2) did sell, exchange, offer for sale or exchange, or advertise for sale, frozen dessert or ice cream mix, whose brand name, or the label upon it or the advertising accompanying it, gave a false indication of its origin, character, composition or place of manufacture, or was otherwise false or misleading in some particular; or (3) did sell or offer or expose for sale ice milk that was not contained in a package, or enclosed in a wrapper, upon which was conspicuously printed in the English language the words “Ice Milk” in letters not smaller than eight point type and larger than any other lettering upon the package or wrapper; or (4) did offer for sale, or sell, ice milk to a purchaser who had requested ice cream; or (5) did sell, exchange, deliver, offer or expose for sale or exchange, attempt to deliver, or possess with intent to do so, such frozen dessert or frozen dessert mix in a package, wrapper or other covering which did not legibly bear the name of the manufacturer or distributor of such frozen dessert and/or frozen dessert mix and/or the plant identification code number assigned by the Department of Public Health and/or a brand, trade or corporation name set forth in the manufacturer's application for a license or permit, or subsequently recorded with the issuing local board of health or the Department, in violation of G.L. c.94, §65L. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $15, not more than $500.)

94/65L/B **FROZEN DESSERTS SALES VIOL, SUBSQ. OFF.** c94 §65L (Effective 8/5/67)
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, deliver, advertise, offer or expose for sale or exchange, attempt to deliver, or possess with intent to do so, frozen dessert or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, whose manufacturer was not the holder of a license or permit then in full force; or (2) did sell, exchange, offer for sale or exchange, or advertise for sale, frozen dessert or ice cream mix, whose brand name, or the label upon it or the advertising accompanying it, gave a false indication of its origin, character, composition or place of manufacture, or was otherwise false or misleading in some particular; or (3) did sell or offer or expose for sale ice milk that was not contained in a package, or enclosed in a wrapper, upon which was conspicuously printed in the English language the words “Ice Milk” in letters not smaller than eight point type and larger than any other lettering upon the package or wrapper; or (4) did offer for sale, or sell, ice milk to a purchaser who had requested ice cream; or (5) did sell, exchange, deliver, offer or expose for sale or exchange, attempt to deliver, or possess with intent to do so, such frozen dessert or frozen dessert mix in a package, wrapper or other covering which did not legibly bear the name of the manufacturer or distributor of such frozen dessert and/or frozen dessert mix and/or the plant identification code number assigned by the Department of Public Health and/or a brand, trade or corporation name set forth in the manufacturer's application for a license or permit, or subsequently recorded with the issuing local board of health or the Department, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §65L. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $50, not more than $1000; or both.)

94/65M/A **FROZEN DESSERTS PASTEURIZATION VIOL** c94 §65M (Effective 8/5/67)
on **[DATE OF OFFENSE:]** did fail to pasteurize in accordance with the rules and regulations of the Department of Public Health, 105 Code Mass. Regs. §561.001 et seq., the milk, cream or milk products, or the entire mix, used in manufacturing frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, in violation of G.L. c.94, §65M. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $15, not more than $500.)

94/65M/B **FROZEN DESSERTS PASTEURIZATION VIOL, SUB** c94 §65M (Effective 8/5/67)
on **[DATE OF OFFENSE:]** did fail to pasteurize in accordance with the rules and regulations of the Department of Public Health, 105 Code Mass. Regs. §561.001 et seq., the milk, cream or milk products, or the entire mix, used in manufacturing frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §65M. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $50, not more than $1000; or both.)

94/65N/A **FROZEN DESSERTS SANITARY VIOL** c94 §65N (Effective 8/13/57)
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, offer or expose for sale or exchange, deliver, attempt to deliver, or possess with intent to do so, frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, which had been manufactured in unclean, unsanitary or unhealthful premises or in an unclean, unsanitary or unhealthful manner; or (2) did manufacture, sell, exchange, offer or expose for sale or exchange, deliver, attempt to deliver, or possess with intent to do so, such frozen desserts or frozen dessert mix, in unclean, unsanitary or unhealthful premises or in an unclean, unsanitary or unhealthful manner, in violation of G.L. c.94, §65N. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $15, not more than $500.)

94/65N/B **FROZEN DESSERTS SANITARY VIOL, SUBSQ.OFF** c94 §65N (Effective 8/13/57)
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, offer or expose for sale or exchange, deliver, attempt to deliver, or possess with intent to do so, frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, which had been manufactured in unclean, unsanitary or unhealthful premises or in an unclean, unsanitary or unhealthful manner; or (2) did manufacture, sell, exchange, offer or expose for sale or exchange, deliver, attempt to deliver, or possess with intent to do so, such frozen desserts or frozen dessert mix, in unclean, unsanitary or unhealthful premises or in an unclean, unsanitary or unhealthful manner, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §65N. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $50, not more than $1000; or both.)

94/65*O*/A **FROZEN DESSERTS, NONCONFORMING** c94 §65*O* (Effective 8/3/67)
on **[DATE OF OFFENSE]** did manufacture, sell, exchange, offer or expose for sale or exchange, deliver, attempt to deliver, or possess with intent to do so,

frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, which: (1) did not conform to regulations adopted under G.L. c.94, §65U by the Department of Public Health, 105 Code Mass. Regs. §561.001 et seq.; or (2) had been manufactured, sold, exchanged and/or delivered in violation of some provision of G.L. c.94, §65N; or (3) were adulterated, that is, they contained some preservative, mineral or other substance or compound deleterious to health, or were made in whole or in part from, or contained, frozen desserts and/or frozen dessert mix for some reason unfit for food, in violation of G.L. c.94, §65*O*. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $15, not more than $500.)

94/65*O*/B **FROZEN DESSERTS, NONCONFORMING,SUBSQ OFF** c94 §65*O* (Effective 8/3/67)
on **[DATE OF OFFENSE]** did manufacture, sell, exchange, offer or expose for sale or exchange, deliver, attempt to deliver, or possess with intent to do so, frozen desserts or frozen dessert mix, as such terms are defined in G.L. c.94, §65G, which: (1) did not conform to regulations adopted under G.L. c.94, §65U by the Department of Public Health, 105 Code Mass. Regs. §561.001 et seq.; or (2) had been manufactured, sold, exchanged and/or delivered in violation of some provision of G.L. c.94, §65N; or (3) were adulterated, that is, they contained some preservative, mineral or other substance or compound deleterious to health, or were made in whole or in part from, or contained, frozen desserts and/or frozen dessert mix for some reason unfit for food, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §65*O*. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $50, not more than $1000; or both.)

94/65P/A **FROZEN DESSERTS, MISLABELED** c94 §65P
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, offer or expose for sale or exchange, deliver, or attempt to deliver, frozen desserts, as defined in G.L. c.94, §65G, in a container which was falsely labelled as to the name of the manufacturer or place of manufacture, or in some other respect; or (2) did misrepresent in some manner the name of the manufacturer or the place of manufacture of such frozen desserts; or (3) did use, or cause or permit to be used, for the purpose of preserving or holding frozen desserts, a container or other equipment owned by some other person without the written consent of such owner; or (4) did place frozen desserts of one manufacturer in the container or other equipment belonging to another manufacturer; or (5) not being the owner or a person thereto authorized by the owner, did remove, erase, obliterate, cover or conceal the owner's name or some distinguishing mark or device which appeared or was placed on such a cabinet, can, container or other equipment, in violation of G.L. c.94, §65P. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $15, not more than $500.)

94/65P/B **FROZEN DESSERTS, MISLABELED, SUBSQ. OFF.** c94 §65P
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, offer or expose for sale or exchange, deliver, or attempt to deliver, frozen desserts, as defined in G.L. c.94, §65G, in a container which was falsely labelled as to the name of the manufacturer or place of manufacture, or in some other respect; or (2) did misrepresent in some manner the name of the manufacturer or the place of manufacture of such frozen desserts; or (3) did use, or cause or permit to be used, for the purpose of preserving or holding frozen desserts, a container or other equipment owned by some other person without the written consent of such owner; or (4) did place frozen desserts of one manufacturer in the container or other equipment belonging to another manufacturer; or (5) not being the owner or a person thereto authorized by the owner, did remove, erase, obliterate, cover or conceal the owner's name or some distinguishing mark or device which appeared or was placed on such a cabinet, can, container or other equipment, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §65P. (PENALTY from §65R: imprisonment not more than 6 months; or not less than $50, not more than $1000; or both.)

94/66/A **COLD STORAGE WAREHOUSE, UNLIC** c94 §66
on **[DATE OF OFFENSE:]** did maintain a cold storage or refrigerating warehouse, as defined in G.L. c.94, §1, without a license issued by the Department of Public Health being then in effect, in violation of G.L. c.94, §66. (PENALTY from §73: not more than $100.)

94/66/B **COLD STORAGE WAREHOUSE, UNLIC, SUBSQ.OFF** c94 §66
on **[DATE OF OFFENSE:]** did maintain a cold storage or refrigerating warehouse, as defined in G.L. c.94, §1, without a license issued by the Department of Public Health being then in effect, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §66. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/67/A **COLD STORAGE REGULATION VIOL** c94 §67
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation, 105 Code Mass. Regs. §557.001 et seq., governing cold storage or refrigerating warehouses, as defined in G.L. c.94, §1, adopted by the Department of Public Health pursuant to G.L. c.94, §67. (PENALTY from §73: not more than $100.)

94/67/B **COLD STORAGE REGULATION VIOL, SUBSQ. OFF.** c94 §67
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation, 105 Code Mass. Regs. §557.001 et seq., governing cold storage or refrigerating warehouses, as defined in G.L. c.94, §1, adopted by the Department of Public Health pursuant to G.L. c.94, §67, the defendant having previously been convicted of such an offense. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/68/A **COLD STORAGE, REFUSE INSPECTION OF** c94 §68
on **[DATE OF OFFENSE:]** did deny the Department of Public Health or a local Board of Health, or their agents, inspectors or employees, access to all parts of a cold storage or refrigerating warehouse, as defined in G.L. c.94, §1, at all reasonable times for the purpose of inspection and enforcement of a provision of law relative to food products, in violation of G.L. c.94, §68. (PENALTY from §73: not more than $100.)

94/68/B **COLD STORAGE, REFUSE INSPECTION, SUB.OFF** c94 §68
on **[DATE OF OFFENSE:]** did deny the Department of Public Health or a local Board of Health, or their agents, inspectors or employees, access to all parts of a cold storage or refrigerating warehouse, as defined in G.L. c.94, §1, at all reasonable times for the purpose of inspection and enforcement of a provision of law relative to food products, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §68. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/69/A **COLD STORAGE, RETURN FOOD TO** c94 §69
on **[DATE OF OFFENSE:]** did return to cold storage, as defined in G.L. c.94, §1, an article or articles of food, as defined in G.L. c.94, §1, that had once been released from such storage for the purpose of being placed on the market for sale, not being excepted by law, in violation of G.L. c.94, §69. (PENALTY from §73: not more than $100.)

94/69/B **COLD STORAGE, RETURN FOOD TO, SUBSQ. OFF.** c94 §69
on **[DATE OF OFFENSE:]** did return to cold storage, as defined in G.L. c.94, §1, an article or articles of food, as defined in G.L. c.94, §1, that had once been released from such storage for the purpose of being placed on the market for sale, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §69. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/69/C **COLD STORED FOOD, TAINTED** c94 §69
on **[DATE OF OFFENSE:]** did place or retain in cold storage, as defined in G.L. c.94, §1, an article of food, as defined in G.L. c.94, §1, intended for human consumption that had been deemed by the Department of Public Health to be diseased, tainted or otherwise unwholesome, not being excepted by law, in violation of G.L. c.94, §69. (PENALTY from §73: not more than $100.)

94/69/D **COLD STORED FOOD, TAINTED, SUBSQ.OFFENSE** c94 §69
on **[DATE OF OFFENSE:]** did place or retain in cold storage, as defined in G.L. c.94, §1, an article of food, as defined in G.L. c.94, §1, intended for human consumption that had been deemed by the Department of Public Health to be diseased, tainted or otherwise unwholesome, not being excepted by law, the defendant having been previously convicted of such an offense, in violation of G.L. c.94, §69. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/69/E **COLD STORED FOOD DATE, REMOVE** c94 §69
on **[DATE OF OFFENSE:]** did alter, deface or remove a marking on cold storage, as defined in G.L. c.94, §1, food which showed the date of its receipt in cold storage, before such food had been finally withdrawn for the purpose of immediate sale for consumption, in violation of G.L. c.94, §69. (PENALTY from §73: not more than $100.)

94/69/F **COLD STORED FOOD DATE, REMOVE, SUBSQ.OFF** c94 §69
on **[DATE OF OFFENSE:]** did alter, deface or remove a marking on cold storage, as defined in G.L. c.94, §1, food which showed the date of its receipt in cold storage, before such food had been finally withdrawn for the purpose of immediate sale for consumption, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §69. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/69/G **COLD STORED FOOD, UNDATED** c94 §69
on **[DATE OF OFFENSE:]** did transfer the ownership of food in cold storage, as defined in G.L. c.94, §1, without previously making known to the purchaser the date on which it was originally placed in cold storage, in violation of G.L. c.94, §69. (PENALTY from §73: not more than $100.)

94/69/H **COLD STORED FOOD, UNDATED, SUBSQ.OFFENSE** c94 §69
on **[DATE OF OFFENSE:]** did transfer the ownership of food in cold storage, as defined in G.L. c.94, §1, without previously making known to the purchaser the date on which it was originally placed in cold storage, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §69. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/70/A **COLD STORED FOOD +12 MONTHS** c94 §70
on **[DATE OF OFFENSE:]** did hold an article of food, as defined in G.L. c.94, §1, in cold storage, as defined in G.L. c.94, §1, for more than twelve calendar months, without the consent of the Department of Public Health, or beyond any additional extension of time allowed by such Department for such consignment of goods, in violation of G.L. c.94, §70. (PENALTY from §73: not more than $100.)

94/70/B **COLD STORED FOOD +12 MONTHS, SUBSQ. OFF.** c94 §70
on **[DATE OF OFFENSE:]** did hold an article of food, as defined in G.L. c.94, §1, in cold storage, as defined in G.L. c.94, §1, for more than twelve calendar months, without the consent of the Department of Public Health, or beyond any additional extension of time allowed by such Department for such consignment of goods, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §70. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/71/A **COLD STORED FOOD, UNDATED** c94 §71
on **[DATE OF OFFENSE:]** did fail to mark plainly the date of receipt into cold storage, as defined in G.L. c.94, §1, either upon the containers in which articles of food, as defined in G.L. c.94, §1, deposited in such storage were packed, or if not packed in containers on or in connection with all such articles other than fish, or did fail so to mark plainly with the date of their original deposit in cold storage articles of food which had previously been stored in another state or country, in violation of G.L. c.94, §71. (PENALTY from §73: not more than $100.)

94/71/B **COLD STORED FOOD, UNDATED, SUBSQ.OFFENSE** c94 §71
on **[DATE OF OFFENSE:]** did fail to mark plainly the date of receipt into cold storage, as defined in G.L. c.94, §1, either upon the containers in which articles of food, as defined in G.L. c.94, §1, deposited in such storage were packed, or if not packed in containers on or in connection with all such articles other than fish, or did fail so to mark plainly with the date of their original deposit in cold storage articles of food which had previously been stored in another state or country, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §71. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/72/A **COLD STORED FOOD, FAIL DISCLOSE** c94 §72
on **[DATE OF OFFENSE:]** did sell or offer or expose for sale articles of food, as defined in G.L. c.94, §1, that had been held in cold storage, as defined in G.L. c.94, §1, without notifying each person purchasing or intending to purchase the same that they had been so held by displaying in a conspicuous place a sign marked "Cold Storage Goods Sold Here," or did represent or advertise as fresh goods articles of food which had been held in cold storage, in violation of G.L. c.94, §72. (PENALTY from §73: not more than $100.)

94/72/B **COLD STORED FOOD, FAIL DISCLOSE, SUBSQ.** c94 §72
on **[DATE OF OFFENSE:]** did sell or offer or expose for sale articles of food, as defined in G.L. c.94, §1, that had been held in cold storage, as defined in G.L. c.94, §1, without notifying each person purchasing or intending to purchase the same that they had been so held by displaying in a conspicuous place a sign marked "Cold Storage Goods Sold Here," or did represent or advertise as fresh goods articles of food which had been held in cold storage, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §72. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both.)

94/73A/A **FROZEN FOOD REGULATION VIOLATION** c94 §73A (Effective 11/17/59)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation for the storing and transporting of frozen foods adopted by the Director of the Division of Food and Drugs of the Department of Public Health pursuant to G.L. c.94, §73A. (PENALTY: not more than $100.)

94/73A/B **FROZEN FOOD REGULATION VIOL, SUBSQ. OFF.** c94 §73A (Effective 11/17/59)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation for the storing and transporting of frozen foods adopted by the Director of the Division of Food and Drugs of the Department of Public Health pursuant to G.L. c.94, §73A, the defendant having previously been convicted

of such an offense. (PENALTY: not less than $100, not more than $500.)

94/73A/C **FROZEN FOOD, STORE IMPROPERLY** c94 §73A
on **[DATE OF OFFENSE:]**, being engaged in the business of storing or transporting frozen food, did store or transport such food within the Commonwealth not under refrigeration which insured good keeping qualities and under temperatures and holding conditions approved by the Director of the Division of Food and Drugs of the Department of Public Health, in violation of G.L. c.94, §73A. (PENALTY: not more than $100.)

94/73A/D **FROZEN FOOD, STORE IMPROPERLY, SUBSQ.OFF** c94 §73A
on **[DATE OF OFFENSE:]**, being engaged in the business of storing or transporting frozen food, did store or transport such food within the Commonwealth not under refrigeration which insured good keeping qualities and under temperatures and holding conditions approved by the Director of the Division of Food and Drugs of the Department of Public Health, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §73A. (PENALTY: not less than $100, not more than $500.)

94/77A **FISH, SELL MISNAMED/MISGRADED** c94 §77A
on **[DATE OF OFFENSE:]** did represent, sell, offer for sale or advertise fresh, frozen, salted or smoked fish, as defined in G.L. c.94, §77I, of any grade under a misleading or other than the truthful and correct name and grade or corresponding term for such fish, in violation of G.L. c.94, §77A. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77B **COLD STORED FISH, UNDATED** c94 §77B (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did fail on the date that food fish, as such terms are defined in G.L. c.94, §77A and §77I, was deposited in cold storage other than in a private freezing plant to plainly mark such date on the containers in which such fish was packed, or if such fish was so deposited in bulk did fail to plainly mark the month and year of receipt on such containers at the time of removal from cold storage, in violation of G.L. c.94, §77B. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77C **FROZEN FISH SOLD AS FRESH** c94 §77C (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did sell, or represent for the purposes of sale, otherwise than as frozen, fish, as defined in G.L. c.94, §77I, which had been frozen, in violation of G.L. c.94, §77C. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77D **SWORDFISH, IMPORT IMPROPERLY PACKED** c94 §77D (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did import, or cause to be imported, into the Commonwealth for purposes of sale fresh swordfish not properly packed in ice so as to prevent it from becoming infected, contaminated or unwholesome, in violation of G.L. c.94, §77D. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77E **COLD STORAGE, RETURN IMPORTED FISH TO** c94 §77E (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did deposit, or cause to be deposited, in cold storage for a period exceeding six months fish, as defined in G.L. c.94, §77I, received from another state or country which had been previously in cold storage either within or without the Commonwealth, such fish not being plainly marked at the time of deposit with the date of their original deposit in cold storage, whether within or without the Commonwealth, in violation of G.L. c.94, §77E. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77F **FISH NOT SOLD BY WEIGHT** c94 §77F (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did sell food fish, as such terms are defined in G.L. c.94, §77A and §77I, other than soft-shelled clams, as defined in G.L. c.94, §77I, or oysters sold at wholesale, other than by weight, in violation of G.L. c.94, §77F. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77G/A **LOBSTER, SELL/OFFER UNCOOKED DEAD** c94 §77G (Effective 7/27/66)
on **[DATE OF OFFENSE:]** did cook, buy, sell, offer or expose for sale, give away, or knowingly deliver, transport, ship or receive for food purposes a lobster, as defined in G.L. c.94, §77I, or similar species of crustacea, or part thereof, which was uncooked and dead, or which was cooked after it was dead, not being excepted by law, in violation of G.L. c.94, §77G. (PENALTY: imprisonment not less than 10 days, not more than 60 days; or not less than $250, or not more than $500; or both.)

94/77G/B **LOBSTER-FREEZING REGULATION VIOLATION** c94 §77G (Effective 7/27/66)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health governing the processing by a licensee of live lobsters, as defined in G.L. c.94, §77I, for food by a rapid freezing method and the sanitary conditions required therefor, adopted pursuant to G.L. c.94, §77G. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/77H **LOBSTER/CRAB MEAT, UNSHELLED** c94 §77H (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did buy, sell, expose for sale, give away, deliver, transport, ship, carry or possess lobster meat or crab meat, as defined in G.L. c.94, §77I, that had been taken from the shell, not being excepted by law, in violation of G.L. c.94, §77H. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/86 **FISH WEIGHING REGULATION VIOLATION** c94 §86 (Effective 9/6/55)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Director of Consumer Affairs and Business Regulation concerning the weighing, sorting and culling of fish when landed from a vessel or boat, 201 Code Mass. Regs. §10.01 et seq., adopted pursuant to G.L. c.94, §86. (PENALTY: not less than $50, not more than $100.)

94/87 **FISH WEIGHER FAIL KEEP RECORDS** c94 §87
on **[DATE OF OFFENSE:]**, being a public weigher of fish, did fail to keep a complete record of the weight of fish weighed by him or her, or his or her deputies, with the date of weighing, the name of the vessel from which the fish were taken, and the person for whom they were weighed, in violation of G.L. c.94, §87. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/88B/A **QUAHAUGS NOT SOLD BY WEIGHT** c94 §88B
on **[DATE OF OFFENSE:]** did himself or herself or by his or her servant or agent, sell quahaugs, as defined in G.L. c.94, §77I, in the shell, other than by weight, in violation of G.L. c.94, §88B. (PENALTY: $10.)

94/88B/B **SCALLOPS NOT SOLD BY WEIGHT** c94 §88B
on **[DATE OF OFFENSE:]** did himself or herself or by his or her servant or agent, sell shucked scallops, as defined in G.L. c.94, §77I, other than by weight, in violation of G.L. c.94, §88B. (PENALTY: $10.)

94/88C **FISH PROCESSING REGULATION VIOLATION** c94 §88C (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation adopted by the Commissioner of Public Health concerning the sanitary conditions required for the commercial processing or distribution of food fish, 105 Code Mass. Regs. §533.010 et seq., adopted pursuant to G.L. c.94, §88C. (PENALTY from §88D: imprisonment not more than 6 months; or not more than $500; or both.)

94/88D/A **FISH INSPECTOR, OBSTRUCT** c94 §88D (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did hinder, obstruct or interfere with an inspection of fish by the Commissioner of Public Health, or his or her agents or inspectors, authorized by G.L. c.94, §88D, or did secrete or remove fish for the purpose of preventing such inspection, in violation of G.L. c.94, §88D. (PENALTY: imprisonment not more than 6 months; or not more than $500; or both.)

94/88D/B **FISH, SELL TAINTED** c94 §88D (Effective 6/29/64)
on **[DATE OF OFFENSE:]** did himself or herself, or by his or her agent or employee, sell, or offer or expose for sale, or keep with intent to sell or offer or expose for sale, for food purposes, fish which was tainted, diseased, corrupted, decayed, unwholesome or unfit for food from every cause, in violation of G.L. c.94, §88D. (PENALTY: imprisonment not more than 6 months; or not more than $500; or both.)

94/90 **EGGS, BREAK/CAN WITHOUT LICENSE** c94 §90
on **[DATE OF OFFENSE:]** did carry on an establishment for the breaking or canning of eggs without a license issued pursuant to G.L. c.94, §89, in violation of G.L. c.94, §90. (PENALTY: imprisonment not more than 3 months; or not less than $10, not more than $100; or both.)

94/90A/A **EGGS MISLABELED AS "FRESH"** c94 §90A
on **[DATE OF OFFENSE:]** did sell, or offer, expose or advertise for sale, eggs as "fresh eggs," "strictly fresh eggs," "nearby eggs" or "new-laid eggs," or eggs described with words of similar import, that did not meet the following specifications when examined by a method known as "candling": (1) the shell was clean and sound, (2) the air cell was not more than one quarter inch in depth and localized and regular in outline, (3) the white was firm and clear, (4) the yolk was not plainly visible but might be dimly or slightly visible, and (5) there was no visible germ development, not being excepted by law, in violation of G.L. c.94, §90A. (PENALTY: not more than $25.)

94/90A/B **EGGS MISLABELED AS "FRESH," SUBSQ. OFF.** c94 §90A
on **[DATE OF OFFENSE:]** did sell, or offer, expose or advertise for sale, eggs as "fresh eggs," "strictly fresh eggs," "nearby eggs" or "new-laid eggs," or eggs described with words of similar import, that did not meet the five specifications when examined by a method known as "candling": (1) the shell was clean and sound, (2) the air cell was not more than one quarter inch in depth and localized and regular in outline, (3) the white was firm and clear, (4) the yolk was not plainly visible but might be dimly or slightly visible, and (5) there was no visible germ development, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §90A. (PENALTY: not more than $100.)

94/90A/C **EGGS SHELL-TREATED BUT UNLABELED** c94 §90A
on **[DATE OF OFFENSE:]** did sell, or offer or expose for sale, eggs which had been preserved or protected by treating the shells thereof, in a basket, box or other container that was not plainly marked with letters not less than one half inch in height as "shell-treated" or "shell-protected," in violation of G.L. c.94, §90A. (PENALTY: not more than $25.)

94/90A/D **EGGS SHELL-TREATED BUT UNLABELED, SUBSQ.** c94 §90A
on **[DATE OF OFFENSE:]** did sell, or offer or expose for sale, eggs which had been preserved or protected by treating the shells thereof, in a basket, box or other container that was not plainly marked with letters not less than one half inch in height as "shell-treated" or "shell-protected," the defendant having been previously convicted of such an offense, in violation of G.L. c.94, §90A. (PENALTY: not more than $100.)

94/90B/A **EGG-SIZING INSPECTOR, OBSTRUCT** c94 §90B
on **[DATE OF OFFENSE:]** did obstruct or hinder the Commissioner of Agricultural Resources, or one or more of his or her assistants, in the performance of a duty pursuant to G.L. c.94, §90B, in violation of G.L. c.94, §90B. (PENALTY: not more than $50.)

94/90B/B **EGG-SIZING REGULATION VIOLATION** c94 §90B
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Commissioner of Agricultural Resources, 330 Code Mass. Regs. §5.05, for the enforcement of the provisions of G.L. c.94, §90B, adopted pursuant to G.L. c.94, §90B. (PENALTY: not more than $25.)

94/90B/C **EGG-SIZING REGULATION VIOLATION, SUBSQ.** c94 §90B
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Commissioner of Agricultural Resources. 330 Code Mass. Regs. §5.05, for the enforcement of the provisions of G.L. c.94, §90B, made pursuant to G.L. c.94, §90B, the defendant having previously been convicted of such an offense. (PENALTY: not more than $50.)

94/90B/D **EGGS, UNSIZED** c94 §90B
on **[DATE OF OFFENSE:]** did sell, or offer or expose for sale, eggs in a carton or container that did not contain or bear, or did advertise eggs for sale at stated prices in an advertisement that did not contain, a proper designation or description pursuant to G.L. c.94, §90B concerning the size of such eggs, in violation of G.L. c.94, §90B. (PENALTY: not more than $25.)

94/90B/E **EGGS, UNSIZED, SUBSQ. OFF.** c94 §90B
on **[DATE OF OFFENSE:]** did sell, or offer or expose for sale, eggs in a carton or container that did not contain or bear, or did advertise eggs for sale at stated prices in an advertisement that did not contain, a proper designation or description pursuant to G.L. c.94, §90B concerning the size of such eggs, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §90B. (PENALTY: not more than $50.)

94/90E/A **EGG-GRADING INSPECTOR, OBSTRUCT** c94 §90E (Effective 1/1/63)
on **[DATE OF OFFENSE:]** did obstruct or hinder the Commissioner of Agricultural Resources, or one or more of his or her duly authorized assistants, in the performance of a duty pursuant to G.L. c.94, §90D, in violation of G.L. c.94, §90E. (PENALTY: not less than $10, not more than $100.)

94/90E/B **EGGS, SELL MISGRADED** c94 §90E (Effective 1/1/63)
on **[DATE OF OFFENSE:]** did himself or herself, or by his or her servant or agent, misbrand eggs with respect to the grades of eggs established pursuant to G.L. c.90, §90D and did sell, distribute, or offer or expose for sale such misbranded eggs, in violation of G.L. c.94, §90E. (PENALTY: not more than $50.)

94/90E/C **EGGS, SELL MISGRADED, SUBSQ. OFF.** c94 §90E (Effective 1/1/63)
on **[DATE OF OFFENSE:]** did himself or herself, or by his or her servant or agent, misbrand eggs with respect to the grades of eggs established pursuant to G.L. c.90, §90D and did sell, distribute, or offer or expose for sale such misbranded eggs, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §90E. (PENALTY: not more than $200.)

94/91 **COLD STORED EGGS, FAIL LABEL** c94 §91
on **[DATE OF OFFENSE:]** did sell or offer or expose for sale at wholesale or retail eggs which had been in cold storage, without the container in which such eggs were placed being marked plainly and conspicuously, or a placard or sign being attached to such container, with the words “cold storage eggs,” or did sell such eggs at retail or offer or expose them for sale without a container or placed upon a counter or elsewhere without having a sign or placard with such words displayed among, upon or immediately above such eggs, in violation of G.L. c.94, §91. (PENALTY: not less than $10, not more than $500.)

94/92/A **COLD STORED EGGS, FAIL DENATURE** c94 §92
on **[DATE OF OFFENSE:]** did deposit in cold storage broken eggs packed in cans, which were not intended for food, without having denatured them and marked them, in accordance with forms prescribed by the Department of Public Health, to indicate plainly that they were not to be sold for food, in violation of G.L. c.94, §92. (PENALTY from §73: not more than $100).

94/92/B **COLD STORED EGGS, FAIL DENATURE, SUBSQ.** c94 §92
on **[DATE OF OFFENSE:]** did deposit in cold storage broken eggs packed in cans, which were not intended for food, without having denatured them and marked them, in accordance with forms prescribed by the Department of Public Health, to indicate plainly that they were not to be sold for food, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §92. (PENALTY from §73: imprisonment not more than 1 month; or not more than $500; or both).

94/92A **EGGS, SELL/USE DECAYED** c94 §92A
on **[DATE OF OFFENSE:]**: (1) did sell or offer or expose for sale for food purposes, or possess with intent to sell for such purposes, eggs which were, or eggs which were mixed with parts of eggs derived from eggs which were, or frozen masses of broken eggs containing eggs which were, wholly or partly decayed or decomposed; or (2) did use such eggs in the preparation of food products; or (3) did deliver or sell such eggs in or at any establishment where food products were prepared or manufactured; or (4) did purchase or accept such eggs in or at any such establishment for use in the preparation of food products, in violation of G.L. c.94, §92A. (PENALTY: imprisonment not less than 3 months; or not less than $10, not more than $1000; or both.)

94/92B/A **FISH NOT SOLD BY WEIGHT** c94 §92B (Effective 7/22/59)
on **[DATE OF OFFENSE:]** did sell at retail edible fish, other than soft shell clams and oysters, other than by weight, in violation of G.L. c.94, §92B. (PENALTY: $10.)

94/92B/B **MEAT/POULTRY NOT SOLD BY WEIGHT** c94 §92B (Effective 7/22/59)
on **[DATE OF OFFENSE:]** did sell at retail meat or poultry, other than by weight, in violation of G.L. c.94, §92B. (PENALTY: $10.)

94/92B/C **FISH NOT WEIGHED WHEN SOLD** c94 §92B (Effective 7/22/59)
on **[DATE OF OFFENSE:]** did sell at retail fish, other than soft shell clams and oysters, not in package form bearing a plain and conspicuous statement of quantity of contents as provided in G.L. c.94, §181, without determining the weight thereof at the time of sale, in violation of G.L. c.94, §92B. (PENALTY: $10.)

94/92B/D **MEAT/POULTRY NOT WEIGHED WHEN SOLD** c94 §92B (Effective 7/22/59)
on **[DATE OF OFFENSE:]** did sell at retail meat or poultry, not in package form bearing a plain and conspicuous statement of quantity of contents as provided in G.L. c.94, §181, without determining the weight thereof at the time of sale, in violation of G.L. c.94, §92B. (PENALTY: $10.)

94/96 **FRUIT/NUTS/VEGS/GRAIN NOT SOLD BY WT/CNT** c94 §96
on **[DATE OF OFFENSE:]** did sell at retail fruits, nuts, vegetables or grain, other than by avoirdupois weight or numerical count, not being excepted by law, in violation of G.L. c.94, §96. (PENALTY: not more than $10.)

94/98/A **BERRIES IN NON-STANDARD CONTAINER, SELL** c94 §98
on **[DATE OF OFFENSE:]** did sell or offer for sale strawberries, blackberries, cherries, currants, blueberries, raspberries or gooseberries in a basket or other receptacle holding one quart or less that did not conform to the Massachusetts standard dry measure in the capacity of one quart, one pint or one half pint, in violation of G.L. c.94, §98. (PENALTY: not less than $5, not more than $10.)

94/98/B **BERRIES, NON-STANDARD CONTAINER FOR** c94 §98
on **[DATE OF OFFENSE:]** did sell or offer for sale a basket or other receptacle holding one quart or less to be used in the sale of strawberries, blackberries, cherries, currants, blueberries, raspberries or gooseberries that did not conform to the Massachusetts standard dry measure in the capacity of one quart, one pint or one half pint, in violation of G.L. c.94, §98. (PENALTY: not less than $5, not more than $10.)

94/99A **PRODUCE BOX, FALSE STANDARD** c94 §99A
on **[DATE OF OFFENSE:]** did mark or otherwise represent a box or half box to be a Massachusetts standard box or half box for the sale of farm produce at wholesale that did not comply in every specification and requirement with the provisions of G.L. c.94, §99A, in violation of G.L. c.94, §99A. (PENALTY: not more than $50.)

94/99B **NATIVE FRUIT/VEGS/TURKEYS, FAIL ID** c94 §99B (Effective 6/16/66)
on **[DATE OF OFFENSE:]** did sell or offer to sell or pack for sale or distribution in the Commonwealth fruit, vegetables or turkeys in containers bearing the label or designation “native,” or cause fruit, vegetables or turkeys to be advertised as “native,” without the name of the state in which such fruit, vegetables or turkeys were grown appearing immediately after the word “native,” in violation of G.L. c.94, §99B. (PENALTY: not more than $100.)

94/108/A **APPLES ADVERTISED IMPROPERLY** c94 §108 (Effective 11/26/59)

on **[DATE OF OFFENSE:]** did advertise apples for sale in an open bulk display sign, printed sales statement, or advertisement by radio, television, newspaper or other media, without stating the variety, official grade designation and size whenever the price was shown, stated or written in connection with the sale of such apples, contrary to the provisions of G.L. c.94, §103, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/B **APPLES ADVERTISED IMPROPERLY, SUBSQ. OFF.** c94 §108 (Effective 11/26/59)
on **[DATE OF OFFENSE:]** did advertise apples for sale in an open bulk display sign, printed sales statement, or advertisement by radio, television, newspaper or other media, without stating the variety, official grade designation and size whenever the price was shown, stated or written in connection with the sale of such apples, contrary to the provisions of G.L. c.94, §103, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/108/C **APPLES BRAND/MARK, ALTER** c94 §108
on **[DATE OF OFFENSE:]** did wilfully alter, efface or remove, or cause to be altered, effaced or removed, wholly or partly, a brand or mark put upon a package of apples under authority of G.L. c.94, §101-§109, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/D **APPLES BRAND/MARK, ALTER, SUBSQ. OFFENSE** c94 §108
on **[DATE OF OFFENSE:]** did wilfully alter, efface or remove, or cause to be altered, effaced or removed, wholly or partly, a brand or mark put upon a package of apples under authority of G.L. c.94, §101-§109, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/108/E **APPLES IN UNMARKED PACKAGES** c94 §108
on **[DATE OF OFFENSE:]** did pack, repack, sell, distribute, offer or expose for sale or distribution apples packed or repacked within the Commonwealth and intended for sale that were not marked or branded at the time of packing, repacking or closing with a statement of the name and legal address of the person by whose authority the apples were packed, the true name of the variety, the official grade designation, and the minimum size or numerical count of the apples contained therein, contrary to the requirements of G.L. c.94, §102, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/F **APPLES IN UNMARKED PACKAGES, SUBSQ. OFF.** c94 §108
on **[DATE OF OFFENSE:]** did pack, repack, sell, distribute, offer or expose for sale or distribution apples packed or repacked within the Commonwealth and intended for sale that were not marked or branded at the time of packing, repacking or closing with a statement of the name and legal address of the person by whose authority the apples were packed, the true name of the variety, the official grade designation, and the minimum size or numerical count of the apples contained therein, contrary to the requirements of G.L. c.94, §102, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/108/G **APPLES INSPECTOR, OBSTRUCT** c94 §108
on **[DATE OF OFFENSE:]** did obstruct or hinder the Commissioner of Agricultural Resources or one or more of his or her assistants in the performance of his or her duties under G.L. c.94, §101-§107 and §109, in violation of G.L. c.94, §108. (PENALTY: not less than $10, not more than $100.)

94/108/H **APPLES REGULATION VIOLATION** c94 §108
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did pack, repack, sell, distribute, offer or expose for sale or distribution apples contrary to a rule or regulation of the Commissioner of Agricultural Resources, 330 Code Mass. Regs. §6.02, adopted pursuant to G.L. c.94, §106 to enforce G.L. c.94, §101-§109, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/I **APPLES REGULATION VIOLATION, SUBSQ. OFF.** c94 §108
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did pack, repack, sell, distribute, offer or expose for sale or distribution apples contrary to a rule or regulation of the Commissioner of Agricultural Resources, 330 Code Mass. Regs. §6.02, adopted pursuant to G.L. c.94, §106 to enforce G.L. c.94, §101-§109, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/108/J **APPLES, DISPLAY NON-REPRESENTATIVE** c94 §108
on **[DATE OF OFFENSE:]** did pack, repack, sell, distribute or offer for sale or distribution apples in closed or open packages so packed or repacked that the faced or shown surface gave a false representation of the color, size or quality of the other apples in the package, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/K **APPLES, DISPLAY NON-REPRESENTATIVE,SUBSQ** c94 §108
on **[DATE OF OFFENSE:]** did pack, repack, sell, distribute or offer for sale or distribution apples in closed or open packages so packed or repacked that the faced or shown surface gave a false representation of the color, size or quality of the other apples in the package, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/108/L **APPLES, MISBRANDED** c94 §108
on **[DATE OF OFFENSE:]** did, himself or herself or by his or her agent or servant, misbrand apples within the meaning of G.L. c.94, §105, or did pack, repack, sell, distribute or offer or expose for sale or distribution apples which were misbranded, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/M **APPLES, MISBRANDED, SUBSQ. OFF.** c94 §108
on **[DATE OF OFFENSE:]** did, himself or herself or by his or her agent or servant, misbrand apples within the meaning of G.L. c.94, §105, or did pack, repack, sell, distribute or offer or expose for sale or distribution apples which were misbranded, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/108/N **APPLES, UNMARKED** c94 §108
on **[DATE OF OFFENSE:]** did pack, repack, sell, distribute, offer or expose for sale or distribution a package, lot or open bulk display of apples sold, offered, exposed or advertised for sale at retail that was not plainly marked and identified as to variety, official grade and size, contrary to the requirements of G.L. c.94, §102, in violation of G.L. c.94, §108. (PENALTY: not more than $50.)

94/108/*O* **APPLES, UNMARKED, SUBSQ. OFF.** c94 §108
on **[DATE OF OFFENSE:]** did pack, repack, sell, distribute, offer or expose for sale or distribution a package, lot or open bulk display of apples sold, offered, exposed or advertised for sale at retail that was not plainly marked and identified as to variety, official grade and size, contrary to the requirements of G.L.

c.94, §102, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §108. (PENALTY: not more than $200.)

94/116/A **CRANBERRY CRATE, MAKE/SELL NON-STANDARD** c94 §116
on **[DATE OF OFFENSE:]**: (1) did manufacture or sell a barrel, crate, one-half crate or one-quarter crate intended to be used for the sale or delivery of cranberries that was not of the standard measure prescribed by G.L. c.94, §115 or §116 and plainly marked with the words "Massachusetts Standard Measure"; or (2) did so mark a barrel or other package so used, or intended to be so used, that did not have an interior capacity as great as the capacity so specified in §115 or §116 for such package, in violation of G.L. c.94, §116. (PENALTY: not more than $100.)

94/116/B **CRANBERRY CRATE, USE NON-STANDARD** c94 §116
on **[DATE OF OFFENSE:]** did use a barrel, crate, one-half crate or one-quarter crate for the sale or delivery of cranberries, the capacity of which was less than that of the corresponding standard measure prescribed by G.L. c.94, §115 or §116, in violation of G.L. c.94, §116. (PENALTY: not more than $100.)

94/117C/A **FARM PRODUCT GRADE INSPECTOR, OBSTRUCT** c94 §117C
on **[DATE OF OFFENSE:]** did obstruct or hinder the Commissioner of Agricultural Resources, or one or more of his or her assistants, in the performance of his or her duties under G.L. c.94, §117A-§117F, in violation of G.L. c.94, §117C. (PENALTY: not less than $10, not more than $100.)

94/117C/B **FARM PRODUCT GRADES, MISUSE** c94 §117C
on **[DATE OF OFFENSE:]**, after notice of the establishment of official grades and standards and the determination of brands or labels for farm products as provided in G.L. c.94, §117A or §117B: (1) did use an official grade designation in connection with the sale of such products without using the brand or label determined for such grade and standard; or (2) did use such brand or label upon a farm product that was not in fact of the grade or standard so established; or (3) did use such brand or label when such use was not currently authorized by the Commissioner of Agricultural Resources, in violation of G.L. c.94, §117C. (PENALTY: not more than $50.)

94/117C/C **FARM PRODUCT GRADES, MISUSE, SUBSQ. OFF.** c94 §117C
on **[DATE OF OFFENSE:]**, after notice of the establishment of official grades and standards and the determination of brands or labels for farm products as provided in G.L. c.94, §117A or §117B: (1) did use an official grade designation in connection with the sale of such products without using the brand or label determined for such grade and standard; or (2) did use such brand or label upon a farm product that was not in fact of the grade or standard so established; or (3) did use such brand or label when such use was not currently authorized by the Commissioner of Agricultural Resources, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §117C. (PENALTY: not more than $200.)

94/117H/A **POTATOES, ADVERTISE UNGRADED** c94 §117H (Effective 7/1/51)
on **[DATE OF OFFENSE:]** did fail to state the grade or grades, as defined in G.L. c.94, §117G, of potatoes in newspaper or display advertising of potatoes in which the price was stated, in violation of G.L. c.94, §117H. (PENALTY from §117L: not more than $50.)

94/117H/B **POTATOES, ADVERTISE UNGRADED, SUBSQ. OFF.** c94 §117H (Effective 7/1/51)
on **[DATE OF OFFENSE:]** did fail to state the grade or grades, as defined in G.L. c.94, §117G, of potatoes in newspaper or display advertising of potatoes in which the price was stated, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §117H. (PENALTY from §117L: not more than $200.)

94/117H/C **POTATOES, UNLABELED BLANCHED** c94 §117H (Effective 7/1/51)
on **[DATE OF OFFENSE:]** did fail to mark plainly and conspicuously, as defined in G.L. c.94, §117G, a container in which frozen blanched potatoes were packed, sold, distributed, offered or exposed for sale for commercial purposes only and not intended for sale directly to the consumer, with the state of origin and grade of such potatoes and a brief description of the manner in which they were blanched, in violation of G.L. c.94, §117H. (PENALTY from §117L: not more than $50.)

94/117H/D **POTATOES, UNLABELED BLANCHED, SUBSQ. OFF.** c94 §117H (Effective 7/1/51)
on **[DATE OF OFFENSE:]** did fail to mark plainly and conspicuously, as defined in G.L. c.94, §117G, a container in which frozen blanched potatoes were packed, sold, distributed, offered or exposed for sale for commercial purposes only and not intended for sale directly to the consumer, with the state of origin and grade of such potatoes and a brief description of the manner in which they were blanched, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §117H. (PENALTY from §117L: not more than $200.)

94/117H/E **POTATOES, UNMARKED** c94 §117H (Effective 7/1/51)
on **[DATE OF OFFENSE:]** did possess potatoes which were packed, sold, distributed, offered or exposed for sale or distribution in the Commonwealth in a container that was not conspicuously marked with the name and address of the packer, or the person by whose authority the potatoes were packed or distributed, and the proper grade of the potatoes contained therein, or did fail to conspicuously show their proper grade on a bulk display of potatoes in racks, bins or other receptacles for retail sale, in violation of G.L. c.94, §117H. (PENALTY from §117L: not more than $50.)

94/117H/F **POTATOES, UNMARKED, SUBSQ. OFF.** c94 §117H (Effective 7/1/51)
on **[DATE OF OFFENSE:]** did possess potatoes which were packed, sold, distributed, offered or exposed for sale or distribution in the Commonwealth in a container that was not conspicuously marked with the name and address of the packer, or the person by whose authority the potatoes were packed or distributed, and the proper grade of the potatoes contained therein, or did fail to conspicuously show their proper grade on a bulk display of potatoes in racks, bins or other receptacles for retail sale, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §117H. (PENALTY from §117L: not more than $200.)

94/117J/A **POTATOES REGULATION VIOLATION** c94 §117J
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a uniform rule or regulation for carrying out the provisions of G.L. c.94, §117G-§117L, made by the Commissioner of Agricultural Resources, in violation of G.L. c.94, §117J. (PENALTY from §117L: not more than $50.)

94/117J/B **POTATOES REGULATION VIOLATION, SUBSQ.OFF** c94 §117J
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a uniform rule or regulation for carrying out the provisions of G.L. c.94, §117G-§117L, made by the Commissioner of Agricultural Resources, in violation of G.L. c.94, §117J, the defendant having previously been convicted of such an offense. (PENALTY from §117L: not more than $200.)

94/119 **SLAUGHTER REGULATION/ORDER VIOLATION** c94 §119 (Effective 12/2/70)

on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation of the Department of Public Health, or an order of the Commissioner of Public Health, implementing G.L. c.94, §118-§127 and regulating establishments and persons engaged in the business of slaughtering livestock or poultry or in the business of the preparation of products therefrom, adopted pursuant to G.L. c.94, §119. (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/120 **SLAUGHTER/PROCESS MEAT, UNLICENSED** c94 §120 (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did engage in the slaughter of livestock or poultry, as such terms as defined in G.L. c.94, §118, or did process or manufacture meat or meat food products, poultry or poultry products in an establishment, without having obtained a license from the Department of Public Health, in violation of G.L. c.93, §120. (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/125 **SLAUGHTER REGULATION/ORDER VIOLATION** c94 §125(f) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Department of Public Health prescribing regulations relating to sanitation for all official establishments, adopted pursuant to G.L. c.94, §125(f). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/126 **SLAUGHTER REGULATION/ORDER VIOLATION** c94 §126 (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Commissioner or Department of Public Health, made pursuant to G.L. c.94, §126. (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/A **ANIMAL PRODUCTS, SELL/BUY IMPROPERLY** c94 §127(c) (Effective 12/2/70)
on **[DATE OF OFFENSE:]**, being in the business of buying, selling, or transporting in interstate commerce, dead, dying, disabled, or diseased animals, or parts of the carcasses of animals that had died otherwise than by slaughter, did buy, sell, transport, offer for sale or transportation, or receive for transportation, in such commerce, dead, dying, disabled or diseased livestock or poultry or the products of such animals that had died other than by slaughter, other than in accordance with regulations of the Department of Public Health adopted to assure that such animals, or the unwholesome parts or products thereof, would be prevented from being used for human food purposes, in violation of G.L. c.94, §127(c). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/B **HORSE MEAT, SELL/BUY UNMARKED** c94 §127(b)(2) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did buy, sell, transport, offer for sale or transportation, or receive for transportation a carcass of a horse, mule, or other equine, or parts of such carcass or meat or meat food products thereof, that was not plainly and conspicuously marked or labeled or otherwise identified as required by regulations prescribed by the Department of Public Health to show the kinds of animals from which they were derived, in violation of G.L. c.94, §127(b)(2). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/C **LIVESTOCK CERTIFICATE, FALSE STATEMENT IN** c94 §127(d)(7) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did knowingly make a false statement in a shipper's certificate or other nonofficial or official certificate provided for in the regulations prescribed by the Department of Public Health, in violation of G.L. c.94, §127(d)(7). (PENALTY from §129: imprisonment not less than 1 year, not more than 3 years; or not less than $3000, not more than $10,000; or both.)

94/127/D **LIVESTOCK INFO, FAIL FURNISH DPH WITH** c94 §127(d)(8) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did fail to furnish upon request of the Commissioner of Public Health a record, report, answer or information which may be required under the provisions of or under the authority of G.L. c.94, §118-§130, in violation of G.L. c.94, §127(d)(8). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/E **LIVESTOCK INFO, FURNISH DPH WITH FALSE** c94 §127(d)(8) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did knowingly make an omission or false statement in a record, report, answer or information furnished to the Commissioner of Public Health upon his or her request under the provisions of or under the authority of G.L. c.94, §118-§130, in violation of G.L. c.94, §127(d)(8). (PENALTY from §129: imprisonment not less than 1 year, not more than 3 years; or not less than $3000, not more than $10,000; or both.)

94/127/F **LIVESTOCK INSPECTED, FALSE CLAIM THAT** c94 §127(d)(6) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did represent that an article had been inspected and passed, or exempted, under G.L. c.94 when in fact, it had, respectively, not been so inspected and passed, or exempted, in violation of G.L. c.94, §127(d)(6). (PENALTY from §129: imprisonment not less than 1 year, not more than 3 years; or not less than $3000, not more than $10,000; or both.)

94/127/G **LIVESTOCK MARK, FORGE** c94 §127(d)(2) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did forge an official device, mark or certificate, as such terms are defined in G.L. c.94, §118, with intent to defraud, in violation of G.L. c.94, §127(d)(2). (PENALTY from §129: imprisonment not less than 1 year, not more than 3 years; or not less than $3000, not more than $10,000; or both.)

94/127/H **LIVESTOCK MARK, MAKE IMPROPER** c94 §127(d)(1) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did make a device containing an official mark or simulation thereof, or a label bearing such mark or simulation, or a form of official certificate or simulation thereof, as such terms are defined in G.L. c.94, §118, without being so authorized by the Commissioner of Public Health, in violation of G.L. c.94, §127(d)(1). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/I **LIVESTOCK MARK, POSSESS IMPROPER** c94 §127(d)(5) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did possess, without promptly notifying the Commissioner of Public Health or his or her representative, an official device or a counterfeit, simulated, forged or improperly altered official certificate or a device or label or a carcass of an animal, or part or product thereof, bearing a counterfeit, simulated, forged or improperly altered official mark, as such terms are defined in G.L. c.94, §118, in violation of G.L. c.94, §127(d)(5). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/J **LIVESTOCK MARK, REMOVE/FAIL USE** c94 §127(d)(4) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did fail to use, detach, deface or destroy an official device, mark or certificate, as such terms are defined in G.L. c.94, §118, contrary to regulations prescribed by the Department of Public Health, in violation of G.L. c.94, §127(d)(4). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/K **LIVESTOCK MARK, USE/ALTER IMPROPER** c94 §127(d)(3) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did use an official device, mark or certificate, as such terms are defined in G.L. c.94, §118, or a simulation thereof, or did alter, detach, deface or destroy an official device, mark or certificate, without authorization from the Commissioner of Public Health, in violation of G.L. c.94, §127(d)(3). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/L **MEAT PRODS ADULTERATED/UNINSPECTED** c94 §127(a)(2) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did sell, transport, offer for sale or transportation, or receive for transportation, in intrastate commerce, livestock or poultry products capable of use as human food, as such terms are defined in G.L. c.94, §118, that were adulterated or misbranded at such time, or that were required to be inspected under G.L. c.94 and were not so inspected, in violation of G.L. c.94, §127(a)(2). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/M **MEAT PRODS ADULTERATED/UNINSP KNOWINGLY** c94 §127(a)(2) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did knowingly sell, transport, offer for sale or transportation, or receive for transportation, in intrastate commerce, livestock or poultry products capable of use as human food, as such terms are defined in G.L. c.94, §118, that were adulterated or misbranded at such time, or that were required to be inspected under G.L. c.94 and were not so inspected, in violation of G.L. c.94, §127(a)(2). (PENALTY from §129: imprisonment not less than 1 year, not more than 3 years; or not less than $3000, not more than $10,000; or both.)

94/127/N **MEAT PRODS, CAUSE ADULTERATION/MISBRAND** c94 §127(a)(3) (Effective 12/2/70)
on **[DATE OF OFFENSE:]**, while livestock or poultry products capable of use as human food, as such terms are defined in G.L. c.94, §118, were being transported in intrastate commerce or held for sale after such transportation, did an act which was intended to cause or had the effect of causing such articles to be adulterated or misbranded, in violation of G.L. c.94, §127(a)(3). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/*O* **MEAT, SELL/BUY UNIDENTIFIED INEDIBLE** c94 §127(b)(3) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did buy, sell, transport, offer for sale or transportation, or receive for transportation livestock or poultry products which were not intended for use as human food, as such terms are defined in G.L. c.94, §118, and which were not denatured or otherwise identified as required by regulations of the Department of Public Health or were naturally inedible by humans, in violation of G.L. c.94, §127(b)(3). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/P **POULTRY, SELL/BUY UNCLEANED** c94 §127(b)(1) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did buy, sell, transport, offer for sale or transportation, or receive for transportation slaughtered poultry, as defined in G.L. c.94, §118, from which the blood, feathers, feet, head or viscera had not been removed in accordance with regulations promulgated by the Department of Public Health, in violation of G.L. c.94, §127(b)(1). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/127/Q **SLAUGHTER/PREPARE MEAT UNLAWFULLY** c94 §127(a)(1) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did slaughter livestock or poultry, or prepare livestock or poultry products, capable of use as human food, as such terms are defined in G.L. c.94, §118, at an official establishment, not in compliance with the requirements of G.L. c.94 and any regulations promulgated thereunder, in violation of G.L. c.94, §127(a)(1). (PENALTY from §129: imprisonment not more than 1 year; or not more than $3000; or both.)

94/128/A **LIVESTOCK INQUIRY, FAIL TESTIFY AT DPH** c94 §128(a) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did neglect or refuse to attend and testify or to answer a lawful inquiry, or to produce documentary evidence, it being within his or her power to do so, in obedience to the lawful requirement of the Commissioner of Public Health, in violation of G.L. c.94, §128(a). (PENALTY: imprisonment not more than 1 year; or not less than $1000, not more than $5000; or both.)

94/128/B **LIVESTOCK REPORT, FALSE** c94 §128(b) (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did make or cause to be made a false entry or statement in a report required to be made under, or a false entry in an account, record or memorandum kept by a person subject to, G.L. c.94, §118-§130, or did neglect or fail to make or cause to be made full, true and correct entries therein of all facts and transactions appertaining to the business of such person, or did wilfully remove out of the Commonwealth or mutilate, alter, or falsify such documentary evidence or wilfully refuse to submit to the Commissioner for inspection and taking copies, in violation of G.L. c.94, §128(b). (PENALTY: imprisonment not more than 3 years; or not less than $1000, not more than $5000.)

94/139D **SLAUGHTER BY INHUMANE METHOD** c94 §139D (Effective 1/1/62)
on **[DATE OF OFFENSE:]**, being a slaughterer, packer or stockyard operator, did shackle, hoist or otherwise bring livestock into position for slaughter by a method which caused injury or pain, or did bleed or slaughter livestock by a method not humane, in violation of G.L. c.94, §139D. (PENALTY from §139F: imprisonment not more than 60 days; or not more than $500; or both.)

94/139E **SLAUGHTER IN VIOLATION HUMANE REGULATION** c94 §139E (Effective 1/1/62)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation governing the humane slaughter of livestock, adopted by the Commissioner of Public Health pursuant to G.L. c.94, §139E. (PENALTY from §139F: imprisonment not more than 60 days; or not more than $500; or both.)

94/143 **SAUSAGES, SELL ADULTERATED** c94 §143
on **[DATE OF OFFENSE:]** did manufacture, sell, or offer or expose for sale, sausages or sausage meat, as defined in G.L. c.94, §1, containing a material or substance that rendered the same adulterated within the meaning of G.L. c.94, §142, in violation of G.L. c.94, §143. (PENALTY: not more than $100.)

94/146 **MEAT INSPECTION BOH REGULATION VIOLATION** c94 §146
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the local board of health, approved by the Department of Public Health, as to the conditions under which all articles of food may be kept or exposed for sale, in order to prevent contamination thereof and injury to the public health, adopted pursuant to G.L. c.94, §146. (PENALTY from §148: not more than $100.)

94/147A **GAME/POULTRY DOH REGULATION VIOLATION** c94 §147A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health for the inspection of game, poultry and other meat other than that of cattle, sheep or swine, intended for sale or exchange for use as food, and as to the conditions under which such game, poultry and other meat may be handled, stored, sold or exchanged, in violation of G.L. c.94, §147A. (PENALTY: not more than $50.)

94/149 **BOARD OF HEALTH INSPECTION, OBSTRUCT** c94 §149
on **[DATE OF OFFENSE:]**: (1) did prevent, obstruct or interfere with a local board of health, or its officers or agents, in the performance of its duties as provided in G.L. c.94, §146; or (2) did hinder, obstruct or interfere with an inspection or examination by it or them; or (3) did secrete or remove a carcass, meat, fish, vegetables, fruit or provisions, for the purpose of preventing the inspection or examination of the same under §146 or §150-§153, in violation of G.L. c.94, §149. (PENALTY: imprisonment not more than 2 months; or not more than $100; or both.)

94/150 **UNWHOLESOME FOOD, SELL UNDISCLOSED** c94 §150
on **[DATE OF OFFENSE:]** did sell or offer for sale for food or drink a diseased animal or product thereof or a tainted, diseased, corrupt, decayed or unwholesome carcass, meat, vegetable, produce, fruit or provisions of some kind, without making the condition of the item sold or offered for sale fully known to the buyer, such item not being packed in such a container that upon reasonable inspection the condition of the contents thereof could not be ascertained, in violation of G.L. c.94, §150. (PENALTY: imprisonment not more than 6 months; or not more than $200; or both.)

94/150A **UNWHOLESOME FOOD, OFFER FOR SALE** c94 §150A
on **[DATE OF OFFENSE:]** did knowingly expose for sale or possess with intent to sell, for food or drink, a diseased animal or product thereof or a tainted, diseased, corrupt, decayed or unwholesome carcass, meat, vegetable, produce, fruit or provisions of some kind, without making the condition of the item sold or offered for sale fully known to the buyer, such item not being packed in such a container that upon reasonable inspection the condition of the contents thereof could not be ascertained, not being excepted by law, in violation of G.L. c.94, §150A. (PENALTY: imprisonment not more than 60 days; or not more than $100; or both.)

94/151 **VEAL, KILL/SELL UNDERAGE** c94 §151
on **[DATE OF OFFENSE:]**: (1) did kill or cause to be killed a calf less than two weeks old, with intent to sell for food the veal thereof; or (2) did knowingly sell for food, offer or expose for sale therefor, or possess with intent to sell for food, the veal of a calf so killed, in violation of G.L. c.94, §151. (PENALTY: imprisonment not more than 2 months; or not more than $100; or both.)

94/151A **HORSE MEAT, SELL/SERVE UNMARKED** c94 §151A (Effective 6/5/53)
on **[DATE OF OFFENSE:]**: (1) did sell, or expose or offer for sale, in a retail store horse meat which did not have attached thereto in a conspicuous place a sign or label bearing in printed letters in a straight line of plain gothic type not less than one inch high the words “horse meat”; or (2) did serve horse meat or cause it to be served at a lunch counter or in a restaurant, hotel, boarding house, convalescent home, hospital or like place, to a guest, patron or patient thereof, without notifying such guest, patron or patient that horse meat is being served to him or her, in violation of G.L. c.94, §151A. (PENALTY: not less than $10, not more than $50.)

94/152A/A **POULTRY REGULATION VIOLATION** c94 §152A (Effective 1/12/88)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Commissioner of Agricultural Resources establishing sanitation requirements for all trucks, crates, coops and other conveyances to be utilized for transporting live poultry, adopted pursuant to G.L. c.94, §152A. (PENALTY from §152C: not more than $100.)

94/152A/B **POULTRY REGULATION VIOLATION, SUBSQ. OFF.** c94 §152A (Effective 1/12/88)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Commissioner of Agricultural Resources establishing sanitation requirements for all trucks, crates, coops and other conveyances to be utilized for transporting live poultry, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §152A. (PENALTY from §152C: imprisonment not less than 30 days, not more than 6 months; or not more than $500; or both.)

94/152A/C **POULTRY SALE, UNLICENSED LIVE** c94 §152A (Effective 1/12/88)
on **[DATE OF OFFENSE:]** did engage in the business of buying, selling or transporting live poultry without having first obtained a license therefor from the Commissioner of Agricultural Resources, in violation of G.L. c.94, §152A. (PENALTY from §152C: not more than $100.)

94/152A/D **POULTRY SALE, UNLICENSED LIVE, SUBSQ.OFF** c94 §152A (Effective 1/12/88)
on **[DATE OF OFFENSE:]** did engage in the business of buying, selling or transporting live poultry without having first obtained a license therefor from the Commissioner of Agricultural Resources, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §152A. (PENALTY from §152C: imprisonment not less than 30 days, not more than 6 months; or not more than $500; or both.)

94/152B/A **POULTRY CONTAINERS, IMPROP LIVE** c94 §152B (Effective 1/12/88)
on **[DATE OF OFFENSE:]**: (1) did use wooden crates, containers or coops in the transportation of live poultry to or from farms; or (2) did permit a truck, cage, crate, coop or other conveyance to enter a farm or livestock sale establishment for the purpose of delivering or removing live poultry or eggs, which was not in a clean and sanitary condition; or (3) did fail to clean and disinfect such equipment used in conjunction with any market or sale point daily prior to the start of business; or (4) did fail to clean and disinfect such equipment prior to bringing it into the Commonwealth; or (5) being the owner or operator of such equipment, did fail to shall maintain and have in his or her possession a record of all such cleanings and disinfections, in violation of G.L. c.94, §152B. (PENALTY from §152C: not more than $100.)

94/152B/B **POULTRY CONTAINERS, IMPROP LIVE, SUBSQ.** c94 §152B (Effective 1/12/88)
on **[DATE OF OFFENSE:]**: (1) did use wooden crates, containers or coops in the transportation of live poultry to or from farms; or (2) did permit a truck, cage, crate, coop or other conveyance to enter a farm or livestock sale establishment for the purpose of delivering or removing live poultry or eggs, which was not in a clean and sanitary condition; or (3) did fail to clean and disinfect such equipment used in conjunction with any market or sale point daily prior to the start of business; or (4) did fail to clean and disinfect such equipment prior to bringing it into the Commonwealth; or (5) being the owner or operator of such equipment, did fail to shall maintain and have in his or her possession a record of all such cleanings and disinfections, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §152B. (PENALTY from §152C: imprisonment not less than 30 days; or not more than $500; or both.)

94/152B/C **POULTRY, UNLIC IMPORTATION OF** c94 §152B (Effective 1/12/88)
on **[DATE OF OFFENSE:]** did bring into the Commonwealth live poultry or other fowl without a permit therefor having been issued by the Division of Animal Health of the Department of Public Health, in violation of G.L. c.94, §152B. (PENALTY from §152C: not more than $100.)

94/152B/D **POULTRY, UNLIC IMPORTATION OF, SUBSQ.OFF** c94 §152B (Effective 1/12/88)
on **[DATE OF OFFENSE:]** did bring into the Commonwealth live poultry or other fowl without a permit therefor having been issued by the Division of Animal

Health of the Department of Public Health, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §152B. (PENALTY from §152C: imprisonment not less than 30 days; or not more than $500; or both.)

94/153A **MEAT WITH SULFUR DIOXIDE, SELL** c94 §153A
on **[DATE OF OFFENSE:]** did sell or offer for sale meat or meat product to which had been added sulphur dioxide or compound thereof, other than beef sausage made of fresh beef and enclosed in casings which contain sulphur dioxide or compound thereof not in excess of 1-10 of 1%, when calculated as anhydrous sodium sulphite, if contained in a package which has conspicuously labelled on the outside thereof in not less than eight point type the following:--"contains not more than 1-10 of 1% sodium sulphite," in violation of G.L. c.94, §153A. (PENALTY: not less than $15, not more than $100.)

94/157 **ICE DEALER REFUSE RETAIL SALE** c94 §157
on **[DATE OF OFFENSE:]**, being engaged in the business of selling ice at retail, and not engaged in the delivery of the same under a contract, did refuses to sell from a place or vehicle engaged in the regular distribution of ice at retail a piece of ice at the fair value thereof to a person other than an ice dealer who had tendered in payment therefor the amount of five cents or some multiple thereof not more than fifty cents in legal money of the United States, in violation of G.L. c.94, §157. (PENALTY: not more than $100.)

94/158 **ICE DEALER FAIL PROVIDE SCALES/PRICES** c94 §158
on **[DATE OF OFFENSE]**, being a dealer in ice: (1) did refuse or neglect to provide scales for each vehicle used by him or her for the retail delivery of ice; or (2) did neglect to furnish to the sealer of weights and measures of each city or town in which he or she conducts business a list of the current prices of ice sold by him or her at retail, in violation of G.L. c.94, §158. (PENALTY: not more than $50.)

94/159 **ICE DEALER FAIL POST PRICES** c94 §159
on **[DATE OF OFFENSE]**, having charge of the retail delivery of ice from a vehicle: (1) did neglect to keep conspicuously posted upon each side of the vehicle the current retail prices of ice sold by him or her; or (2) did refuse or neglect to sell ice by weight; or (3) did refuse to weigh ice upon request of the purchaser, in violation of G.L. c.94, §159. (PENALTY: not more than $50.)

94/165 **VINEGAR LABELING VIOLATION** c94 §165
on **[DATE OF OFFENSE:]**, being a manufacturer or producer of, or a wholesale dealer in, vinegar, did use a cask, barrel or other container for the sale, offering for sale, exchange or delivery of vinegar, or possess such vinegar in a cask, barrel or other container with intent to sell, offer for sale, exchange or deliver such vinegar therein, which container: (1) was not plainly marked with the name and place of business of such manufacturer, producer or wholesale dealer, the kind of vinegar contained therein and the substances from which it was made; or (2) did not comply with one or more other applicable requirements as to marking and labeling set out in G.L. c.94, §§165, 186 and 187, in violation of G.L. c.94, §165. (PENALTY: not more than $100.)

94/168/A **VINEGAR INSPECTION SEAL, COUNTERFEIT** c94 §168
on **[DATE OF OFFENSE:]** did make, cause to be made, use or have in his or her possession, an imitation or counterfeit of a seal used by an inspector or other officer engaged in the inspection of vinegar, in violation of G.L. c.94, §168. (PENALTY: imprisonment not more than 6 months; or not more than $100; or both.)

94/168/B **VINEGAR SAMPLE, TAMPER WITH** c94 §168
on **[DATE OF OFFENSE:]** did change or tamper with a sample of vinegar taken or sealed as provided in G.L. c.94, §166, in violation of G.L. c.94, §168. (PENALTY: imprisonment not more than 6 months; or not more than $100; or both.)

94/170 **VINEGAR, SELL HARMFUL** c94 §170
on **[DATE OF OFFENSE:]** did manufacture, offer or expose for sale vinegar found upon proper test to contain a preparation of lead, copper, sulphuric acid or other ingredient injurious to health, in violation of G.L. c.94, §170. (PENALTY: not less than $100.)

94/171 **VINEGAR, SELL ADULTERATED** c94 §171
on **[DATE OF OFFENSE:]**: (1) did sell, exchange, deliver, or have in his or her custody or possession with intent to do so, or expose or offer for sale or exchange adulterated vinegar; or (2) did label, brand or sell as cider vinegar or as apple vinegar, some vinegar that was not the exclusive product of the alcoholic and subsequent acetous fermentation of the pure juice of fresh apples, in violation of G.L. c.94, §171. (PENALTY: not more than $100.)

94/174A **GRAINS SOLD BY IMPROPER WEIGHT** c94 §174A
on **[DATE OF OFFENSE:]** did pack for sale, sell, offer or expose for sale in the Commonwealth, other than in containers of 5, 10, 25, 50 and 100 pounds, and multiples of one hundred pounds, of net avoirdupois weight, one or more of the following commodities: wheat flour, self-rising wheat flour, phosphated wheat flour, bromated flour, enriched flour, enriched self-rising flour, enriched bromated flour, corn flour, corn meals, hominy or hominy grits, not being excepted by law, in violation of G.L. c.94, §174A. (PENALTY: not less than $25, not more than $500.)

94/176 **COMMODITIES SOLD BY SHORT WEIGHT** c94 §176
on **[DATE OF OFFENSE:]** did sell commodities by weight and deliver other than the net weight of the commodities so sold, such difference from net weight not being permitted under established trade custom permitting reasonable tolerances or variations therefrom for commodities not intended for food or fuel use, in violation of G.L. c.94, §176. (PENALTY: not more than $100.)

94/177/A **COMMODITIES WEIGHT/PRICE VIOL** c94 §177 (Effective 9/30/75)
on **[DATE OF OFFENSE:]**: (1) did attempt to give false or insufficient weight or measure, or inferentially misrepresent the weight or quantity of a commodity sold or delivered by weight or measure, by stating a price without stating the weight or quantity of such commodity, such price being in fact greater than the price advertised for such commodity or mutually understood by both parties to be the price for a given weight or measure; or (2) did demand or accept payment in excess of the regularly quoted selling price of a commodity sold or delivered by weight or measure; or (3) did misrepresent the price of any commodity or service sold, offered, exposed, or advertised for sale by weight, measure, or count; or (4) did represent the price in a manner calculated or tending to mislead or in any way deceive a person; or (5) did take or attempt to take more than the quantity he represents when, as the buyer, he or she furnished the weights, measures or weighing or measuring device by means of which the amount of commodity was determined, such offense not being proscribed by G.L. c.94, §248, in violation of G.L. c.94, §177. (PENALTY: $100.)

94/177/B **COMMODITIES WEIGHT/PRICE VIOL, 2ND OFF.** c94 §177 (Effective 9/30/75)
on **[DATE OF OFFENSE:]**: (1) did attempt to give false or insufficient weight or measure, or inferentially misrepresent the weight or quantity of a commodity sold or delivered by weight or measure, by stating a price without stating the weight or quantity of such commodity, such price being in fact greater than the

price advertised for such commodity or mutually understood by both parties to be the price for a given weight or measure; or (2) did demand or accept payment in excess of the regularly quoted selling price of a commodity sold or delivered by weight or measure; or (3) did misrepresent the price of any commodity or service sold, offered, exposed, or advertised for sale by weight, measure, or count; or (4) did represent the price in a manner calculated or tending to mislead or in any way deceive a person; or (5) did take or attempt to take more than the quantity he represents when, as the buyer, he or she furnished the weights, measures or weighing or measuring device by means of which the amount of commodity was determined, such offense not being proscribed by G.L. c.94, §248, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §177. (PENALTY: $250.)

94/177/C **COMMODITIES WEIGHT/PRICE VIOL, 3RD OFF.** c94 §177 (Effective 9/30/75)
on **[DATE OF OFFENSE:]**: (1) did attempt to give false or insufficient weight or measure, or inferentially misrepresent the weight or quantity of a commodity sold or delivered by weight or measure, by stating a price without stating the weight or quantity of such commodity, such price being in fact greater than the price advertised for such commodity or mutually understood by both parties to be the price for a given weight or measure; or (2) did demand or accept payment in excess of the regularly quoted selling price of a commodity sold or delivered by weight or measure; or (3) did misrepresent the price of any commodity or service sold, offered, exposed, or advertised for sale by weight, measure, or count; or (4) did represent the price in a manner calculated or tending to mislead or in any way deceive a person; or (5) did take or attempt to take more than the quantity he represents when, as the buyer, he or she furnished the weights, measures or weighing or measuring device by means of which the amount of commodity was determined, such offense not being proscribed by G.L. c.94, §248, the defendant having previously been convicted of such an offense two or more times, in violation of G.L. c.94, §177. (PENALTY: $500.)

94/181/A **FOOD PACKAGE UNLABELED** c94 §181 (Effective 12/2/65)
on **[DATE OF OFFENSE:]**: (1) did sell or offer for sale food in package form that did not have plainly and conspicuously marked on the outside of the package in terms of weight, measure or numerical count the net quantity, as defined in G.L. c.94, §181, of the contents; or (2) did sell or offer for sale at retail meat, poultry or edible fish other than soft shell clams and oysters, in package form that did not have plainly and conspicuously marked on the outside of such package the price per pound of the contents and the total sales price, not being excepted by law; or (3) did sell or offer for sale at retail a commodity put up or packaged in advance that did not bear on the outside of the package a plain and conspicuous declaration of the identity and the net quantity, as such terms are defined in §181, of the contents, not being excepted by §182, the defendant having been notified and given an opportunity to be heard before the Director of Standards of the Department of Agricultural Resources pursuant to §184 before this prosecution began, in violation of G.L. c.94, §181. (PENALTY from §183: not less than $10, not more than $50.)

94/181/B **FOOD PACKAGE UNLABELED, SUBSQ. OFF.** c94 §181 (Effective 12/2/65)
on **[DATE OF OFFENSE:]**: (1) did sell or offer for sale food in package form that did not have plainly and conspicuously marked on the outside of the package in terms of weight, measure or numerical count the net quantity, as defined in G.L. c.94, §181, of the contents; or (2) did sell or offer for sale at retail meat, poultry or edible fish other than soft shell clams and oysters, in package form that did not have plainly and conspicuously marked on the outside of such package the price per pound of the contents and the total sales price, not being excepted by law; or (3) did sell or offer for sale at retail a commodity put up or packaged in advance that did not bear on the outside of the package a plain and conspicuous declaration of the identity and the net quantity, as such terms are defined in §181, of the contents, not being excepted by §182, the defendant having been notified and given an opportunity to be heard before the Director of Standards of the Department of Agricultural Resources pursuant to §184 before this prosecution began, and the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §181. (PENALTY from §183: not less than $25, not more than $100.)

94/184A **FOOD/MEDICINE WITH UNLABELED ALCOHOL** c94 §184A
on **[DATE OF OFFENSE:]** did manufacture, sell, or offer for sale a patent medicine or a proprietary or patent food preparation containing alcohol, morphine, codeine, opium, heroin, chloroform, cannabis indica, chloral hydrate or acetanilide, or a derivative or preparation of such a substance, that did not have upon each package, bottle or other receptacle holding such medicine or food preparation a label upon which was printed, in type not smaller than eight point (brevier) capitals, or in such proportionately smaller type as was required by the size of the package, bottle or other receptacle, a correct statement of the quantity or proportion of each of such substances contained therein, not being excepted by law, in violation of G.L. c.94, §184A. (PENALTY: not less than $5, not more than $100.)

94/184D/A **FOOD PRICING VIOLATION** c94 §184D(4) (Effective 11/9/98)
on **[DATE OF OFFENSE:]**, being a food store or food department, as defined in G.L. c.94, §184B: (1) did fail to have a price marked on one or more units that were required to be priced and were not exempted by G.L. c.94, §§ 184B-184E; or (2) did have an incorrect price on one or more units; or (3) did have one or more incorrect or missing signs; or (4) did overcharge on one or more units, contrary to the requirements of G.L. c.94, §§ 184B-184E, and in violation of G.L. c.94, §184D(4). (PENALTY from §184E: $100 fine.)

94/184D/B **FOOD PRICING VIOLATION, 2ND OFF.** c94 §184D(4) (Effective 11/9/98)
on **[DATE OF OFFENSE:]**, being a food store or food department, as defined in G.L. c.94, §184B: (1) did fail to have a price marked on one or more units that were required to be priced and were not exempted by G.L. c.94, §§ 184B-184E; or (2) did have an incorrect price on one or more units; or (3) did have one or more incorrect or missing signs; or (4) did overcharge on one or more units, contrary to the requirements of G.L. c.94, §§ 184B-184E, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §184D(4). (PENALTY from §184E: $250 fine.)

94/184D/C **FOOD PRICING VIOLATION, 3RD OFF.** c94 §184D(4) (Effective 11/9/98)
on **[DATE OF OFFENSE:]**, being a food store or food department, as defined in G.L. c.94, §184B: (1) did fail to have a price marked on one or more units that were required to be priced and were not exempted by G.L. c.94, §§ 184B-184E; or (2) did have an incorrect price on one or more units; or (3) did have one or more incorrect or missing signs; or (4) did overcharge on one or more units, contrary to the requirements of G.L. c.94, §§ 184B-184E, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.94, §184D(4). (PENALTY from §184E: $500 fine.)

94/187D **IMPERSONATION TO AVOID FOOD/DRUG INSPCTN** c94 §187D (Effective 11/25/55)
on **[DATE OF OFFENSE:]** did falsely represent that he or she was a physician, dentist, podiatrist, veterinarian, manufacturer or jobber in drugs, or a licensed wholesale druggist, a pharmacist actively engaged in business as such, or a superintendent or official in immediate charge of an incorporated hospital, college or scientific institution, for the purpose of evading or assisting in the evasion of some provision of G.L. c.94, §186-§195, in violation of G.L. c.94, §187D. (PENALTY: imprisonment not more than 2 years; or not more than $1000; or both.)

94/189A **FOOD/DRUG, REMOVE IMPOUNDED** c94 §189A (Effective 8/31/61)
on **[DATE OF OFFENSE:]** did remove or dispose of an article of food, drug, cosmetic or device which had been detained or embargoed as suspected of being adulterated or misbranded, as provided in G.L. c.94, §189A, without permission for such removal or disposal having been given by the Commissioner of Public Health, his or her agent, or the court in which a petition for a libel of condemnation had been filed, in violation of G.L. c.94, §189A. (PENALTY:

imprisonment not more than 6 months; or not less than $100, not more than $500.)

94/190/A **ADULTERATED/MISBRANDED FOOD/DRUG** c94 §190 (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did manufacture, deliver, or offer to deliver, an article of food or a drug, cosmetic or device which was adulterated or misbranded within the meaning of G.L. c.94, §186 and §187, or an article of food, or a drug or device, which did not comply with the rules, regulations or standards, or a cosmetic which did not comply with the rules and regulations provided for in §186-§195, not being excepted by §193, in violation of G.L. c.94, §190. (PENALTY: not more than $200.)

94/190/B **ADULTERATED/MISBRANDED FOOD/DRUG, 2ND OFF.** c94 §190 (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did manufacture, deliver, or offer to deliver, an article of food or a drug, cosmetic or device which was adulterated or misbranded within the meaning of G.L. c.94, §186 and §187, or an article of food, or a drug or device, which did not comply with the rules, regulations or standards, or a cosmetic which did not comply with the rules and regulations provided for in §186-§195, not being excepted by §193, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §190. (PENALTY: not less than $200, not more than $1000.)

94/190/C **ADULTERATED/MISBRANDED FOOD/DRUG, 3RD OFF.** c94 §190 (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did manufacture, deliver, or offer to deliver, an article of food or a drug, cosmetic or device which was adulterated or misbranded within the meaning of G.L. c.94, §186 and §187, or an article of food, or a drug or device, which did not comply with the rules, regulations or standards, or a cosmetic which did not comply with the rules and regulations provided for in §186-§195, not being excepted by §193, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.94, §190. (PENALTY: imprisonment not more than 6 months; or not less than $1000; or both.)

94/194B **HALIBUT, SELL FALSE** c94 §194B (Effective 1/1/69)
on **[DATE OF OFFENSE:]** did label or offer for sale a food fish product designated as “halibut”, with or without additional descriptive words, which was not of the species Hippoglossus or Hippoglossus Stenolepois, in violation of G.L. c.94, §194B. (PENALTY: imprisonment not more than 6 months; or not more than $500.)

94/222 **GRAIN, SELL SHORT WEIGHT OF** c94 §222
on **[DATE OF OFFENSE:]** did sell by the cental or hundredweight, and deliver, to **[NAME OF PURCHASER:]** a quantity of **[NUMBER OF SHORT HUNDREDWEIGHT LOTS:]** lots of wheat, corn, rye, oats, barley, buckwheat, cracked corn, ground corn or corn meal, ground rye or rye meal, or fee, or some other meal, each of which lots purported to be a cental or hundredweight but in fact contained less than one hundred pounds, such lots not having been weighed by the municipal weigher of grain or his or her deputy, in violation of G.L. c.94, §222. (PENALTY: forfeiture of $10 for each short lot, payable to purchaser.)

94/224 **GRAIN WEIGHER, FRAUD BY** c94 §224
on **[DATE OF OFFENSE:]**, being a weigher or deputy weigher of grain appointed pursuant to G.L. c.94, §219: (1) did use or possess with intent to use for the purposes provided in §219-§222 a false weight, scale, balance or other instrument for weighing; or (2) did collude with the purchaser or seller with intent to defraud the other party; or (3) did make and utter a false and fraudulent certificate under §219-§222, in violation of G.L. c.94, §224. (PENALTY: imprisonment not more than 6 months; or not more than $500; and may be removed from office by the selectmen.)

94/236 **HAY WEIGHER, FALSE** c94 §236
on **[DATE OF OFFENSE:]** did set up hay scales in a city or town for the purpose of weighing hay or other articles offered to be weighed, not having been so appointed by the mayor or selectmen thereof, in violation of G.L. c.94, §236. (PENALTY: forfeiture of $20 per month to the municipality while such scales are maintained.)

94/237 **TIMOTHY/HERDSGRASS SEED WEIGHT VIOLATION** c94 §237
on **[DATE OF OFFENSE:]** did make a contract for the sale and delivery of timothy or herdsgrass seed other than by avoirdupois weight, not being excepted by G.L. c.99, in violation of G.L. c.94, §237. (PENALTY: not more than $20.)

94/239A **COAL SIZING REGULATION VIOLATION** c94 §239A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule of regulation establishing standard sizes for anthracite coal offered for sale within the Commonwealth, adopted pursuant to G.L. c.94, §239A. (PENALTY from §248: not more than $50.)

94/240 **COAL WEIGHT VIOLATION** c94 §240 & §248
on **[DATE OF OFFENSE:]**: (1) did sell coal other than by weight; or (2) did sell coal, other than by cargo, by a standard that did not consist of two thousand pounds avoirdupois to the ton; or (2) did sell coke or charcoal other than by weight or measure, in violation of G.L. c.94, §240 and §248. (PENALTY from §248: not more than $50.)

94/241 **COAL PACKAGING VIOLATION, SMALL SCALE** c94 §241 & §248 (Effective 7/15/81)
on **[DATE OF OFFENSE:]**: (1) did sell coal, coke or charcoal in quantities of one hundred pounds or less that was not in bags, sacks or baskets plainly marked with the name and business address of the person who put up the same, and with the weight of the coal, coke or charcoal therein in letters and numerals, respectively, of bold uncondensed type at least one inch in height, and, in the case of coal that was packaged in advance of sale at retail, with a statement of the net weight of the coal contained therein, a classification of such coal whether anthracite, semi-anthracite, bituminous containing less than 23 % volatile matter or bituminous containing more than 23% volatile matter, and the size of the coal contained therein, in violation of G.L. c.94, §241 and §248. (PENALTY from §248: not more than $50.)

94/242 **COKE/CHARCOAL/KINDLING MEASURE VIOLATION** c94 §242
on **[DATE OF OFFENSE:]** did use a basket or similar receptacle in selling coke, charcoal or unpacked kindling wood by measure that was not of one bushel or multiple thereof, Massachusetts standard dry measure, or did not have its capacity plainly marked thereon, or was not sealed by a sealer of weights and measures of the town or district where the vendor resided or conducted his or her business, or was filled less than level full when well shaken, in violation of G.L. c.94, §242. (PENALTY from §248: not more than $50.)

94/243 **COKE/CHARCOAL/KINDLING PAPER BAG VIOL** c94 §243
on **[DATE OF OFFENSE:]** did sell or offer for sale one or more paper bags or sacks to be used in the sale of coke, charcoal or kindling wood by measure that: (1) was or were less than 25 inches in height; or (2) was or were less than 13½ inches in width; or (3) was or were less than 4 3/4 inches wide on the

bottom; or (4) was or were filled to a point more than 6 inches from the upper end; or (5) was or were not sold as containing one half bushel, Massachusetts standard dry measure; or (6) did not contain one half bushel, Massachusetts standard dry measure; or (7) was or were not plainly marked with the name and business address of the person putting up the same, and the words "one half bushel" in bold, uncondensed, capital letters at least one inch in height, in violation of G.L. c.94, §243. (PENALTY: not more than $100.)

94/244A/A **COAL, SELL UNWEIGHED** c94 §244A
on **[DATE OF OFFENSE:]**: (1) did sell coke, charcoal or coal by weight in quantities of one hundred pounds or more, without having caused such goods to be weighed without cost to the purchaser by a sworn weigher of the municipality, or without having caused to be signed by the weigher a certificate stating the name and place of business of the seller, and either the identifying number or the name of the person taking charge of such goods after the weighing, the tare weight, and the quantity of such goods, or without having given such certificate to the owner of such goods or his or her agent when they were unloaded; or (2) did fail to permit the director of standards, or any inspector of standards in any town, or any sealer of weights and measures of any town, on request and without charge, to examine such certificate and to make a copy thereof, in violation of G.L. c.94, §244A. (PENALTY from §248: not more than $50.)

94/244A/B **ROAD CONSTRUCTION MATERIAL, UNWEIGHED** c94 §244A
on **[DATE OF OFFENSE:]**: (1) did sell material for road construction by weight without having caused such material to be weighed without cost to the purchaser by a sworn weigher of the municipality, or without having caused to be signed by the weigher a certificate stating the name and place of business of the seller, and either the identifying number or the name of the person taking charge of such material after the weighing, the tare weight, and the quantity of such material, or without having given such certificate to the owner of such material or his or her agent when they were unloaded; or (2) did fail to permit the director of standards, or any inspector of standards in any town, or any sealer of weights and measures of any town, on request and without charge, to examine such certificate and to make a copy thereof, in violation of G.L. c.94, §244A. (PENALTY from §248: not more than $50.)

94/245/A **COAL, REFUSE WEIGHING OF** c94 §245
on **[DATE OF OFFENSE:]**, being the person in charge of a quantity of coke, charcoal or coal in the course of delivery, did fail to obey the direction of the director of standards or an inspector of standards, or of a sealer of weights and measures within his or her town, to convey such goods without delay or charge to designated scales to determine its weight together with the tare weight, or a direction to return to such scales immediately after unloading such goods to determine the tare weight, in violation of G.L. c.94, §245. (PENALTY from §248: not more than $50.)

94/245/B **ROAD CONSTRUCTION MATERIAL, REFUSE WEIGH** c94 §245
on **[DATE OF OFFENSE:]**, being the person in charge of a quantity of material for road construction in the course of delivery, did fail to obey the direction of the director of standards or an inspector of standards, or of a sealer of weights and measures within his or her town, to convey such material without delay or charge to designated scales to determine its weight together with the tare weight, or a direction to return to such scales immediately after unloading such material to determine the tare weight, in violation of G.L. c.94, §245. (PENALTY from §248: not more than $50.)

94/247 **KINDLING WOOD, SELL UNDERSIZED BUNDLES OF** c94 §247
on **[DATE OF OFFENSE:]** did sell: (1) one or more bundles of edgings or kindling wood that was or were not closely packed; or (2) one or more bundles of edgings or kindling wood that was or were less than 27 inches in circumference; or (3) kindling wood unpacked from bulk sold other than by measure; or (4) kindling wood unpacked from bulk that exceeded six inches in length sold in bags or sacks, in violation of G.L. c.94, §247. (PENALTY from §248: not more than $50.)

94/248/A **COAL, ETC., REFUSE/GIVE FALSE INFORMATION** c94 §248 (Effective 5/29/52)
on **[DATE OF OFFENSE:]**: (1) did fail to comply with a request for information or direction made under authority of G.L. c.94, §240, §241, or §244-§246; or (2) did give a false answer to such a request, in violation of G.L. c.94, §248. (PENALTY: not more than $50.)

94/248/B **COAL, FRAUDULENT SALE OF** c94 §248 (Effective 5/29/52)
on **[DATE OF OFFENSE:]**: (1) did commit fraud or deceit as to the weighing, selling or delivering of coke, charcoal or coal; or (2) did sell or deliver or attempts to sell or deliver coal or coke which was short in weight, or coal which contains an unreasonable amount of shale, slate, rock or other foreign substance or which produces an excessive amount of noncombustible residue, including ash, in violation of G.L. c.94, §248. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94/248/C **FUEL OIL, FRAUDULENT SALE OF** c94 §248 (Effective 5/29/52)
on **[DATE OF OFFENSE:]** did commit fraud or deceit as to the measuring, selling or delivering of fuel oil or range oil, in violation of G.L. c.94, §248. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94/249 **COAL MEASURE, POSSESS NONCONFORMING** c94 §249
on **[DATE OF OFFENSE:]**, being a vendor of coal, coke, charcoal or kindling wood, did have in his or her possession a basket, bag, sack or other measure which did not conform in every particular to the requirements respecting such measure, with intent to use or permit it to be used in measuring coal, coke, charcoal or kindling wood sold or offered for sale, in violation of G.L. c.94, §249. (PENALTY: not more than $20; and basket, bag, sack or measure shall be forfeited and destroyed.)

94/249B **COAL INSPECTION, OBSTRUCT** c94 §249B
on **[DATE OF OFFENSE:]** did hinder, obstruct or interfere with the Department of Public Health, local boards of health, the Director of Standards, local sealers of weights and measures, or their authorized agents, in the performance of their duties under G.L. c.94, §249A, in violation of G.L. c.94, §249B. (PENALTY: imprisonment not less than 1 month, not more than 1 year; or not less than $100, not more than $1000; or both.)

94/249C **COAL, SELL CONDEMNED** c94 §249C
on **[DATE OF OFFENSE:]** did sell, expose or offer for sale, or have in his or her custody or possession with intent to sell, coal condemned under the provisions of G.L. c.94, §249A, in violation of G.L. c.94, §249C. (PENALTY: imprisonment not less than 1 month, not more than 1 year; or not less than $100, not more than $1000; or both.)

94/249D **COAL, SELL UNFIT** c94 §249D
on **[DATE OF OFFENSE:]** did sell, expose or offer for sale, or have in his or her custody or possession with intent to sell, coal unfit for ordinary use, in violation of G.L. c.94, §249D. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94/249E **COAL, ADULTERATED** c94 §249E
on **[DATE OF OFFENSE:]**: (1) in placing or packing coal in a basket, bag, sack or other receptacle, did place or cause to be placed therein some foreign substance; or (2) did sell, or expose or offer for sale, or have in his or her custody or possession with intent to sell, coal placed or packed in a basket, bag, or sack or other receptacle containing an unreasonable amount of any foreign substance or producing an excessive amount of non-combustible residue, including ash, in violation of G.L. c.94, §249E. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94/249H **FUEL OIL REGULATION VIOLATION** c94 §249H
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation establishing standards for the various grades of heating oils, requiring manufacturers or distributors to furnish samples of the same, and providing for the entry and inspection of the premises of such manufacturers or distributors, and the inspection of heating oils stored thereon, 202 Code Mass. Regs. §2.11, adopted by the Director of Standards pursuant to G.L. c.94, §249H. (PENALTY: imprisonment not more than 6 months; or not more than $500; or both.)

94/266 **LIME CASKS, IMPROPER** c94 §266
on **[DATE OF OFFENSE:]** did sell, expose for sale, ship or receive on board a vessel in casks, lime manufactured in this Commonwealth that was not contained in good and sufficient new casks containing either 180 or 280 pounds each, made of well seasoned heads and staves, with 10 good and sufficient hoops on each cask, well driven and sufficiently secured with nails or pins, and marked or branded with the word “inspected,” the name of the inspector and the name of the town where it was manufactured, in violation of G.L. c.94, §266. (PENALTY: $1.50 for each improper cask; §268: cask to be forfeited.)

94/267 **LIME CASKS, SHIFT CONTENTS OF INSPECTED** c94 §267
on **[DATE OF OFFENSE:]**, after a cask containing lime had been branded with the word “inspected,” the name of the inspector and the name of the town where it was manufactured pursuant to G.L. c.94, §263, did shift the contents of such cask and put therein other lime with intent to sell the same, in violation of G.L. c.94, §267. (PENALTY: $1.50 for each cask so shifted; §268: cask to be forfeited.)

94/271 **UPHOLSTERY/BEDDING, UNLICENSED** c94 §271 (Effective 11/16/66)
on **[DATE OF OFFENSE:]**: (1) did manufacture, or advertise, solicit or contract to manufacture, or sell at wholesale, upholstered furniture, bedding or stuffed toys, as such terms are defined in G.L. c.94, §270, without having in effect the license required by G.L. c.94, §271; or (2) did manufacture, process or sell at wholesale felt or batting or pads or loose material in bags, bales or containers intended for use as filling material, as defined in G.L. c.94, §270, in such bedding, upholstered furniture or stuffed toys, without such a license; or (3) did sell either at wholesale or retail merchandise subject to G.L. c.94, §271-§277, without such a license; or (4) did manufacture, sell, offer or expose for sale, or have in his or her possession with intent to sell, repair, remake, or renovate, an article of bedding or filling material, without such a license; or (5) being a dealer or distributor, did sell, or purchase for purposes of sale, an article of bedding or upholstered furniture or a stuffed toy from a manufacturer or wholesale dealer who did not have in effect such a license, in violation of G.L. c.94, §271. (PENALTY from §277: imprisonment not more than 6 months; or not less than $25, not more than $500; or both.)

94/272 **UPHOLSTERY/BEDDING CONTENTS, UNLABELLED** c94 §272 (Effective 9/1/65)
on **[DATE OF OFFENSE:]**: (1) did manufacture, sell, make, repair, renovate, offer or expose for sale, or possess with intent to sell, a stuffed toy or article of new or secondhand upholstered furniture or bedding, as such terms are defined in G.L. c.94, §270, which can be used by human beings, made of material which was hidden or concealed by fabric or other covering, which article was not plainly labeled as required by G.L. c.94, §272 and by the Department of Public Health; or (2) did sell or possess with intent to sell filling material, as so defined, or other component parts to be used or which can be used in upholstered furniture, bedding or stuffed toys, which material was not plainly labeled with a tag or other marking as required by §272 and by such Department; or (3) did sell in this Commonwealth an article of upholstered furniture or bedding, or a stuffed toy, filling material or other component part to be used or which can be used in upholstered furniture, bedding or stuffed toys manufactured out of the Commonwealth, that was not labeled in accordance with §272 and fully complied with all requirements of the law; or (4) being a person who repairs or renovates bedding, did fail upon receiving one or more articles for such repair or renovation, to affix the identification tag, or later to attach the “Owner's Material” label required by §272; or (5) did use in the description on one or more labels a false or misleading term or designation, or a term or designation likely to mislead; or (6) not being the purchaser acting for his or her own use, or an inspector in the performance of duties under this law, did attempt to remove, or did remove, deface, alter, or cause to be removed, the label or a mark or statement placed upon upholstered furniture or bedding under the provisions of §272; or (7) did manufacture for purposes of sale, sell, offer or expose for sale, or possess with intent to sell, an article of bedding, consisting in part of metal which had previously been used, or an upholstered spring bed, box spring, studio couch, davenport, day bed, bed spring, metal bed, metal folding bed, metal couch, metal cradle, metal bassinet or similar article designed for the use of persons when sleeping or reclining, consisting in whole or in part of metal which had previously been used, which was not plainly and permanently marked “Secondhand metal used in this article” on such article and on any receptacle in which such article was enclosed, in violation of G.L. c.94, §272. (PENALTY from §277: imprisonment not more than 6 months; or not less than $25, not more than $500; or both.)

94/273 **UPHOLSTERY/BEDDING STERILIZATION VIOL** c94 §273 (Effective 7/11/61)
on **[DATE OF OFFENSE]:** (1) did engage in the business of sterilizing articles or filling materials referred to in G.L. c.94, §270-§276 without having in effect a license to do so from the Department of Public Health; or (2) being a sterilizer located outside the Commonwealth did ship his or her product into this Commonwealth without having in effect such a license; or (3) being a manufacturer, dealer or distributor, did receive or purchase second-hand filling material, as defined in §270, feathers, down or hair for use in the manufacture, renovation or repair of an article of bedding or upholstered furniture, as so defined, from a sterilizer who was not so licensed; or (4) did use to make an article of bedding or upholstered furniture for sale material that came from an animal or fowl, or that contained bugs, vermin, insects or filth, or that was unsanitary, or that contained burlap or other material which had been used for balings, or that was secondhand filling material, without having thoroughly sterilized such material by a process approved by such Department; or (5) did repair or renovate an article of upholstered furniture or bedding from a hospital, jail or other institution or which had been used by a person suffering from an infectious or contagious disease, without having first sterilized it; or (6) did fail to keep new or sterilized articles of upholstered furniture, bedding or materials at all times separate from any secondhand articles or materials that were unsterilized; or (7) did accept, sell or deliver secondhand upholstered furniture or bedding, or secondhand filling materials or other component parts to be used or which can be used in upholstered furniture or bedding, received from outside this Commonwealth, without having complied with the sterilization provisions of §270-§276; or (8) did fail to so sterilize a secondhand mattress before offering it for resale; or (9) being engaged in the business of renting articles of bedding, did fail to cause such articles of bedding to be sterilized before being returned to use, in violation of G.L. c.94, §273. (PENALTY from §277: imprisonment not more than 6 months; or not less than $25, not more than $500; or both.)

94/274 **UPHOLSTERY/BEDDING REGULATION VIOL** c94 §274 (Effective 12/18/59)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health, 105 Code Mass. Regs. §620.001 et seq., adopted pursuant to G.L. c.94, §274. (PENALTY from §277: as provided by rule or regulation, but not more than $100.)

94/276 **UPHOLSTERY/BEDDING INSPECTOR, OBSTRUCT** c94 §276 (Effective 9/1/65)

on **[DATE OF OFFENSE:]**: (1) did interfere with, obstruct or otherwise hinder an inspector of the Department of Public Health in the performance of his or her duties; or (2) did remove, or cause to be removed, a tag or device placed by such an inspector upon an article of upholstered furniture, bedding, stuffed toy, or any material; or (3) did sell, or did alter, interfere with or remove the contents of, an article or material placed off-sale or declared to be unfit by such an inspector, or did remove or permitted to be removed such articles or the contents thereof from the premises before such articles or materials had been released by such inspector, in violation of G.L. c.94, §276. (PENALTY from §277: imprisonment not more than 6 months; or not less than $25, not more than $500; or both.)

94/277A **FURS, MISMARKED/MISLABELED** c94 §277A
on **[DATE OF OFFENSE:]** did sell at retail within the Commonwealth a natural, dyed or imitation fur, or an article made wholly or partly therefrom, which was not plainly marked or labelled with an accurate statement containing no misrepresentation, and plainly and permanently marked or branded on the inside of the skin, or plainly set forth in a permanent label firmly sewed to the material or article or to the permanent lining of the article, disclosing: (1) the material which it contained, and (2) the name and address of the seller, and (3) if such statement referred to the fur or other material by a trade name, the true name or names of the animal or animals from which such fur was taken or of such other material, and (4) in the case of fur, that the fur sold or contained in the article sold was dyed, or that the fur or article was made of pieces of fur other than whole skins, if such was the fact, in violation of G.L. c.94, §277A. (PENALTY: not more than $200.)

94/277B/A **IMPORTED ITEM, FAIL LABEL** c94 §277B (Effective 7/7/64)
on **[DATE OF OFFENSE:]**: (1) did sell, or offer or expose for sale, machinery, hardware, ladders, shoes or other footwear, fabrics, suits or other wearing apparel, sporting goods or equipment, radios or parts thereof, or scallops, which had been imported from a foreign country, without notifying each person purchasing or intending to purchase the same that it had been imported, by displaying in a conspicuous place, in letters at least as large as the figures indicating the price of the goods to be sold, a sign marked “Imported Goods” and, if such goods had an individual price marking, also to mark them in like manner with the words “Imported Goods” or the country of origin indicated; or (2) did advertise such goods for sale without such advertisement containing the words “Imported Goods”; or (3) did sell, or advertise, offer or expose for sale passenger tickets for ocean cruises when such tickets, or such advertisement, did not contain a statement indicating the flag of registry of the vessel, in violation of G.L. c.94, §277B. (PENALTY: not less than $50, not more than $100.)

94/277B/B **IMPORTED ITEM, FAIL LABEL, SUBSQ.OFFENSE** c94 §277B (Effective 10/27/88)
on **[DATE OF OFFENSE:]**: (1) did sell, or offer or expose for sale, machinery, hardware, ladders, shoes or other footwear, fabrics, suits or other wearing apparel, sporting goods or equipment, radios or parts thereof, or scallops, which had been imported from a foreign country, without notifying each person purchasing or intending to purchase the same that it had been imported, by displaying in a conspicuous place, in letters at least as large as the figures indicating the price of the goods to be sold, a sign marked “Imported Goods” and, if such goods had an individual price marking, also to mark them in like manner with the words “Imported Goods” or the country of origin indicated; or (2) did advertise such goods for sale without such advertisement containing the words “Imported Goods”; or (3) did sell, or advertise, offer or expose for sale passenger tickets for ocean cruises when such tickets, or such advertisement, did not contain a statement indicating the flag of registry of the vessel, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §277B. (PENALTY: imprisonment for 1 month; or not less than $50, not more than $500; or both.)

94/277C **PAINTINGS, SELL UNLABELED NOT-ORIGINAL** c94 §277C (Effective 10/27/88)
on **[DATE OF OFFENSE:]**: (1) did sell, or offer or expose for sale, or possess with intent to sell, **[NUMBER OF UNLABELED PAINTINGS:]** paintings which were not original paintings, that is, they were not independently created and executed and signed by the individual artist, without each being plainly labelled “not an original” on a label securely attached to such painting and fixed in such a position that it could be conveniently examined; or (2) did advertise for sale such goods in an advertisement that did not contain the words “not an original”, in violation of G.L. c.94, §277C. (PENALTY: not more than $100 for each such painting.)

94/281 **NAILS BRAND, COUNTERFEITING** c94 §281
on **[DATE OF OFFENSE:]**: (1) did counterfeit a brand used or intended to be used for the purpose of marking a cask of nails or brads; or (2) did destroy or alter a mark or impression made by another's brand on a cask of wrought, cut or wire nails or brads, and cause a different impression by such counterfeit brand to be marked or impressed thereon; or (3) did shift such nails or brads from one branded cask to another and thereby avails himself or herself of another's brand, in violation of G.L. c.94, §281. (PENALTY: forfeiture of $20. §282: to be divided equally between the Commonwealth and the informer.)

94/283 **COIN MACHINE, UNRESPONSIVE** c94 §283
on **[DATE OF OFFENSE:]** did install or maintain a slot machine or other automatic device, other than a gas meter, electric meter or telephone, which, upon the deposit therein of any coin or other article of value, furnishes music, or other entertainment, exhibits pictures, provides facilities for weighing, supplies any merchandise or other thing, or renders any service, or is represented to do or perform any of the above mentioned things, such machine or device not being of a type approved by the Director of Standards, and which failed properly to respond to the insertion or deposit therein of a coin or other article of value, in violation of G.L. c.94, §283. (PENALTY from §284: not more than $25.)

94/285 **THREAD, UNLABELLED** c94 §285 (Effective 5/23/50)
on **[DATE OF OFFENSE:]**, being a manufacturer, merchant, jobber or trader, did keep for the purpose of sale, offer or expose for sale, or sell sewing, basting, mending, darning, crochet, tatting, hand-knitting or embroidery thread, put up or packaged in advance of sale in or on any form of unit for sale, which was not definitely, plainly and conspicuously marked: (1) on each unit, in the case of a unit of such thread the net weight of which was less than 2 ounces avoirdupois, its net measure in terms of yards as unwound from the ball or from the spool or other holder; or (2) on each unit, in the case of other units of such thread, its net measure in terms of yards or its net weight in terms of avoirdupois pounds or ounces; or (3) on a package of ready-wound bobbins which are not sold separately, the number of bobbins contained in a package containing such bobbins and the net weight or measure of the thread on each bobbin; or (4) on a package, sold only for household use, containing two or more similar individual units which are not sold separately and which are not separately marked, the number of individual units in the package and the net weight or measure of the thread in each individual unit, in violation of G.L. c.94, §285. (PENALTY from §288: not more than $50.)

94/287 **THREAD, SELL SHORT-WEIGHT** c94 §287 (Effective 5/23/50)
on **[DATE OF OFFENSE:]**, being a manufacturer, merchant, jobber or trader, did keep for the purpose of sale, offer or expose for sale, or sell sewing, basting, mending, darning, crochet, tatting, hand-knitting or embroidery thread, out of which an average of not less than ten units of thread, selected at random, weighed or measured more than three percent less than the net weight or number of yards marked on such units or on the package containing such units, in violation of G.L. c.94, §287. (PENALTY from §288: not more than $50.)

94/289/A **TURPENTINE, UNMARKED ADULTERATED** c94 §289

on **[DATE OF OFFENSE:]**: (1) did manufacture, mix for sale, dispose of, offer or expose for sale, possess with intent to sell or dispose of, or sell under the name of turpentine, or spirits of turpentine, or under a name or phrase of which the word turpentine formed a part, or under a name or device illustrating or suggesting turpentine or spirits of turpentine, an article which was not wholly distilled from rosin, turpentine gum, or scrapings from pine trees, unmixed and unadulterated with any other substance, in a package that was not stencilled or marked, with letters not less than two inches in height and one inch in width, or, in the case if packages of one gallon capacity or less, in letters one-fourth of such size, "Adulterated Spirits of Turpentine"; or (2) did sell or deliver such adulterated spirits of turpentine without informing the purchaser at the time of sale that the article was not pure spirits of turpentine, in violation of G.L. c.94, §289. (PENALTY: $100.)

94/289/B **TURPENTINE, UNMARKED ADULTERATED, 2ND OFF.** c94 §289
on **[DATE OF OFFENSE:]**: (1) did manufacture, mix for sale, dispose of, offer or expose for sale, possess with intent to sell or dispose of, or sell under the name of turpentine, or spirits of turpentine, or under a name or phrase of which the word turpentine formed a part, or under a name or device illustrating or suggesting turpentine or spirits of turpentine, an article which was not wholly distilled from rosin, turpentine gum, or scrapings from pine trees, unmixed and unadulterated with any other substance, in a package that was not stencilled or marked, with letters not less than two inches in height and one inch in width, or, in the case if packages of one gallon capacity or less, in letters one-fourth of such size, "Adulterated Spirits of Turpentine"; or (2) did sell or deliver such adulterated spirits of turpentine without informing the purchaser at the time of sale that the article was not pure spirits of turpentine, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §289. (PENALTY: $200.)

94/289/C **TURPENTINE, UNMARKED ADULTERATED, 3RD OFF.** c94 §289
on **[DATE OF OFFENSE:]**: (1) did manufacture, mix for sale, dispose of, offer or expose for sale, possess with intent to sell or dispose of, or sell under the name of turpentine, or spirits of turpentine, or under a name or phrase of which the word turpentine formed a part, or under a name or device illustrating or suggesting turpentine or spirits of turpentine, an article which was not wholly distilled from rosin, turpentine gum, or scrapings from pine trees, unmixed and unadulterated with any other substance, in a package that was not stencilled or marked, with letters not less than two inches in height and one inch in width, or, in the case if packages of one gallon capacity or less, in letters one-fourth of such size, "Adulterated Spirits of Turpentine"; or (2) did sell or deliver such adulterated spirits of turpentine without informing the purchaser at the time of sale that the article was not pure spirits of turpentine, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.94, §289. (PENALTY: imprisonment not more than 1 month; or $500; or both.)

94/291 **PAINT, MISLABELLED** c94 §291
on **[DATE OF OFFENSE:]** did sell, offer or expose for sale, or dispose of, or possess with intent to sell or dispose of, paint or linseed oil which was labelled or marked in such manner as to deceive, or to tend to deceive, any person as to its nature or composition, in violation of G.L. c.94, §291. (PENALTY from §295: imprisonment not more than 2 months; or not less than $25, not more than $100.)

94/294/A **PAINT INSPECTOR, OBSTRUCT** c94 §294
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with an inspector, analyst or other officer appointed or acting under G.L. c.94, §293 while in the performance of his or her official duty, in violation of G.L. c.94, §294. (PENALTY: not more than $50.)

94/294/B **PAINT INSPECTOR, OBSTRUCT, SUBSQ.OFFENSE** c94 §294
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with an inspector, analyst or other officer appointed or acting under G.L. c.94, §293 while in the performance of his or her official duty, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §294. (PENALTY: not more than $100.)

94/295B **GAS STATION, UNLICENSED** c94 §295B
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A: (1) did engage in the business of selling motor fuel or automotive lubricating oil, as such terms are defined in §295A, at retail without first procuring from the Division of Standards in the Office of Consumer Affairs and Business Regulation a license for each station, store, garage or other establishment at which such business was to be conducted; or (2) being such a licensee, did fail conspicuously to display his or her license at the station, store, garage or other establishment to which it pertained, in violation of G.L. c.94, §295B. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295C **GAS STATION FAIL POST PRICE PER GALLON** c94 §295C (Effective 6/28/78-11/3/02)
on **[DATE OF OFFENSE:]**, being a retail dealer in motor fuel, as such terms are defined in G.L. c.94, §295A, did fail to display publicly and maintain on each pump or other dispensing device from which motor fuel was sold by him or her, at least one sign and not more than two signs stating the price per gallon of the motor fuel sold from such pump or device, conforming to the requirements of G.L. c.94, §295C, and no other signs, advertising materials or other displays, in violation of G.L. c.94, §295C. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295C **GAS STATION FAIL POST PRICE PER GALLON** c94 §295C (Effective 11/4/02)
on **[DATE OF OFFENSE:]**, being a retail dealer in motor fuel, as such terms are defined in G.L. c.94, §295A: (1) did fail to publicly display and maintain on each pump or other dispensing device from which motor fuel was sold by him or her, at least one sign not less than 8 inches by 10 inches in size, clearly visible, stating the price per gallon of each grade of motor fuel sold from the pump or device, that conformed to the requirements of G.L. c. 94, § 295C; or (2) did permit a sign, advertising material or other display or product that was placed upon, above or around such pump or dispenser to obscure such posted price sign; in violation of G.L. c.94, §295C. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295D **GAS STATION ADVERTISING, IMPROPER** c94 §295D
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A, did advertise motor fuel, as defined in §295A, in an advertisement which referred to or related to the price of motor fuel, without stating the per gallon price thereof, inclusive of all taxes, and with a statement that such per gallon price includes such taxes or a statement of the amount of such taxes which are included in the stated per gallon price, in violation of G.L. c.94, §295D. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295E/A **GAS STATION PRICE VIOLATION** c94 §295E (Effective 7/2/71)
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A: (1) did post a price on a pump or other dispensing device from which motor fuel, as defined in §295A, is sold, as required by §295C, which did not remain posted thereon and continue in effect thereat for a period of at least 24

consecutive hours; or (2) did sell motor fuel at a price other than the price so posted at the time of the sale; or (3) did give a premium, rebate, allowance, concession, prize or other benefit so as to permit a purchaser to obtain motor fuel at a net price lower than the posted price applicable at the time of the sale; or (4) did fix or set a single price or charge for the sale of a quantity of motor fuel, together with some other commodity or service, that was less than the aggregate of the charge, in accordance with the posted price, for the motor fuel involved in the transaction, plus the charge for such other commodity or service when the same is sold or rendered separately, rather than in combination with the sale of motor fuel, in violation of G.L. c.94, §295E. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295E/B **GAS STATION PUMPING VIOLATION** c94 §295E (Effective 7/2/71)
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A: (1) did sell and deliver motor fuel, as defined in §295A, to a customer from a dispensing device, without having returned the quantity indicator on the meter face to zero before each delivery by either automatic or manual means; or (2) did set the price indicator on the meter face of the dispensing device at a price per gallon higher than that posted on the dispensing device, in violation of G.L. c.94, §295E. (PENALTY: $50.)

94/295E/C **GAS STATION PUMPING VIOLATION, SUBSQ.OFF** c94 §295E (Effective 7/2/71)
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A: (1) did sell and deliver motor fuel, as defined in §295A, to a customer from a dispensing device, without having returned the quantity indicator on the meter face to zero before each delivery by either automatic or manual means; or (2) did set the price indicator on the meter face of the dispensing device at a price per gallon higher than that posted on the dispensing device, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §295E. (PENALTY: $100.)

94/295F/A **GAS STATION BRAND NAME VIOLATION** c94 §295F (Effective 1/1/61)
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A, did maintain or operate above-ground equipment for storing or dispensing motor fuel or automotive lubricating oil, as such terms are defined in §295A, that did not bear in a conspicuous place the brand name or trade-mark of the product stored therein or sold or dispensed therefrom, in violation of G.L. c.94, §295F. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295F/B **GAS STATION OIL LABELING VIOLATION** c94 §295F (Effective 1/1/61)
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A, did maintain or operate: (1) equipment or containers used for the storage or dispensing of automotive lubricating oils, as defined in §295A, made in whole or in part from previously used lubricating oils, that did not have displayed thereon the words “made from previously used lubricating oils” in at least 14 point type on 2 gallon or smaller cans and at least 1 inch high on all larger containers; or (2) automotive lubricating oil containers that did not bear, in a conspicuous place on the container, a number indicating the viscosity classification of the contents, according to the classification established by the Division of Standards in the Executive Office of Consumer Affairs, in violation of G.L. c.94, §295F. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295G **GASOLINE/OIL, ADULTERATE/SUBSTITUTE** c94 §295G (Effective 9/22/81)
on **[DATE OF OFFENSE:]**: (1) did sell or offer to sell as gasoline motor fuel or some other substance which has an end point higher than 437 degrees Fahrenheit, when tested according to standard methods prescribed pursuant to G.L. c.94, §295*I*; or (2) did adulterate or permit the adulteration of motor fuel or automotive lubricating oil offered for sale or sold under a brand name or trade-mark or distinguishing mark of the manufacturer or distributor of said products, or substitute or permit the substitution of some other motor fuel or automotive lubricating oil therefor; or (3) did sell or dispense, or offer to sell or dispense, from a pump, tank or other dispensing device or container motor fuel or automotive lubricating oil other than that indicated by the name, trade name, trade-mark, symbol, sign or other distinguishing mark of the manufacturer or distributor of such product, if any, appearing on said pump, tank or other dispensing device or container; or (4) did sell or offer to sell automotive lubricating oil for automotive purposes which did not conform with the viscosity classification marked on the container; or (5) did sell or offer to sell as diesel motor fuel, motor fuel or some other substance which did not conform to standard specifications for diesel motor fuel when tested according to standard methods of testing prescribed pursuant to G.L. c.94, §295I, in violation of G.L. c.94, §295G. (PENALTY from §295K: imprisonment not more than 1 year; or not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295J **GAS STATION FAIL KEEP RECORDS** c94 §295J
on **[DATE OF OFFENSE:]**, being a retail dealer, as defined in G.L. c.94, §295A: (1) did fail to keep such records as had been prescribed by orders, rules or regulations adopted by the Division of Standards in the Office of Consumer Affairs and Business Regulation under G.L. c.94, §295I, and to keep all such records safely preserved for a period of one year; or (2) did fail to make such records available for inspection upon oral or written demand by such Division or any of its duly authorized agents or representatives, in violation of G.L. c.94, §295J. (PENALTY from §295K: not less than $50, not more than $500; on second conviction, DOS may suspend license for up to 3 months; on third conviction, DOS may suspend license for up to 1 year.)

94/295P **GAS STATION SELL GAS BELOW COST** c94 §295P (Effective 9/18/50)
on **[DATE OF OFFENSE:]**, being a retail dealer, with intent to injure competitors or destroy substantially or lessen competition, did advertise, offer to sell, or sell at retail motor fuel at less than the cost to such retail dealer, not being excepted by G.L. c.94, §295R, in violation of G.L. c.94, §295P. (PENALTY from §295S: not more than $1000.)

94/298/A **FIREWOOD SALES VIOLATION** c94 §298 (Effective 4/28/59)
on **[DATE OF OFFENSE:]**: (1) did sell, or offer or expose for sale, cordwood that was not four feet in length; or (2) did advertise, offer for sale or sell cordwood or firewood, as such terms are defined in G.L. c.94, §298, using the terms “cord”, “face cord”, “pile”, “truckload” or terms of similar import, or otherwise than in terms of cubic feet or cubic meters which will be construed as indicating the closely stacked cubic foot or cubic meter content to be delivered to the purchaser; or (3) did sell, or offer for sale kindling wood, as defined in §298, by bushel measure that did not consist of two thousand one hundred and fifty and forty-two hundredths cubic inches, not being excepted by §243 or §247, in violation of G.L. c.94, §298. (PENALTY from §299: $50.)

94/298/B **FIREWOOD SALES VIOLATION, 2ND OFF.** c94 §298 (Effective 4/28/59)
on **[DATE OF OFFENSE:]**: (1) did sell, or offer or expose for sale, cordwood that was not four feet in length; or (2) did advertise, offer for sale or sell cordwood or firewood, as such terms are defined in G.L. c.94, §298, using the terms “cord”, “face cord”, “pile”, “truckload” or terms of similar import, or otherwise than in terms of cubic feet or cubic meters which will be construed as indicating the closely stacked cubic foot or cubic meter content to be delivered to the purchaser; or (3) did sell, or offer for sale kindling wood, as defined in §298, by bushel measure that did not consist of two thousand one hundred and fifty and forty-two hundredths cubic inches, not being excepted by §243 or §247, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §298. (PENALTY from §299: $200.)

94/298/C **FIREWOOD SALES VIOLATION, 3RD OFF.** c94 §298 (Effective 4/28/59)
on **[DATE OF OFFENSE:]**: (1) did sell, or offer or expose for sale, cordwood that was not four feet in length; or (2) did advertise, offer for sale or sell cordwood or firewood, as such terms are defined in G.L. c.94, §298, using the terms “cord”, “face cord”, “pile”, “truckload” or terms of similar import, or otherwise than in terms of cubic feet or cubic meters which will be construed as indicating the closely stacked cubic foot or cubic meter content to be delivered to the purchaser; or (3) did sell, or offer for sale kindling wood, as defined in §298, by bushel measure that did not consist of two thousand one hundred and fifty and forty-two hundredths cubic inches, not being excepted by §243 or §247, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.94, §298. (PENALTY from §299: $500.)

94/299/A **FIREWOOD DELIVERY TICKET, ALTER** c94 §299 (Effective 4/28/59)
on **[DATE OF OFFENSE:]**, for fraudulent or deceptive purposes, did alter or substitute a delivery ticket or sales invoice for cordwood or firewood issued pursuant to G.L. c.94, §299, in violation of G.L. c.94, §299. (PENALTY: not more than $1000.)

94/299/B **FIREWOOD DELIVERY TICKET, NO** c94 §299 (Effective 4/28/59)
on **[DATE OF OFFENSE:]** did sell cordwood or firewood, as such terms are defined in G.L. c.94, §298, and did fail to cause a delivery ticket or sales invoice to be issued and delivered to the purchaser or the purchaser's agent at the time of delivery, bearing the name and address of the seller and the purchaser, the quantity delivered to the purchaser in terms of cubic feet or cubic meters, the date delivered and the price of the quantity of wood delivered, not being excepted by law, in violation of G.L. c.94, §299. (PENALTY: $50.)

94/299/C **FIREWOOD DELIVERY TICKET, NO, 2ND OFF.** c94 §299 (Effective 4/28/59)
on **[DATE OF OFFENSE:]** did sell cordwood or firewood, as such terms are defined in G.L. c.94, §298, and did fail to cause a delivery ticket or sales invoice to be issued and delivered to the purchaser or the purchaser's agent at the time of delivery, bearing the name and address of the seller and the purchaser, the quantity delivered to the purchaser in terms of cubic feet or cubic meters, the date delivered and the price of the quantity of wood delivered, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §299. (PENALTY: $200.)

94/299/D **FIREWOOD DELIVERY TICKET, NO, 3RD OFF.** c94 §299 (Effective 4/28/59)
on **[DATE OF OFFENSE:]** did sell cordwood or firewood, as such terms are defined in G.L. c.94, §298, and did fail to cause a delivery ticket or sales invoice to be issued and delivered to the purchaser or the purchaser's agent at the time of delivery, bearing the name and address of the seller and the purchaser, the quantity delivered to the purchaser in terms of cubic feet or cubic meters, the date delivered and the price of the quantity of wood delivered, not being excepted by law, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.94, §299. (PENALTY: $500.)

94/303A **METHYL/WOOD ALCOHOL, UNLICENSED SALE OF** c94 §303A
on **[DATE OF OFFENSE:]**, not being a registered druggist, did engage in the business of manufacturing, buying, selling, transporting, importing, exporting or dealing in methyl alcohol, or wood alcohol, so called, or a preparation, other than shellac varnish or shellac solvent or paint remover or varnish remover, used for manufacturing or commercial purposes which contains more than three per cent of methyl alcohol and is intended for use other than as a beverage, without being licensed so to do as provided in G.L. c.94, §303B, in violation of G.L. c.94, §303A. (PENALTY from §303E: imprisonment not more than 6 months; or not more than $100; or both.)

94/303C **METHYL/WOOD ALCOHOL, IMPROP LABELING OF** c94 §303C
on **[DATE OF OFFENSE:]** did sell, exchange or deliver one or more barrels, kegs, bottles or other containers containing methyl alcohol or wood alcohol, so called, or a drug or medicine intended for external use containing methyl alcohol, that did not bear in capital letters not less than 3/8 inch nor more than 1½ inches in height, stenciled or printed thereon, the words “POISON, NOT FOR INTERNAL USE”, or a label which included the word “POISON”, in compliance with any regulation prescribed by the Massachusetts Department of Public Health, in violation of G.L. c.94, §303C. (PENALTY: not less than $50, not more than $200.)

94/303D **METHYL/WOOD ALCOHOL SALES VIOLATION** c94 §303D
on **[DATE OF OFFENSE:]**, being a licensee pursuant to G.L. c.94, §303A and §303B, did sell methyl alcohol or wood alcohol, so called, or a preparation containing methyl alcohol, other than shellac varnish or shellac solvent or paint remover or varnish remover, used for manufacturing or commercial purposes which contains more than three per cent of methyl alcohol and is intended for use other than as a beverage: (1) to a person under sixteen years of age, or (2) to a person without reasonable investigation and inquiry to determine that the same is not to be used for drinking purposes, in violation of G.L. c.94, §303D. (PENALTY from §303E: imprisonment not more than 6 months; or not more than $100; or both.)

94/303F/A **HEATING OIL DELIVERY TICKET, ALTER** c94 §303F (Effective 3/5/90)
on **[DATE OF OFFENSE:]**, for fraudulent or deceptive purposes, did alter or substitute a delivery ticket issued pursuant to G.L. c.94, §303F upon the delivery of fuel oil or propane intended for heating or cooking purposes, in violation of G.L. c.94, §303F. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94/303F/B **HEATING OIL DELIVERY VIOLATION** c94 §303F (Effective 3/5/90)
on **[DATE OF OFFENSE:]** did sell or deliver 20 gallons or more of fuel oil or propane for heating or cooking purposes, and: (1) did fail to cause a delivery ticket for such delivery to be printed, issued, delivered and retained in conformity with the requirements of G.L. c.94, §303F; or (2) did make such delivery through a meter whose sales sequence numbering mechanism was not of the cumulative type and could be returned to zero before it had reached its highest attainable number; or (3) did make such delivery of fuel oil that was neither measured at the time of sale by a sealed metering system, nor made from a calibrated vehicle tank compartment that was filled to an indicator that had been sealed by a sealer or inspector of weights and measures, in violation of G.L. c.94, §303F. (PENALTY: $50.)

94/303F/C **HEATING OIL DELIVERY VIOLATION, 2ND OFF.** c94 §303F (Effective 3/5/90)
on **[DATE OF OFFENSE:]** did sell or deliver 20 gallons or more of fuel oil or propane for heating or cooking purposes, and: (1) did fail to cause a delivery ticket for such delivery to be printed, issued, delivered and retained in conformity with the requirements of G.L. c.94, §303F; or (2) did make such delivery through a meter whose sales sequence numbering mechanism was not of the cumulative type and could be returned to zero before it had reached its highest attainable number; or (3) did make such delivery of fuel oil that was neither measured at the time of sale by a sealed metering system, nor made from a calibrated vehicle tank compartment that was filled to an indicator that had been sealed by a sealer or inspector of weights and measures, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §303F. (PENALTY: $200.)

94/303F/D **HEATING OIL DELIVERY VIOLATION, 3RD OFF**. c94 §303F (Effective 3/5/90)
on **[DATE OF OFFENSE:]** did sell or deliver 20 gallons or more of fuel oil or propane for heating or cooking purposes, and: (1) did fail to cause a delivery

ticket for such delivery to be printed, issued, delivered and retained in conformity with the requirements of G.L. c.94, §303F; or (2) did make such delivery through a meter whose sales sequence numbering mechanism was not of the cumulative type and could be returned to zero before it had reached its highest attainable number; or (3) did make such delivery of fuel oil that was neither measured at the time of sale by a sealed metering system, nor made from a calibrated vehicle tank compartment that was filled to an indicator that had been sealed by a sealer or inspector of weights and measures, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.94, §303F. (PENALTY: $500.)

94/303J **ANTI-FREEZE, SELL WITHOUT PERMIT** c94 §303J (Effective 10/16/67)
on **[DATE OF OFFENSE:]** did sell, offer for sale, or hold with intent to sell anti-freeze within the Commonwealth, without having a permit for the sale thereof issued by the Division of Standards in the Office of Consumer Affairs and Business Regulation, in violation of G.L. c.94, §303J. (PENALTY from §303M: not less than $100, not more than $500.)

94/304 **HEALTH INSPECTOR, REFUSE SAMPLE TO** c94 §304 (Effective 8/31/61)
on **[DATE OF OFFENSE:]**, having offered or exposed for sale, or delivered to a purchaser, a drug, cosmetic or device, or an article of food, did fail to furnish a sample sufficient for the analysis of such drug, cosmetic, device or article of food which was in his or her possession, upon application of an inspector, analyst or other officer or agent of the Massachusetts Department of Public Health and upon tender of the value thereof, in violation of G.L. c.94, §304. (PENALTY: not less than $25, not more than $500.) (PENALTY: not more than $100.)

94/305/A **PACKING BY WEIGHT, FRAUDULENT** c94 §305
on **[DATE OF OFFENSE:]**, with intent to defraud or injure in baling or in packing in a container a commodity sold by weight, including wool, leather, cotton, waste, rags, and paper, did place therein a substance foreign to the contents thereof, in violation of G.L. c.94, §305. (PENALTY: not more than $100.)

94/305/B **PACKING BY WEIGHT, FRAUDULENT, 2ND OFF.** c94 §305
on **[DATE OF OFFENSE:]**, with intent to defraud or injure in baling or in packing in a container a commodity sold by weight, including wool, leather, cotton, waste, rags, and paper, did place therein a substance foreign to the contents thereof, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §305. (PENALTY: not more than $200.)

94/305/C **PACKING BY WEIGHT, FRAUDULENT, 3RD OFF.** c94 §305 (Effective 9/19/63)
on **[DATE OF OFFENSE:]**, with intent to defraud or injure in baling or in packing in a container a commodity sold by weight, including wool, leather, cotton, waste, rags, and paper, did place therein a substance foreign to the contents thereof, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.94, §305. (PENALTY: imprisonment not less than 1 month, not more than 3 months; and $50.)

94/305A/A **FOOD, UNSANITARY** c94 §305A (Effective 9/19/63)
on **[DATE OF OFFENSE:]**, for the purpose of sale, did manufacture, prepare, pack, can, bottle, keep, expose, store, handle, serve or distribute food, as defined in G.L. c.94, §305A, in or from an unclean, unsanitary or unhealthful establishment, place or vehicle or under unclean, unsanitary or unhealthful conditions, in violation of G.L. c.94, §305A or a rule or regulation adopted thereunder by the Commissioner of Public Health. (PENALTY: not more than $100.)

94/305A/B **FOOD, UNSANITARY, SUBSQ. OFF.** c94 §305A
on **[DATE OF OFFENSE:]**, for the purpose of sale, did manufacture, prepare, pack, can, bottle, keep, expose, store, handle, serve or distribute food, as defined in G.L. c.94, §305A, in or from an unclean, unsanitary or unhealthful establishment, place or vehicle or under unclean, unsanitary or unhealthful conditions, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §305A or a rule or regulation adopted thereunder by the Commissioner of Public Health. (PENALTY: not more than $500.)

94/305B/A **FOOD HANDLER REGUL VIOLATION** c94 §305B
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Department of Public Health regarding the examination of persons handling food who might be afflicted with a contagious, infectious or other disease or physical ailment which might render such employment detrimental to the public health, or who might be carriers, so called, of such a disease, adopted pursuant to G.L. c.94, §305B. (PENALTY: not less than $10, not more than $100.)

94/305B/B **FOOD HANDLER, PERMIT DISEASED/UNEXAMINED** c94 §305B
on **[DATE OF OFFENSE:]**, being the owner, manager or person in charge of an establishment engaged in the business of producing, manufacturing, processing, storing or offering or exposing for sale one or more articles of food, as defined in G.L. c.94, 305B, did knowingly require or permit a person to continue to work therein in the performance of duties actually involving the handling of food who: (1) had been found upon examination by a physician pursuant to §305B to be afflicted with a contagious, infectious or other disease or physical ailment which might render such employment detrimental to the public health, or a carrier, so called, of such a disease; or (2) had refused to submit to such an examination, after being required by the Commissioner of Public Health to so submit, in violation of G.L. c.94, §305B. (PENALTY: not less than $10, not more than $100.)

94/305C **FOOD PROCESSOR/DISTRIBUTOR, UNLICENSED** c94 §305C (Effective 4/13/88)
on **[DATE OF OFFENSE:]** did carry on the business of a food processor or food distributor without holding a valid license therefor from the Department of Public Health, in violation of G.L. c.94, §305C. (PENALTY: not more than $1000.)

94/305E **BAKERY PRODUCTS, IMPORT WITHOUT LICENSE** c94 §305E (Effective 4/13/88)
on **[DATE OF OFFENSE:]** did transport or cause to be transported into this Commonwealth bakery products for the purpose of sale without having obtained a permit therefor from the Department of Public Health, in violation of G.L. c.94, §305E (PENALTY: not less than $25, not more than $200.)

94/306/A **FOOD INSPECTION BRAND, COUNTERFEIT** c94 §306
on **[DATE OF OFFENSE:]**: (1) did counterfeit an inspection brand required by G.L. c.94; or (2) did without authority mark or brand one or more articles required by G.L. c.94 to be inspected; or (3) did mark or brand one or more such articles with a counterfeited brand, in violation of G.L. c.94, §306. (PENALTY: not more than $200.)

94/306/B **MILK INSPECTION BRAND, ALTER** c94 §306
on **[DATE OF OFFENSE:]** did alter or deface one or more marks or brands made by an inspector of milk or collector of samples of milk under G.L. c.94, in violation of G.L. c.94, §306. (PENALTY: not more than $25.)

94/307 **TOBACCO PRODUCTS, SELL CONTAMINATED** c94 §307 (Effective 1/3/59)

on **[DATE OF OFFENSE:]** did deliver, sell, offer for sale or possess with intent to sell cigarettes, cigars, tobacco, pipes or others implements used for smoking which may be inserted into the mouth or nostrils, which had been contaminated by fire, smoke or water resulting from fire or flood, without authority to so do from the Division of Food and Drugs of the Department of Public Health, in violation of G.L. c.94, §307. (PENALTY: imprisonment not more than 6 months; or not less than $200, not more than $500; or both.)

94/307A **CIGARETTES, SELL SINGLE UNPACKAGED** c94 §307A (Effective 7/24/96)
on **[DATE OF OFFENSE:]** did sell, offer for sale or have in possession with intent to sell single unpackaged cigarettes, in violation of G.L. c.94, §307A. (PENALTY: not less than $200, not more than $500.)

94/309/A **VENDING MACHINE, UNLICENSED** c94 §309 (Effective 9/19/63)
on **[DATE OF OFFENSE:]** did engage in the operation of a vending machine, as defined in G.L. c.94, §308, without a valid license issued by the Commissioner of Public Health, or after such license had been suspended or revoked, in violation of G.L. c.94, §309. (PENALTY from §313: not more than $100.)

94/309/B **VENDING MACHINE, UNLICENSED, 2ND OFF.** c94 §309 (Effective 9/19/63)
on **[DATE OF OFFENSE:]** did engage in the operation of a vending machine, as defined in G.L. c.94, §308, without a valid license issued by the Commissioner of Public Health, or after such license had been suspended or revoked, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §309. (PENALTY from §313: not more than $500.)

94/310/A **VENDING LICENSEE VIOLATION** c94 §310 (Effective 9/19/63)
on **[DATE OF OFFENSE:]**, being licensed to engage in the operation of vending machines pursuant to G.L. c.94, §309: (1) did fail to keep a list of all locations within this Commonwealth wherein vending machines are operated by him or her and of all commissaries servicing such vending machines; or (2) did fail to make such information to the Commissioner of Public Health upon request; or (3) did fail to permit the Commissioner or any authorized agent or employee, after proper identification, to enter at a reasonable time a premises wherein vending machines were operated, or a commissary servicing such machines, for the purpose of inspecting them; or (4) did fail at the request of the Commissioner to make provision for the Commissioner or any authorized agent or employee to have access, either in company with an employee of the operator or otherwise, to the interior of one or more vending machines operated by such defendant, in violation of G.L. c.94, §310. (PENALTY from §313: not more than $100.)

94/310/B **VENDING LICENSEE VIOLATION, SUBSQ. OFF.** c94 §310 (Effective 9/19/63)
on **[DATE OF OFFENSE:]**, being licensed to engage in the operation of vending machines pursuant to G.L. c.94, §309: (1) did fail to keep a list of all locations within this Commonwealth wherein vending machines are operated by him or her and of all commissaries servicing such vending machines; or (2) did fail to make such information to the Commissioner of Public Health upon request; or (3) did fail to permit the Commissioner or any authorized agent or employee, after proper identification, to enter at a reasonable time a premises wherein vending machines were operated, or a commissary servicing such machines, for the purpose of inspecting them; or (4) did fail at the request of the Commissioner to make provision for the Commissioner or any authorized agent or employee to have access, either in company with an employee of the operator or otherwise, to the interior of one or more vending machines operated by such defendant, the defendant having previously been convicted of such an offense, in violation of G.L. c.94, §310. (PENALTY from §313: not more than $500.)

94/315 **APPLIANCE WITHOUT ENERGY-USE LABEL, SELL** c94 §315 (Effective 1/1/75)
on **[DATE OF OFFENSE:]**: (1) did knowingly display for sale to consumers or for promotional purposes one or more appliances, as defined in G.L. c.94, §314, required by the Director of Consumer Affairs and Business Regulation to be labelled under the provisions of 201 Code Mass. Regs. §7.01-§8.09 and §11.01 et seq. and G.L. c.94, §316, which did not prominently bear a label complying with such provisions; or (2) did knowingly sell or offer for sale one or more appliances whose sale had been suspended under the provisions of §317, in violation of G.L. c.94, §315. (PENALTY from §318: not more than $500.)

94/318 **APPLIANCE ENERGY USE INFO, FALSIFY** c94 §318
on **[DATE OF OFFENSE:]** did knowingly provide false or misleading information required under the provisions of G.L. c.94, §317, in violation of G.L. c.94, §318. (PENALTY: imprisonment not more than 1 year; or not less than $1000, not more than $10,000; or both.)

94/319 **BEVERAGE CAN WITH DISPOSABLE FLIP-TOP** c94 §319 (Effective 6/1/79)
on **[DATE OF OFFENSE:]** did distribute, sell, or offer for sale a malt beverage or carbonated soft drink for consumption within this Commonwealth in a metal can so constructed that in order to open the can a part may be moved which, by design, was not intended to remain attached to the open can, in violation of G.L. c.94, §319. (PENALTY: not more than $100.)

94A/4 **MILK DEALER, UNLICENSED** c94A §4
on **[DATE OF OFFENSE:],** being a milk dealer: (1) did within this Commonwealth buy or receive milk from producers or others, or sell or distribute milk, or pasteurize, bottle, package or otherwise process milk for sale, without being duly licensed pursuant to G.L. c.94A; or (2) did buy milk from or sell to another milk dealer who, being required to be licensed, was not so licensed; or (3) did in some way deal in or handle milk which he or she had reason to believe had previously been dealt in or handled in violation of G.L. c.94A, or of some order, rule or regulation made thereunder, not been excepted by law, in violation of G.L. c.94A, §4. (PENALTY from §22: imprisonment not more than 1 year; or not more than $100 for each day that violation continues; or both.)

94A/13 **MILK DEALER WITHHOLD RECORDS/INSPECTION** c94A §13
on **[DATE OF OFFENSE:]**, being a milk dealer required to be licensed under G.L. c.94A: (1) or an affiliate or subsidiary of such a milk dealer, did fail to furnish to the Commissioner of Agricultural Resources such information, on oath or under the penalties of perjury, as he or she had required by order, rule or regulation, upon and in conformity to forms or reports approved and supplied by such Commissioner; or (2) did fail to permit such Commissioner or any representative designated for the purpose by him or her, at any reasonable hour, to enter a place occupied or controlled by such milk dealer where milk was produced, stored, bottled or otherwise packaged, pasteurized, processed, sold or otherwise handled; or (3) did fail at all reasonable hours to identify and make available to such a person all books and records relating to milk or to such milk dealer's business which were in his or her possession or custody or under his or her control, and to permit such person to inspect and verify such books and records, in violation of G.L. c.94A, §13. (PENALTY from §22: imprisonment not more than 1 year; or not more than $100 for each day that violation continues; or both.)

94A/14/A **MILK ANTITRUST VIOLATION** c94A §14(e) (Effective 3/6/68)
on **[DATE OF OFFENSE:]**, being a milk dealer: (1) did discriminate in price between different purchasers of milk of like grade, quality and quantity where the effect of such discrimination might be to lessen competition or tend to create a monopoly, or to injure, destroy, or prevent competition of any milk dealer; or (2) did discriminate in prices in the sale of milk between or within any of the cities or towns of this Commonwealth with the intent or with the effect of

unfairly diverting trade from a competitor or otherwise injuring a competitor or of destroying or lessening competition; or (3) did discriminate between such purchasers or between or within such localities, by some scheme of rebates, refunds, commissions or discounts, whether in the form of money or otherwise, or in the form of extending to certain purchasers special services or privileges not extended to all other purchasers in the same category, or (4) did make or renew a money loan to a store; or (5) did extend credit to a store in excess of 30 days payable 15 days thereafter, in violation of G.L. c.94A, §14(e). (PENALTY: not less than $50, not more than $200.)

94A/14/B **MILK SALE BELOW MINIMUM PRICE** c94A §14 (Effective 3/6/68)
on **[DATE OF OFFENSE:]**, being a milk dealer: (1) did distribute or sell in a market within this Commonwealth milk obtained from a producer or from another milk dealer, which was acquired from the producer within this Commonwealth at a cost less than the price fixed by the Commissioner of Agricultural Resources to be paid for milk so acquired and distributed; or (2) did sell within this Commonwealth milk produced within this Commonwealth or received from another source at a price less than the minimum price fixed by the Commissioner for such milk; or (3) did purchase, receive, sell or distribute or offer to purchase, receive, sell or distribute milk at a price less than such price as had been made applicable to the particular transaction; or (4) did use a method or device whereby milk was purchased, received, sold or distributed, or offered to be purchased, received, sold or distributed, at a price less than such price whether by discount, rebate, free service, advertising allowance, or by a combined price for such milk together with another commodity or service, as a result of which the total price for the milk and such other commodity or service was less than the aggregate of the prices for the same when sold or offered for sale or performed separately, or otherwise; or (5) did sell within this Commonwealth milk, or render a service in connection with the sale or distribution of milk, at a price less than the cost of such milk or service, in violation of G.L. c.94A, §14. (PENALTY from §22: imprisonment not more than 1 year; or not more than $100 for each day that violation continues; or both.)

94A/22 **MILK REGULATION/ORDER VIOLATION** c94A §22
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Commissioner of Agricultural Resources, adopted pursuant to G.L. c.94A or of the former Milk Control Board under a similar provision of earlier law. (PENALTY from §22: imprisonment not more than 1 year; or not more than $100 for each day that violation continues; or both.)

94B/3/A **HAZARDOUS SUBST, MISBRANDED/BANNED** c94B §3 (Effective 9/28/72)
on **[DATE OF OFFENSE:]** did: (1) sell, expose for sale, deliver, give away, possess, introduce or deliver for introduction into commerce a misbranded hazardous substance or a banned hazardous substance, as such terms are defined in G.L. c.94B, §1; or (2) did alter, mutilate, destroy, obliterate or remove all or some part of the label of, or do some other act with respect to, a hazardous substance while such substance was in commerce or held for sale, such act resulting in the hazardous substance being a misbranded hazardous substance or a banned hazardous substance; or (3) did receive in commerce a misbranded hazardous substance or banned hazardous substance and deliver or proffer delivery thereof for pay or otherwise; or (4) did give a false guarantee or undertaking that a hazardous substance was not a misbranded hazardous substance or a banned hazardous substance, such guarantee or undertaking not having been given in reliance upon a guarantee or undertaking to the same effect signed by, and containing the name and address of, the person residing in the United States from whom he or she received in good faith such hazardous substance; or (5) did sell, expose for sale, deliver, give away, possess, introduce or deliver for introduction into commerce, or receive in commerce and subsequently deliver or proffer delivery for pay or otherwise, a hazardous substance in a reused food, drug or cosmetic container, as such terms are defined in G.L. c.94, §1, or in a container which was identifiable as a food, drug, or cosmetic container by its labeling or by other identification; or (6) did manufacture a hazardous substance that was misbranded with the intent that it be distributed or sold in violation of G.L. c.94B, in violation of G.L. c.94B, §3. (PENALTY: imprisonment not more than 90 days; or not less than $100, not more than $500; or both.)

94B/3/B **HAZARDOUS SUBST, MISBRANDED/BANNED,SUBSQ** c94B §3 (Effective 9/28/72)
on **[DATE OF OFFENSE:]** did: (1) sell, expose for sale, deliver, give away, possess, introduce or deliver for introduction into commerce a misbranded hazardous substance or a banned hazardous substance, as such terms are defined in G.L. c.94B, §1; or (2) did alter, mutilate, destroy, obliterate or remove all or some part of the label of, or do some other act with respect to, a hazardous substance while such substance was in commerce or held for sale, such act resulting in the hazardous substance being a misbranded hazardous substance or a banned hazardous substance; or (3) did receive in commerce a misbranded hazardous substance or banned hazardous substance and deliver or proffer delivery thereof for pay or otherwise; or (4) did give a false guarantee or undertaking that a hazardous substance was not a misbranded hazardous substance or a banned hazardous substance, such guarantee or undertaking not having been given in reliance upon a guarantee or undertaking to the same effect signed by, and containing the name and address of, the person residing in the United States from whom he or she received in good faith such hazardous substance; or (5) did sell, expose for sale, deliver, give away, possess, introduce or deliver for introduction into commerce, or receive in commerce and subsequently deliver or proffer delivery for pay or otherwise, a hazardous substance in a reused food, drug or cosmetic container, as such terms are defined in G.L. c.94, §1, or in a container which was identifiable as a food, drug, or cosmetic container by its labeling or by other identification; or (6) did manufacture a hazardous substance that was misbranded with the intent that it be distributed or sold in violation of G.L. c.94B, the defendant having previously been convicted of such an offense, in violation of G.L. c.94B, §3. (PENALTY: imprisonment not more than 1 year; or not less than $600, not more than $3000; or both.)

94B/3/C **HAZARDOUS SUBST TRADE SECRET, REVEAL** c94B §3 (Effective 9/28/72)
on **[DATE OF OFFENSE:]** did use to his or her own advantage, or reveal other than to the Commissioner or officers or employees of the Department of Public Health or to the courts when relevant in a judicial proceeding under G.L. c.94B or to a physician treating a patient for potential poisoning any information acquired under authority of G.L. c.94B, §6 and §7 concerning any method or process which as a trade secret is entitled to protection, in violation of G.L. c.94B, §3. (PENALTY: imprisonment not more than 90 days; or not less than $100, not more than $500; or both.)

94B/3/D **HAZARDOUS SUBST TRADE SECRET, REVEAL,SUB** c94B §3 (Effective 9/28/72)
on **[DATE OF OFFENSE:]** did use to his or her own advantage, or reveal other than to the Commissioner or officers or employees of the Department of Public Health or to the courts when relevant in a judicial proceeding under G.L. c.94B or to a physician treating a patient for potential poisoning any information acquired under authority of G.L. c.94B, §6 and §7 concerning any method or process which as a trade secret is entitled to protection, the defendant having previously been convicted of such an offense, in violation of G.L. c.94B, §3. (PENALTY: imprisonment not more than 1 year; or not less than $600, not more than $3000; or both.)

94B/6 **HAZARDOUS SUBST, OBSTRUCT SEARCH FOR** c94B §6(b) (Effective 9/28/72)
on **[DATE OF OFFENSE:]**: (1) did obstruct the Director of the Division of Food and Drugs of the Department of Public Health or an inspector from entering premises under a valid search warrant where a hazardous substance was kept as provided in G.L. c.94B, §6(a); or (2) being a carrier engaged in commerce, or a person storing or receiving a hazardous substance in commerce or holding such hazardous substances so received, did fail upon the request of an officer or employee duly designated by the Commissioner of Public Health acting under authority of a search warrant duly issued by a court of competent jurisdiction to permit such officer or employee at reasonable times to have access to and to copy all records showing the movement in commerce of any such hazardous substance, or the holding thereof during or after such movement, and the quantity, shipper and consignee thereof pursuant to G.L. c.94B, §7, in violation of G.L. c.94B, §6(b). (PENALTY: imprisonment not more than 6 months; or not less than $500, not more than $2000; or both.)

94C/8 **DRUG RESEARCH STUDY VIOLATION** c94C §8(i) (Effective 9/13/74)
on **[DATE OF OFFENSE:]** did in the course of carrying out a research project or study involving a narcotic drug in Schedule II or the investigational use on human beings of a new drug as defined in §201(p) of the Federal Food, Drug and Cosmetic Act, knowingly or intentionally **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.94C, §8 and in violation of G.L. c.94C, §8(i). (PENALTY: house of correction not more than 1 year; or not more than $1000; or both.)

94C/21/A **DRUG, PHARMACIST FAIL LABEL** c94C §21 (Effective 10/13/83)
on **[DATE OF OFFENSE:]**, being a pharmacist, as defined in G.L. c.94C, §1, did fill a written or oral prescription for a controlled substance and did knowingly fail to package the controlled substance in a container and affix thereto a label showing the information required by G.L. c.94C, §21, in violation of G.L. c.94C, §21. (PENALTY from §39: imprisonment not more than 6 months; or not more than $1500; or both.)

94C/21/B **DRUG, PHARMACIST FAIL LABEL, SUBSQ. OFF.** c94C §21 (Effective 10/13/83)
on **[DATE OF OFFENSE:]**, being a pharmacist, as defined in G.L. c.94C, §1, did fill a written or oral prescription for a controlled substance and did knowingly fail to package the controlled substance in a container and affix thereto a label showing the information required by G.L. c.94C, §21, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to narcotic or harmful drugs, in violation of G.L. c.94C, §21. (PENALTY from §39: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/22/A **DRUG, PRACTITIONER FAIL LABEL** c94C §22(b) (Effective 7/20/72)
on **[DATE OF OFFENSE:]**, being a practitioner, as defined in G.L. c.94C, §1, did dispense by delivering to an ultimate user a controlled substance other than for immediate administration, and did knowingly fail to package such controlled substance in a container and affix thereto a label showing the information required by G.L. c.94C, §22(b), in violation of G.L. c.94C, §22(b). (PENALTY from §39: imprisonment not more than 6 months; or not more than $1500; or both.)

94C/22/B **DRUG, PRACTITIONER FAIL LABEL, SUBSQ. OFF.** c94C §22(b) (Effective 7/20/72)
on **[DATE OF OFFENSE:]**, being a practitioner, as defined in G.L. c.94C, §1, did dispense by delivering to an ultimate user a controlled substance other than for immediate administration, and did knowingly fail to package such controlled substance in a container and affix thereto a label showing the information required by G.L. c.94C, §22(b), the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to narcotic or harmful drugs, in violation of G.L. c.94C, §22(b). (PENALTY from §39: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/22/C **PRESCRIPTION, WRITE IMPROPER** c94C §22(a) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a practitioner, as defined in G.L. c.94C, §1, did dispense a controlled substance by issuing a written prescription, and did knowingly fail to state on such prescription the information required by G.L. c.94C, §22(a), in violation of G.L. c.94C, §22(a). (PENALTY from §39: imprisonment not more than 6 months; or not more than $1500; or both.)

94C/22/D **PRESCRIPTION, WRITE IMPROPER, SUBSQ. OFF.** c94C §22(a) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a practitioner, as defined in G.L. c.94C, §1, did dispense a controlled substance by issuing a written prescription, and did knowingly fail to state on such prescription the information required by G.L. c.94C, §22(a), the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to narcotic or harmful drugs, in violation of G.L. c.94C, §22(a). (PENALTY from §39: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/24/A **DRUG, FAIL REPORT DISPENSING** c94C §24(a) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did as a practitioner, as defined in G.L. c.94C, §1, dispense a controlled substance in Schedule I, II or III in the course of research under G.L. c.94C, §8 or in treating a drug dependent person, and did knowingly fail to cause the information on each research subject or patient required by G.L. c.94C, §24(a) to be reported to the Commissioner of Public Health or his or her designee, in violation of G.L. c.94C, §24(a). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/24/B **DRUG, FAIL REPORT DISPENSING, SUBSQ. OFF.** c94C §24(a) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did as a practitioner, as defined in G.L. c.94C, §1, dispense a controlled substance in Schedule I, II or III in the course of research under G.L. c.94C, §8 or in treating a drug dependent person, and did knowingly fail to cause the information on each research subject or patient required by G.L. c.94C, §24(a) to be reported to the Commissioner of Public Health or his or her designee, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §24(a). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/25/A **DRUG INSPECTION, REFUSE** c94C §25(6) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly refuse entry into a premises for an inspection authorized by G.L. c.94C, in violation of G.L. c.94C, §25(6). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/B **DRUG INSPECTION, REFUSE, SUBSQ. OFF.** c94C §25(6) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly refuse entry into a premises for an inspection authorized by G.L. c.94C, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(6). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/25/C **DRUG LABEL, REMOVE/ALTER** c94C §25(4) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly remove, alter or obliterate a symbol or label required by federal law and the laws of the Commonwealth relating to controlled substances, in violation of G.L. c.94C, §25(4). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/D **DRUG LABEL, REMOVE/ALTER, SUBSQ. OFF.** c94C §25(4) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly remove, alter or obliterate a symbol or label required by federal law and the laws of the Commonwealth relating to controlled substances, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(4). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/25/E **DRUG RECORDS, FAIL KEEP** c94C §25(5) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly refuse or fail to make, keep or furnish a record, report, notification, declaration, order or order form, statement, invoice or information required under G.L. c.94C, in violation of G.L. c.94C, §25(5). (PENALTY from §38: imprisonment not more than 1 year; or not more

than $1000; or both.)

94C/25/F **DRUG RECORDS, FAIL KEEP, SUBSQ. OFF.** c94C §25(5) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly refuse or fail to make, keep or furnish a record, report, notification, declaration, order or order form, statement, invoice or information required under G.L. c.94C, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(5). (PENALTY from § 38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/G **DRUG SEAL, BREAK** c94C §25(7) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly remove, break, injure or deface a seal placed upon a controlled substance pursuant to G.L. c.94C, or remove or dispose of a controlled substance so placed under seal, in violation of G.L. c.94C, §25(7). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/H **DRUG SEAL, BREAK, SUBSQ. OFF.** c94C §25(7) (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did knowingly remove, break, injure or deface a seal placed upon a controlled substance pursuant to G.L. c.94C, or remove or dispose of a controlled substance so placed under seal, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(7). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/25/I **DRUG, DISPENSE W/O PRESCRIPTION** c94C §25(1) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being subject to the requirements of G.L. c.94C, §6-§7 or §12-§17, did knowingly dispense a controlled substance contrary to the provisions of G.L. c.94C, §17, in violation of G.L. c.94C, §25(1). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/J **DRUG, DISPENSE W/O PRESCRIPTION, SUBSQ.** c94C §25(1) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being subject to the requirements of G.L. c.94C, §6-§7 or §12-§17, did knowingly dispense a controlled substance contrary to the provisions of G.L. c.94C, §17, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(1). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/25/K **DRUG, DISTRIB IMPROP TO REGISTRANT** c94C §25(3) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly distribute a controlled substance to another registrant contrary to the provisions of G.L. c.94C, §16, in violation of G.L. c.94C, §25(3). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/L **DRUG, DISTRIB IMPROP TO REGISTRANT, SUBQ** c94C §25(3) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly distribute a controlled substance to another registrant contrary to the provisions of G.L. c.94C, §16, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(3). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/25/M **DRUG, DISTRIBUTE UNAUTHORIZED** c94C §25(2) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly: (1) distribute or dispense a controlled substance not authorized by his or her registration to another registrant or other authorized person; or (2) manufacture a controlled substance not authorized by his or her registration, in violation of G.L. c.94C, §25(2). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/25/N **DRUG, DISTRIBUTE UNAUTHORIZED, SUBSQ.OFF** c94C §25(2) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly: (1) distribute or dispense a controlled substance not authorized by his or her registration to another registrant or other authorized person; or (2) manufacture a controlled substance not authorized by his or her registration, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §25(2). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/26/A **DRUG INFO, REGISTRANT GIVE FALSE** c94C §26(2) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly furnish false or fraudulent material information in, or omit material information from, an application, report, record or other document required to be made, kept or filed pursuant to the provisions of G.L. c.94C, in violation of G.L. c.94C, §26(2). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/26/B **DRUG INFO, REGISTRANT GIVE FALSE, SUBSQ.** c94C §26(2) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly furnish false or fraudulent material information in, or omit material information from, an application, report, record or other document required to be made, kept or filed pursuant to the provisions of G.L. c.94C, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §26(2). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/26/C **DRUG, REGISTRANT DISTRIB W/O ORDER** c94C §26(1) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly distribute a controlled substance classified in Schedule I or II in the course of his or her legitimate business, but not pursuant to an order or an order form as required by G.L. c.94C, §16, in violation of G.L. c.94C, §26(1). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/26/D **DRUG, REGISTRANT DISTRIB W/O ORDER, 2ND** c94C §26(1) (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a registrant, as defined in G.L. c.94C, §1, did knowingly distribute a controlled substance classified in Schedule I or II in the course of his or her legitimate business, but not pursuant to an order or an order form as required by G.L. c.94C, §16, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §26(1). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/A **HYPODERMIC SALES RECORD, FL KEEP** c94C §27(d) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, being a person who had sold hypodermic syringes, hypodermic needles or instruments adapted for administration of controlled substances by injection, did knowingly fail to keep a record of such sales that gave the date of the sale, the name and address of the purchaser and a description of the instrument, and that was open to inspection pursuant to G.L. c.94C, §30 or a judicial warrant, in violation of G.L. c.94C, §27(d). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/27/B **HYPODERMIC SALES RECORD, FL KEEP, SUBSQ.** c94C §27(d) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, being a person who had sold hypodermic syringes, hypodermic needles or instruments adapted for administration of controlled substances by injection, did knowingly fail to keep a record of such sales that gave the date of the sale, the name and address of the purchaser and a description of the instrument, and that was open to inspection pursuant to G.L. c.94C, §30 or a judicial warrant, the defendant having previously been convicted of a violation of G.L. c.94C or of any prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27(d). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/C **HYPODERMIC, DISTRIB TO UNAUTH PERSON** c94C §27(b) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]** did knowingly deliver or sell to, or exchange with, a person not authorized by law a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, in violation of G.L. c.94C, §27(b). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/27/D **HYPODERMIC, DISTRIB TO UNAUTH PERSON,2ND** c94C §27(b) (Effective 10/24/85-9/17/06)
on **[DATE OF OFFENSE:]** did knowingly deliver or sell to, or exchange with, a person not authorized by law a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27(b). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/E **HYPODERMIC, DISTRIB WITHOUT LIC** c94C §27(e) (Effective 10/24/85-9/17/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly sell, offer for sale, deliver, or have in his or her possession with intent to sell a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, without being licensed to do so by the Department of Public Health, in violation of G.L. c.94C, §27(e). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/27/F **HYPODERMIC, DISTRIB WITHOUT LIC, SUBSQ.** c94C §27(e) (Effective 10/24/85-9/17/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly sell, offer for sale, deliver, or have in his or her possession with intent to sell a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, without being licensed to do so by the Department of Public Health, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27(e). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/G **HYPODERMIC, OBTAIN WITHOUT LIC** c94C §27(e) (Effective 10/24/85-9/17/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly obtain, receive or purchase a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, without being licensed to do so by the Department of Public Health or by a local board of health, in violation of G.L. c.94C, §27(e). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/27/H **HYPODERMIC, OBTAIN WITHOUT LIC, SUBSQ.** c94C §27(e) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly obtain, receive or purchase a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, without being licensed to so do by the Department of Public Health or by a local board of health, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27(e). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/I **HYPODERMIC, POSSESS** c94C §27(a) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly have in his or her possession a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, in violation of G.L. c.94C, §27(a). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/27/J **HYPODERMIC, POSSESS, SUBSQ. OFF.** c94C §27(a) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly have in his or her possession a hypodermic syringe, hypodermic needle or instrument adapted for administration of controlled substances by injection, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27(a). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/K **HYPODERMIC, STORE IMPROP** c94C §27(b) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, having been issued a prescription to purchase from a pharmacist a hypodermic syringe, hypodermic needle, or instrument adapted for the administration of controlled substances by injection, and having been dispensed such instrument in a sanitary container bearing a label with the information required by G.L. c.94C, §27(c), did fail to keep such instrument in such container at a time when the instrument was not in actual use or in the process of being cleaned, in violation of G.L. c.94C, §27(b). (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/27/L **HYPODERMIC, STORE IMPROP, SUBSQ.** c94C §27(b) (Effective 7/1/72-9/17/06)
on **[DATE OF OFFENSE:]**, having been issued a prescription to purchase from a pharmacist a hypodermic syringe, hypodermic needle, or instrument adapted for the administration of controlled substances by injection, and having been dispensed such instrument in a sanitary container bearing a label with the information required by G.L. c.94C, §27(c), did fail to keep such instrument in such container at a time when the instrument was not in actual use or in the process of being cleaned, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27(b). (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/27/M **HYPODERMIC FOR DRUGS, SELL TO MINOR** c94C §27 (Effective 9/18/06)
on **[DATE OF OFFENSE:]**: (1) did knowingly sell a hypodermic syringe or hypodermic needle for the administration of controlled substances by injection

to a person who had not attained the age of 18 years; or (2) being a pharmacist or wholesale druggist licensed under the provisions of G.L. c.112, did knowingly sell a hypodermic syringe or hypodermic needle without a prescription and without having required proof of identification that validated the individual's age, in violation of G.L. c.94C, §27. (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000 fine; or both.)

94C/27/N **HYPODERMIC FOR DRUGS, SELL TO MINOR, SUBSQ,OFF.** c94C §27 (Effective 9/18/06)
on **[DATE OF OFFENSE:]**: (1) did knowingly sell a hypodermic syringe or hypodermic needle for the administration of controlled substances by injection to a person who had not attained the age of 18 years; or (2) being a pharmacist or wholesale druggist licensed under the provisions of G.L. c.112, did knowingly sell a hypodermic syringe or hypodermic needle without a prescription and without having required proof of identification that validated the individual's age, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27. (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000 fine; or both.)

94C/27/P **HYPODERMIC FOR DRUGS, UNLICENSED SALE OF** c94C §27 (Effective 9/18/06)
on **[DATE OF OFFENSE:]**, not being a pharmacist or wholesale druggist licensed under the provisions of G.L. c.112 or a manufacturer of or dealer in surgical supplies or embalming supplies, did knowingly sell a hypodermic syringe or hypodermic needle for the administration of controlled substances by injection, in violation of G.L. c.94C, §27. (PENALTY from §38: imprisonment not more than 1 year; or not more than $1000 fine; or both.)

94C/27/Q **HYPODERMIC FOR DRUGS, UNLICENSED SALE OF, SUBSQ. OFF.** c94C §27 (Effective 9/18/06)
on **[DATE OF OFFENSE:]**, not being a pharmacist or wholesale druggist licensed under the provisions of G.L. c.112 or a manufacturer of or dealer in surgical supplies or embalming supplies, did knowingly sell a hypodermic syringe or hypodermic needle for the administration of controlled substances by injection, the defendant having previously been convicted of a violation of G.L. c.94C or of a prior law relating to the sale or manufacture of narcotic or harmful drugs, in violation of G.L. c.94C, §27. (PENALTY from §38: imprisonment not more than 2 years; or not more than $2000 fine; or both.)

94C/32/A **DRUG, DISTRIBUTE CLASS A** c94C §32(a) (Effective 12/13/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, in violation of G.L. c.94C, §32(a). (PENALTY: state prison not more than 10 years; or jail or house of correction for not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32/A **DRUG, DISTRIBUTE CLASS A** c94C §32(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, in violation of G.L. c.94C, §32(a). (PENALTY: state prison not more than 10 years; or jail or house of correction for not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $150, not more than $500, with maximum fee of $500 for multiple offenses from single incident. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32/B **DRUG, DISTRIBUTE CLASS A, SUBSQ. OFF.** c94C §32(b) (Effective 12/13/83)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32/C **DRUG, POSSESS TO DISTRIB CLASS A** c94C §32(a) (Effective 12/13/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, in violation of G.L. c.94C, §32(a). (PENALTY: state prison for not more than 10 years; or jail or house of correction for not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32/C **DRUG, POSSESS TO DISTRIB CLASS A** c94C §32(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, in violation of G.L. c.94C, §32(a). (PENALTY: state prison for not more than 10 years; or jail or house of correction for not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $150, not more than $500, with maximum fee of $500 for multiple offenses from single incident. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32/D **DRUG, POSSESS TO DISTRIB CLASS A, SUBSQ.** c94C §32(b) (Effective 12/13/83)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/A **COCAINE, DISTRIBUTE** c94C §32A(c) (Effective 7/14/88)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, to wit: coca leaves or a salt, compound, derivative, or preparation of coca leaves, or a salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with such a substance, not being excepted by law, in violation of G.L. c.94C, §32A(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/B **COCAINE, DISTRIBUTE, SUBSQ. OFF.** c94C §32A(d) (Effective 7/14/88)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, to wit: coca leaves or a salt, compound, derivative, or preparation of coca leaves, or a salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with such a substance, not being excepted by law, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/C **COCAINE, POSSESS TO DISTRIBUTE** c94C §32A(c) (Effective 7/14/88)

on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, to wit: coca leaves or a salt, compound, derivative, or preparation of coca leaves, or a salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with such a substance, not being excepted by law, in violation of G.L. c.94C, §32A(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/D **COCAINE, POSSESS TO DISTRIBUTE, SUBSQ.** c94C §32A(d) (Effective 7/14/88)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, to wit: coca leaves or a salt, compound, derivative, or preparation of coca leaves, or a salt, compound, derivative, or preparation thereof which is chemically equivalent or identical with such a substance, not being excepted by law, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/E **DRUG, DISTRIBUTE CLASS B** c94C §32A(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]** not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, in violation of G.L. c.94C, §32A(a). (PENALTY: state prison not more than 10 years; or jail or house of correction not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32A/E **DRUG, DISTRIBUTE CLASS B** c94C §32A(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]** not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, in violation of G.L. c.94C, §32A(a). (PENALTY: state prison not more than 10 years; or jail or house of correction not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $150, not more than $500, with maximum fee of $500 for multiple offenses from single incident. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32A/F **DRUG, DISTRIBUTE CLASS B, SUBSQ. OFF.** c94C §32A(b) (Effective 1/5/83)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/G **DRUG, POSSESS TO DISTRIB CLASS B** c94C §32A(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, in violation of G.L. c.94C, §32A(a). (PENALTY: state prison not more than 10 years; or jail or house of correction not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32A/G **DRUG, POSSESS TO DISTRIB CLASS B** c94C §32A(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, in violation of G.L. c.94C, §32A(a). (PENALTY: state prison not more than 10 years; or jail or house of correction not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both such imprisonment and fine; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $150, not more than $500, with maximum fee of $500 for multiple offenses from single incident. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32A/H **DRUG, POSSESS TO DISTRIB CLASS B, SUBSQ.** c94C §32A(b) (Effective 1/5/83)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/I **METHAMPHETAMINE, DISTRIBUTE** c94C §32A(c) (Effective 3/22/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance defined in clause (2) of paragraph (c) of Class B of G.L. c.94C, §31, to wit: a substance which contained some quantity of methamphetamine, including its salts, isomers and salts of isomers, in violation of G.L. c.94C, §32A(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/J **METHAMPHETAMINE, DISTRIBUTE, SUBSQ. OFF.** c94C §32A(d) (Effective 3/22/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance defined in clause (2) of paragraph (c) of Class B of G.L. c.94C, §31, to wit: a substance which contained some quantity of methamphetamine, including its salts, isomers and salts of isomers, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/K **METHAMPHETAMINE, POSSESS TO DISTRIB** c94C §32A(c) (Effective 3/22/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance defined in clause (2) of paragraph (c) of Class B of G.L. c.94C, §31, to wit: a substance which contained some quantity of methamphetamine, including its salts, isomers and salts of isomers, in violation of G.L. c.94C, §32A(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/L **METHAMPHETAMINE, POSSESS TO DISTRIB, 2ND** c94C §32A(d) (Effective 3/22/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance defined in clause (2) of paragraph (c) of Class B of G.L. c.94C, §31, to wit: a substance which contained some quantity of methamphetamine, including its salts, isomers and salts of isomers, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/M **PHENCYCLIDINE, DISTRIBUTE** c94C §32A(c) (Effective 2/5/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense phencyclidine, in violation of G.L. c.94C, §32A(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/N **PHENCYCLIDINE, DISTRIBUTE, SUBSQ. OFF.** c94C §32A(d) (Effective 2/5/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense phencyclidine, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/*O* **PHENCYCLIDINE, POSSESS TO DISTRIB** c94C §32A(c) (Effective 2/5/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense phencyclidine, in violation of G.L. c.94C, §32A(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32A/P **PHENCYCLIDINE, POSSESS TO DISTRIB, SUBSQ. OFF.** c94C §32A(d) (Effective 2/5/92)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense phencyclidine, the defendant having previously been convicted of such an offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32A(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32B/A **DRUG, DISTRIBUTE CLASS C** c94C §32B(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, in violation of G.L. c.94C, §32B(a). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not less than $500, not more than $5000 fine; or both such imprisonment and fine.)

94C/32B/A **DRUG, DISTRIBUTE CLASS C** c94C §32B(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, in violation of G.L. c.94C, §32B(a). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not less than $500, not more than $5000 fine; or both such imprisonment and fine; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $150, not more than $500, with maximum fee of $500 for multiple offenses from single incident.)

94C/32B/B **DRUG, DISTRIBUTE CLASS C, SUBSQ. OFF.** c94C §32B(b) (Effective 1/5/83)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32B(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32B/C **DRUG, POSSESS TO DISTRIB CLASS C** c94C §32B(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, in violation of G.L. c.94C, §32B(a). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not less than $500, not more than $5000 fine; or both such imprisonment and fine.)

94C/32B/C **DRUG, POSSESS TO DISTRIB CLASS C** c94C §32B(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, in violation of G.L. c.94C, §32B(a). (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not less than $500, not more than $5000 fine; or both such imprisonment and fine; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $150, not more than $500, with maximum fee of $500 for multiple offenses from single incident.)

94C/32B/D **DRUG, POSSESS TO DISTRIB CLASS C, SUBSQ.** c94C §32B(b) (Effective 1/5/83)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32B(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32C/A **DRUG, DISTRIBUTE CLASS D** c94C §32C(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute, dispense or cultivate a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, in violation of G.L. c.94C, §32C(a). (PENALTY: imprisonment not more than 2 years; or not less than $500, not more than $5000 fine; or both.)

94C/32C/A **DRUG, DISTRIBUTE CLASS D** c94C §32C(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute, dispense or cultivate a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, in violation of G.L. c.94C, §32C(a). (PENALTY: imprisonment not more than 2 years; or not less than $500, not more than $5000 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32C/B **DRUG, DISTRIBUTE CLASS D, SUBSQ. OFF.** c94C §32C(b) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]** not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32C(b). (PENALTY: imprisonment not less than 1 year, not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both.)

94C/32C/B **DRUG, DISTRIBUTE CLASS D, SUBSQ. OFF.** c94C §32C(b) (Effective 1/4/90)
on **[DATE OF OFFENSE:]** not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32C(b). (PENALTY: imprisonment not less than 1 year, not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less

than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32C/C **DRUG, POSSESS TO DISTRIB CLASS D** c94C §32C(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute, dispense or cultivate a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, in violation of G.L. c.94C, §32C(a). (PENALTY: imprisonment not more than 2½ years; or not less than $500, not more than $5000 fine; or both.)

94C/32C/C **DRUG, POSSESS TO DISTRIB CLASS D** c94C §32C(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute, dispense or cultivate a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, in violation of G.L. c.94C, §32C(a). (PENALTY: imprisonment not more than 2 years; or not less than $500, not more than $5000 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32C/D **DRUG, POSSESS TO DISTRIB CLASS D, SUBSQ.** c94C §32C(b) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32C(b). (PENALTY: imprisonment not less than 1 year, not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both.)

94C/32C/D **DRUG, POSSESS TO DISTRIB CLASS D, SUBSQ.** c94C §32C(b) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32C(b). (PENALTY: imprisonment not less than 1 year, not more than 2½ years; or not less than $1000, not more than $10,000 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32D/A **DRUG, DISTRIBUTE CLASS E** c94C §32D(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, in violation of G.L. c.94C, §32D(a). (PENALTY: imprisonment not more than 9 months; or not less than $250, not more than $2500 fine; or both.)

94C/32D/A **DRUG, DISTRIBUTE CLASS E** c94C §32D(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, in violation of G.L. c.94C, §32D(a). (PENALTY: imprisonment not more than 9 months; or not less than $250, not more than $2500 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32D/B **DRUG, DISTRIBUTE CLASS E, SUBSQ. OFF.** c94C §32D(b) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32D(b). (PENALTY: imprisonment not more than 1½ years; or not less than $500, not more than $5000 fine; or both.)

94C/32D/B **DRUG, DISTRIBUTE CLASS E, SUBSQ. OFF.** c94C §32D(b) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32D(b). (PENALTY: imprisonment not more than 1½ years; or not less than $500, not more than $5000 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32D/C **DRUG, POSSESS TO DISTRIB CLASS E** c94C §32D(a) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, in violation of G.L. c.94C, §32D(a). (PENALTY: imprisonment not more than 9 months; or not less than $250, not more than $2500 fine; or both.)

94C/32D/C **DRUG, POSSESS TO DISTRIB CLASS E** c94C §32D(a) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, in violation of G.L. c.94C, §32D(a). (PENALTY: imprisonment not more than 9 months; or not less than $250, not more than $2500 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32D/D **DRUG, POSSESS TO DISTRIB CLASS E, SUBSQ.** c94C §32D(b) (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32D(b). (PENALTY: imprisonment not more than 1½ years; or not less than $500, not more than $5000 fine; or both.)

94C/32D/D **DRUG, POSSESS TO DISTRIB CLASS E, SUBSQ.** c94C §32D(b) (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, the defendant having previously been convicted of a similar offense, or an offense of another jurisdiction which is the same as or necessarily includes the elements of such offense, in violation of G.L. c.94C, §32D(b). (PENALTY: imprisonment not more than 1½ years; or not less than $500, not more than $5000 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32E/A **COCAINE, TRAFFICKING IN** c94C §32E(b) (Effective 4/14/93-8/1/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of fourteen grams or more of such controlled substance, or a net weight of fourteen grams or more of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/A **COCAINE, TRAFFICKING IN** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more of such controlled substance, or a net weight of eighteen grams or more of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/B **HEROIN/MORPHINE/OPIUM, TRAFFICKING IN** c94C §32E(c) (Effective 4/14/93-8/1/12)
on **[DATE OF OFFENSE:]** did traffic in heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of fourteen grams or more of heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, or a net weight of fourteen grams or more of a mixture containing heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/B **HEROIN/MORPHINE/OPIUM, TRAFFICKING IN** c94C §32E(c) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more of heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, or a net weight of eighteen grams or more of a mixture containing heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/C **MARIHUANA, TRAFFICKING IN** c94C §32E(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did traffic in marihuana in that the defendant did knowingly or intentionally manufacture, distribute, dispense or cultivate, or possess with intent to manufacture, distribute, dispense or cultivate, or did bring into this Commonwealth, a net weight of fifty pounds or more of marihuana or a mixture containing marihuana, such marihuana or mixture having a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(a). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/D **PHENMETRAZINE, TRAFFICKING IN** c94C §32E(b) (Effective 4/14/93-8/1/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of fourteen grams or more of such controlled substance, or a net weight of fourteen grams or more of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/D **PHENMETRAZINE, TRAFFICKING IN** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more of such controlled substance, or a net weight of eighteen grams or more of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/A **COCAINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more but less than thirty-six grams of such controlled substance, or a net weight of eighteen grams or more but less than thirty-six of a mixture containing such controlled substance, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 2 years, not more than 15 years; or a fine not less than $2,500 and not more than $25,000. No sentence may be imposed that is less than the 2 year minimum imprisonment. Fine may not be in lieu of minimum 2 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/B **COCAINE, TRAFFICKING IN, 36 GRAMS OR MORE, LESS THAN 100 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of thirty-six grams or more but less than 100 grams of such controlled substance, or a net weight of thirty-six grams or more but less than one hundred grams of a mixture containing such controlled substance, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 3 ½ years, not more than 20 years; or a fine not less than $5,000 and not more than $50,000. No sentence may be imposed that is less than the 3 ½ year minimum imprisonment. Fine may not be in lieu of minimum 3 ½ year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/C **COCAINE, TRAFFICKING IN, 100 GRAMS OR MORE, LESS THAN 200 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of one hundred grams or more but less than two hundred grams of such controlled substance, or a net weight of one hundred grams or more but less than two hundred grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 8 years, not more than 20 years; or a fine not less than $10,000 and not more than $100,000. No sentence may be imposed that is less than the 8 year minimum imprisonment. Fine may not be in lieu of minimum 8 year imprisonment.)

94C/32E/D **COCAINE, TRAFFICKING IN, 200 GRAMS OR MORE** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of two hundred or more of such controlled substance, or a net weight of two hundred grams or more of a mixture containing such controlled substance, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 12 years, not more than 20 years; or a fine not less than $50,000 and not more than $500,000. No sentence may be imposed that is less than the 12 year minimum imprisonment. Fine may not be in lieu of minimum 12 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/E **HEROIN/MORPHINE/OPIUM, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS** c94C §32E(c) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more but less than thirty-six grams of heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, or a net weight of eighteen grams or more but less than thirty-six grams of a mixture containing heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(c).(state prison not less than 3 ½ years, not more than 20 years; or a fine not less than $5,000 and not more than $50,000. No sentence may be imposed that is less than the 3 ½ year minimum imprisonment. Fine may not be in lieu of minimum 3 ½ year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/F **HEROIN/MORPHINE/OPIUM, TRAFFICKING IN 36 GRAMS OR MORE, LESS THAN 100 GRAMS** c94C §32E(c) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of thirty-six grams or more but less than one hundred grams of heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, or a net weight of thirty-six grams or more but less than one hundred grams of a mixture containing heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(c).(state prison not less than 5 years, not more than 20 years; or a fine not less than $5,000 and not more than $50,000. No sentence may be imposed that is less than the 5 year minimum imprisonment. Fine may not be in lieu of minimum 5 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/G **HEROIN/MORPHINE/OPIUM, TRAFFICKING IN 100 GRAMS OR MORE, LESS THAN 200 GRAMS** c94C §32E(c) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more of heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, or a net weight of one hundred grams or more but less than two hundred grams of a mixture containing heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(c).(state prison not less than 8 years, not more than 20 years; or a fine not less than $10,000 and not more than $100,000. No sentence may be imposed that is less than the 8 year minimum imprisonment. Fine may not be in lieu of minimum 8 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/H **HEROIN/MORPHINE/OPIUM, TRAFFICKING IN 200 GRAMS OR MORE** c94C §32E(c) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of two hundred grams or more of heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, or a net weight of two hundred grams or more of a mixture containing heroin or a salt thereof, morphine or a salt thereof, or opium or a derivative thereof, to wit: a net weight of a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(c).(state prison not less than 12 years, not more than 20 years; or a fine not less than $50,000 and not more than $500,000. No sentence may be imposed that is less than the 12 year minimum imprisonment. Fine may not be in lieu of minimum 12 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/I **MARIHUANA, TRAFFICKING IN 50 POUNDS OR MORE BUT LESS THAN 100 POUNDS**c94C §32E(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did traffic in marihuana in that the defendant did knowingly or intentionally manufacture, distribute, dispense or cultivate, or possess with intent to manufacture, distribute, dispense or cultivate, or did bring into this Commonwealth, a net weight of fifty pounds or more but less than one hundred pounds of marihuana or a mixture containing marihuana, such marihuana or mixture having a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(a). (house of correction not less than one year or more than 2/12 years; state prison not less than 2 ½ years, not more than 15 years; or a fine not less than $500 and not more than $10,000. No sentence may be imposed that is less than the 1 year minimum imprisonment. Fine may not be in lieu of minimum 1 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/J **MARIHUANA, TRAFFICKING IN 100 POUNDS OR MORE BUT LESS THAN 2,000 POUNDS** c94C §32E(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did traffic in marihuana in that the defendant did knowingly or intentionally manufacture, distribute, dispense or cultivate, or possess with intent to manufacture, distribute, dispense or cultivate, or did bring into this Commonwealth, a net weight of one hundred pounds or more but less than two thousand pounds of marihuana or a mixture containing marihuana, such marihuana or mixture having a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(a). (state prison not less than 2 years, not more than 15 years; or a fine not less than $2,500 and not more than $25,000. No sentence may be imposed that is less than the 2 year minimum imprisonment. Fine may not be in lieu of minimum 2 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/K **MARIHUANA, TRAFFICKING IN 10000 POUNDS OR MORE** c94C §32E(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did traffic in marihuana in that the defendant did knowingly or intentionally manufacture, distribute, dispense or cultivate, or possess with intent to manufacture, distribute, dispense or cultivate, or did bring into this Commonwealth, a net weight often thousand pounds or more of marihuana or a mixture containing marihuana, such marihuana or mixture having a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(a). (state prison not less than 8 years, not more than 15 years; or a fine not less than $20,000 and not more than $200,000. No sentence may be imposed that is less than the 8 year minimum imprisonment. Fine may not be in lieu of minimum 8 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/L **MARIHUANA, TRAFFICKING IN 2000 POUNDS OR MORE BUT LESS THAN 10,00 POUNDS** c94C §32E(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did traffic in marihuana in that the defendant did knowingly or intentionally manufacture, distribute, dispense or cultivate, or possess with intent to manufacture, distribute, dispense or cultivate, or did bring into this Commonwealth, a net weight of two thousand pounds or more

but less than ten thousand pounds of marihuana or a mixture containing marihuana, such marihuana or mixture having a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(a). (state prison not less than 3 ½ years, not more than 15 years; or a fine not less than $5,000 and not more than $50,000. No sentence may be imposed that is less than the 3 ½ year minimum imprisonment. Fine may not be in lieu of minimum 3 ½ year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/M **PHENMETRAZINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more of such controlled substance, or a net weight of eighteen grams or more but less than thirty-six grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 2 years, not more than 15 years; or a fine not less than $2,500 and not more than $25,000. No sentence may be imposed that is less than the 2 year minimum imprisonment. Fine may not be in lieu of minimum 2 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/N **PHENMETRAZINE, TRAFFICKING IN 36 GRAMS OR MORE, LESS THAN 100 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of thirty-six grams or more but less than one hundred grams of such controlled substance, or a net weight of thirty-six grams or more but less than one hundred grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 3 ½ years, not more than 20 years; or a fine not less than $5,000 and not more than $50,000. No sentence may be imposed that is less than the 3 ½ year minimum imprisonment. Fine may not be in lieu of minimum 3 ½ year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/O **PHENMETRAZINE, TRAFFICKING IN 100 GRAMS OR MORE, LESS THAN 200 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of one hundred grams or more but less than two hundred grams of such controlled substance, or a net weight of one hundred grams or more but less than two hundred grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 8 years, not more than 20 years; or a fine not less than $10,000 and not more than $100,000. No sentence may be imposed that is less than the 8 year minimum imprisonment. Fine may not be in lieu of minimum 8 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/P **PHENMETRAZINE, TRAFFICKING IN 200 GRAMS OR MORE** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of two hundred grams or more of such controlled substance, or a net weight of two hundred grams or more of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (state prison not less than 12 years, not more than 20 years; or a fine not less than $50,000 and not more than $500,000. No sentence may be imposed that is less than the 12 year minimum imprisonment. Fine may not be in lieu of minimum 12 year imprisonment.NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/Q **FENTANYL, TRAFFICKING IN MORE THAN 10 GRAMS** c.94C, §32E(c½) (Effective 2/22/16)
on **[DATE OF OFFENSE:]** did traffick in fentanyl, or any derivative of fentanyl, by knowingly or intentionally manufacturing, distributing, dispensing, or possessing with intent to manufacture, distribute, or dispense, or by bringing into the Commonwealth a net weight of more than 10 grams of fentanyl or any mixture containing more than 10 grams of fentanyl or a derivative of fentanyl, in violation of G.L. c.94C, §32E (c½). (PENALTY: state prison not more than 20 years. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/R **METHAMPHETAMINE, TRAFFICKING IN 18 GRAMS OR MORE, LESS THAN 36 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in methamphetamine, including its salts, isomers and salts of isomers, which is a controlled substance defined in clause (2) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of eighteen grams or more of such controlled substance, or a net weight of eighteen grams or more but less than thirty-six grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (PENALTY: state prison not less than 2 years, not more than 15 years; or a fine not less than $2,500 and not more than $25,000. No sentence may be imposed that is less than the 2 year minimum imprisonment. Fine may not be in lieu of minimum 2 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/S **METHAMPHETAMINE, TRAFFICKING IN 36 GRAMS OR MORE, LESS THAN 100 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in methamphetamine, including its salts, isomers and salts of isomers, which is a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of thirty-six grams or more but less than one hundred grams of such controlled substance, or a net weight of thirty-six grams or more but less than one hundred grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (PENALTY: state prison not less than 3 ½ years, not more than 20 years; or a fine not less than $5,000 and not more than $50,000. No sentence may be imposed that is less than the 3 ½ year minimum imprisonment. Fine may not be in lieu of minimum 3 ½ year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/T **METHAMPHETAMINE, TRAFFICKING IN 100 GRAMS OR MORE, LESS THAN 200 GRAMS** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in methamphetamine, including its salts, isomers and salts of isomers, which is a controlled substance defined in clause (3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of one hundred grams or more but less than two hundred grams of such controlled substance, or a net weight of one hundred grams or more but less than two hundred grams of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (PENALTY: state prison not less than 8 years, not more than 20 years; or a fine not less than $10,000 and not more than $100,000. No sentence may be imposed that is less than the 8 year minimum imprisonment. Fine may not be in lieu of minimum 8 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32E/U **METHAMPHETAMINE, TRAFFICKING IN 200 GRAMS OR MORE** c94C §32E(b) (Effective 8/2/12)
on **[DATE OF OFFENSE:]** did traffic in methamphetamine, including its salts, isomers and salts of isomers, which is a controlled substance defined in clause

(3) of paragraph (c) of Class B of G.L. c.94C, §31, in that the defendant did knowingly or intentionally manufacture, distribute or dispense, or possess with intent to manufacture, distribute or dispense, or did bring into this Commonwealth, a net weight of two hundred grams or more of such controlled substance, or a net weight of two hundred grams or more of a mixture containing such controlled substance, to wit: a net weight of **[NET WEIGHT:]**, in violation of G.L. c.94C, §32E(b). (PENALTY: state prison not less than 12 years, not more than 20 years; or a fine not less than $50,000 and not more than $500,000. No sentence may be imposed that is less than the 12 year minimum imprisonment. Fine may not be in lieu of minimum 12 year imprisonment. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/A **COCAINE, DISTRIBUTE TO MINOR** c94C §32F(d) (Effective 7/14/88)
on **[DATE OF OFFENSE:]** did knowingly or intentionally manufacture, distribute or dispense a controlled substance as defined in clause (4) of paragraph (a) of Class B of G.L. c.94C, §31, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(d). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/B **DRUG, DISTRIBUTE TO MINOR CLASS A** c94C §32F(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(a). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/C **DRUG, DISTRIBUTE TO MINOR CLASS B** c94C §32F(b) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/D **DRUG, DISTRIBUTE TO MINOR CLASS C** c94C §32F(c) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did knowingly or intentionally manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/E **DRUG, POSSESS TO DISTR TO MINOR CLASS A** c94C §32F(a) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(a). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/F **DRUG, POSSESS TO DISTR TO MINOR CLASS B** c94C §32F(b) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(b). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32F/G **DRUG, POSSESS TO DISTR TO MINOR CLASS C** c94C §32F(c) (Effective 7/10/80)
on **[DATE OF OFFENSE:]** did knowingly or intentionally possess with intent to manufacture, distribute or dispense a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, to a person under eighteen years of age, in violation of G.L. c.94C, §32F(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32G/A **COUNTERFEIT DRUG, DISTRIBUTE** c94C §32G (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]** did knowingly or intentionally create, distribute or dispense a counterfeit substance, as defined in G.L. c.94C, §1, in violation of G.L. c.94C, §32G. (PENALTY: imprisonment not more than 1 year; or not less than $250, not more than $2500 fine; or both.)

94C/32G/A **COUNTERFEIT DRUG, DISTRIBUTE** c94C §32G (Effective 1/4/90)
on **[DATE OF OFFENSE:]** did knowingly or intentionally create, distribute or dispense a counterfeit substance, as defined in G.L. c.94C, §1, in violation of G.L. c.94C, §32G. (PENALTY: imprisonment not more than 1 year; or not less than $250, not more than $2500 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32G/B **COUNTERFEIT DRUG, POSSESS TO DISTRIBUTE** c94C §32G (Effective 1/5/83-1/3/90)
on **[DATE OF OFFENSE:]** did knowingly or intentionally possess with intent to distribute or dispense a counterfeit substance, as defined in G.L. c.94C, §1, in violation of G.L. c.94C, §32G. (PENALTY: imprisonment not more than 1 year; or not less than $250, not more than $2500 fine; or both.)

94C/32G/B **COUNTERFEIT DRUG, POSSESS TO DISTRIBUTE** c94C §32G (Effective 1/4/90)
on **[DATE OF OFFENSE:]** did knowingly or intentionally possess with intent to distribute or dispense a counterfeit substance, as defined in G.L. c.94C, §1, in violation of G.L. c.94C, §32G. (PENALTY: imprisonment not more than 1 year; or not less than $250, not more than $2500 fine; or both; [G.L. c.280, §6B:] plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/32I/A **DRUG PARAPHERNALIA, DISTRIBUTE** c94C §32I(a) (Effective 3/24/82-7/12/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did sell or did manufacture with intent to sell drug paraphernalia, as defined in G.L. c.94C, §1, knowing, or under circumstances where he or she reasonably should have known, that it would be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance contrary to the provisions of G.L. c.94C, in violation of G.L. c.94C, §32I(a). (PENALTY: imprisonment not less than 1 year, not more than 2 years; or not less than $500, not more than $5000 fine; or both.)

94C/32I/A **DRUG PARAPHERNALIA, DISTRIBUTE** c94C §32I(a) (Effective 7/13/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did sell or did manufacture with intent to sell drug paraphernalia, as defined in G.L. c.94C, §1, knowing, or under circumstances where he or she reasonably should have known, that it would be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, ingest, inhale, or otherwise introduce into the human body a controlled substance contrary to the provisions of G.L. c.94C, in violation of G.L. c.94C, §32I(a). (PENALTY: imprisonment not less than 1 year, not more than 2 years; or not less than $500, not more than $5000 fine; or both.)

94C/32I/B **DRUG PARAPHERNALIA, POSSESS TO DISTRIB** c94C §32I(a) (Effective 3/24/82-7/12/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did possess with intent to sell drug paraphernalia, as defined in G.L. c.94C, §1, knowing, or under circumstances where he or she reasonably should have known, that it would be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance contrary to the provisions of G.L. c.94C, in violation of G.L. c.94C, §32I(a). (PENALTY: imprisonment not less than 1 year, not more than 2 years; or not less than $500, not more than $5000 fine; or both.)

94C/32I/B **DRUG PARAPHERNALIA, POSSESS/PURCHASE TO DISTRIB** c94C §32I(a) (Effective 7/13/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did possess or purchase with intent to sell drug paraphernalia, as defined in G.L. c.94C, §1, knowing, or under circumstances where he or she reasonably should have known, that it would be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, ingest, inhale, or otherwise introduce into the human body a controlled substance contrary to the provisions of G.L. c.94C, in violation of G.L. c.94C, §32I(a). (PENALTY: imprisonment not less than 1 year, not more than 2 years; or not less than $500, not more than $5000 fine; or both.)

94C/32I/C **DRUG PARAPHERNALIA, SELL TO MINOR** c94C §32I(b) (Effective 3/24/82-7/12/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did sell drug paraphernalia, as defined in G.L. c.94C, §1, to a person under eighteen years of age, knowing, or under circumstances where he or she reasonably should have known, that it would be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance contrary to the provisions of G.L. c.94C, in violation of G.L. c.94C, §32I(b). (PENALTY: state prison not less than 3 years, not more than 5 years; or not less than $1000, not more than $5000 fine; or both.)

94C/32I/C **DRUG PARAPHERNALIA, SELL TO MINOR** c94C §32I(b) (Effective 7/13/06)
on **[DATE OF OFFENSE:]**, not being authorized by law, did sell drug paraphernalia, as defined in G.L. c.94C, §1, to a person under eighteen years of age, knowing, or under circumstances where he or she reasonably should have known, that it would be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, ingest, inhale, or otherwise introduce into the human body a controlled substance contrary to the provisions of G.L. c.94C, in violation of G.L. c.94C, §32I(b). (PENALTY: state prison not less than 3 years, not more than 5 years; or not less than $1000, not more than $5000 fine; or both.)

94C/32I/D **ROLLING PAPERS WARNING NOTICE, FAIL POST** c94C §32I(c) (Effective 10/9/87)
on **[DATE OF OFFENSE:]**, being in control of a premises where tobacco rolling papers were sold, did fail to cause to be displayed in a prominent place therein a printed warning that such papers shall not be used in conjunction with the possession of a controlled substance the possession of which is punishable by a fine or imprisonment, in violation of G.L. c. 94C, §32I(c). (PENALTY: not less than $50, not more than $200 fine.)

94C/32J **DRUG VIOLATION NEAR SCHOOL** c94C §32J (Effective 7/11/89-3/26/94)
on **[DATE OF OFFENSE:]** did, as charged in the accompanying count(s), violate the provisions of G.L. c.94C, §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I while in or on, or within 1000 feet of the real property comprising an elementary, vocational or secondary school, in violation of G.L. c.94C, §32J. (ADDITIONAL PENALTY FROM AND AFTER SENTENCE FOR VIOLATION OF §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I: state prison not less than 2½ years, not more than 15 years; or jail or house of correction not less than a mandatory minimum of 2 years, not more than 2½ years; and optional fine not less than $1000, not more than $10,000. [§32H:] May not be filed or continued without a finding; no reduction or suspension of sentence until 2 years served. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32J **DRUG VIOLATION NEAR SCHOOL/PARK** c94C §32J (Effective 3/27/94-7/29/98)
on **[DATE OF OFFENSE:]** did, as charged in the accompanying count(s), violate the provisions of G.L. c.94C, §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I while in or on, or within 1000 feet of the real property comprising an elementary, vocational or secondary school, or within 100 feet of a public park or playground, in violation of G.L. c.94C, §32J. (ADDITIONAL PENALTY FROM AND AFTER SENTENCE FOR VIOLATION OF §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I: state prison not less than 2½ years, not more than 15 years; or jail or house of correction not less than a mandatory minimum of 2 years, not more than 2½ years; and optional fine not less than $1000, not more than $10,000. [§32H:] May not be filed or continued without a finding; no reduction or suspension of sentence until 2 years served. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32J **DRUG VIOLATION NEAR SCHOOL/PARK** c94C §32J (Effective 7/30/98-8/1/12)
NOTE: THIS AGGRAVATING CHARGE MUST ACCOMPANY ANOTHER COUNT CHARGING THE PREDICATE OFFENSE.
on **[DATE OF OFFENSE:]**, as charged in the accompanying count(s), did violate the provisions of G.L. c.94C, §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I while in or on, or within 1000 feet of the real property comprising a public or private accredited preschool, accredited headstart facility, or elementary, vocational or secondary school, or within 100 feet of a public park or playground, in violation of G.L. c.94C, §32J. (ADDITIONAL PENALTY FROM AND AFTER SENTENCE FOR VIOLATION OF §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I: state prison not less than 2½ years, not more than 15 years; or jail or house of correction not less than a mandatory minimum of 2 years, not more than 2½ years; and optional fine not less than $1000, not more than $10,000. [§32H:] May not be filed or continued without a finding; no reduction or suspension of sentence until 2 years served. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32J **DRUG VIOLATION NEAR SCHOOL/PARK** c94C §32J (Effective 8/2/12)
NOTE: THIS AGGRAVATING CHARGE MUST ACCOMPANY ANOTHER COUNT CHARGING THE PREDICATE OFFENSE.
on **[DATE OF OFFENSE:]**, as charged in the accompanying count(s), did violate the provisions of G.L. c.94C, §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I while in or on, or within 300 feet of the real property comprising a public or private accredited preschool, accredited headstart facility, or elementary, vocational or secondary school during the hours between 5:00 a.m. and midnight, or within 100 feet of a public park or playground, in violation of G.L. c.94C, §32J. (ADDITIONAL PENALTY FROM AND AFTER SENTENCE FOR VIOLATION OF §§ 32, 32A, 32B, 32C, 32D, 32E, 32F or 32I: state prison not less than 2½ years, not more than 15 years; or jail or house of correction not less than a mandatory minimum of 2 years, not more than 2½ years; and optional fine not less than $1000, not more than $10,000. [§32H:] May not be filed or continued without a finding; no reduction or suspension of sentence until 2 years served. District Court has final jurisdiction under G.L. c.218, §26.)

94C/32K/A **DRUG FUNDS, CAUSE MINOR TO POSSESS** c94C §32K (Effective 11/12/90)
on **[DATE OF OFFENSE:]** did cause, induce or abet a person under the age of eighteen to accept, deliver or possess money used or intended for use in the procurement, manufacture, compounding, processing, delivery, distribution or sale of a controlled substance, as defined in G.L. c. 94C, in violation of G.L. c.94C, §32K. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32K/B **DRUG, CAUSE MINOR TO DISTRIBUTE** c94C §32K (Effective 11/12/90)
on **[DATE OF OFFENSE:]** did cause, induce or abet a person under the age of eighteen to distribute, dispense or possess with the intent to distribute or dispense a controlled substance, as defined in G.L. c. 94C, in violation of G.L. c.94C, §32K. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/32M **JUVENILE SIMPLE POSS. OF MARIHUANA, FAIL TO ATTEND DRUG PROG. -17** c94C §32M (Effective 01/02/09-9/17/13)
on **[DATE OF OFFENSE:]**, having committed the offense of possession of one ounce or less of marihuana, in violation of G.L. c.94C, § 32L, at the age of seventeen or younger, did fail to complete a drug awareness program within one year of such offense, in violation of G.L. c.94C, §32M. (PENALTY: subject to delinquency proceedings.)

94C/32M **JUVENILE SIMPLE POSS. OF MARIHUANA, FAIL TO ATTEND DRUG PROG. -18** c94C §32M (Effective 09/18/13)
on **[DATE OF OFFENSE:]**, having committed the offense of possession of one ounce or less of marihuana, in violation of G.L. c.94C, § 32L, while under the age of 18 at the time of the offense, did fail to complete a drug awareness program within one year of such offense, in violation of G.L. c.94C, §32M. (PENALTY: subject to delinquency proceedings.)

94C/33/A **DRUG, FALSE REGIS NUMBER FOR** c94C §33(a) (Effective 7/10/74)
on **[DATE OF OFFENSE:]** did knowingly or intentionally use in the course of the manufacture or distribution of a controlled substance a registration number which was fictitious, revoked, suspended, or issued to another person, in violation of G.L. c.94C, §33(a). (PENALTY from §33(c): state prison not more than 4 years; or house of correction not more than 2½ years; or not more than $20,000 fine; or both such imprisonment and fine.)

94C/33/B **DRUG, FALSE REGIS NUMBER FOR, SUBSQ. OFF.** c94C §33(c) (Effective 7/10/74)
on **[DATE OF OFFENSE:]** did knowingly or intentionally use in the course of the manufacture or distribution of a controlled substance a registration number which was fictitious, revoked, suspended, or issued to another person, the defendant having previously been convicted of a violation of G.L. c.94C, §33, or of a felony under another provision of G.L. c.94C, or under a provision of prior law relative to the sale or manufacture of a narcotic or harmful drug, in violation of G.L. c.94C, §33(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/33/C **DRUG, OBTAIN BY FRAUD** c94C §33(b) (Effective 7/10/74)
on **[DATE OF OFFENSE:]** did knowingly or intentionally acquire or obtain possession of a controlled substance by means of forgery, fraud, deception or subterfuge, in violation of G.L. c.94C, §33(b). (PENALTY from §33(c): state prison not more than 4 years; or house of correction not more than 2½ years; or not more than $20,000 fine; or both such imprisonment and fine.)

94C/33/D **DRUG, OBTAIN BY FRAUD, SUBSQ. OFF.** c94C §33(c) (Effective 7/10/74)
on **[DATE OF OFFENSE:]** did knowingly or intentionally acquire or obtain possession of a controlled substance by means of forgery, fraud, deception or subterfuge, the defendant having previously been convicted of a violation of G.L. c.94C, §33, or of a felony under another provision of G.L. c.94C, or under a provision of prior law relative to the sale or manufacture of a narcotic or harmful drug, in violation of G.L. c.94C, §33(c). (NO DISTRICT COURT FINAL JURISDICTION in ADULT SESSION.)

94C/33/E **PRESCRIPTION, UTTER FALSE** c94C §33(b) (Effective 7/10/74)
on **[DATE OF OFFENSE:]** did utter a false prescription for a controlled substance, in violation of G.L. c.94C, §33(b). (PENALTY from §33(c): state prison not more than 4 years; or house of correction not more than 2½ years; or not more than $20,000 fine; or both such imprisonment and fine.)

94C/33/F **PRESCRIPTION, UTTER FALSE, SUBSQ. OFF.** c94C §33(c) (Effective 7/10/74)
on **[DATE OF OFFENSE:]** did utter a false prescription for a controlled substance, the defendant having previously been convicted of a violation of G.L. c.94C, §33, or of a felony under another provision of G.L. c.94C, or under a provision of prior law relative to the sale or manufacture of a narcotic or harmful drug, in violation of G.L. c.94C, §33(c). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

94C/34/A **DRUG, POSSESS CLASS A** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, in violation of G.L. c.94C, §34. (PENALTY for possession of heroin: imprisonment not more than 2 years; or not more than $2000; or both. PENALTY for possession of other Class A drugs: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/34/B **DRUG, POSSESS CLASS A, SUBSQ. OFF.** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class A of G.L. c.94C, §31, to wit: **[TYPE OF CLASS A DRUG:]**, in violation of G.L. c.94C, §34, the defendant having previously been convicted of violating the provisions of G.L. c.94C, §34, or of a felony under another provision of G.L. c.94C, or of a corresponding provision of prior law relative to the sale or manufacture of a narcotic drug, in violation of G.L. c.94C, §34. (PENALTY for possession of heroin: state prison not less than 2½ years, not more than 5 years; or not more than $5000 and jail or house of correction for not more than 2½ years; G.L. c.280, §6B: plus Drug Analysis Fee of not less than $150, not more than $500, with maximum assessment of $500 for multiple offenses from single incident. PENALTY for possession of other Class A drugs: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/34/C **DRUG, POSSESS CLASS B** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/34/D **DRUG, POSSESS CLASS B, SUBSQ. OFF.** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class B of G.L. c.94C, §31, to wit: **[TYPE OF CLASS B DRUG:]**,the defendant having previously been convicted of violating G.L. c.94C, §34, or of a felony under another provision of G.L. c.94C, or of a corresponding provision of prior law relative to the sale or manufacture of a narcotic drug, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/34/E **DRUG, POSSESS CLASS C** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/34/F **DRUG, POSSESS CLASS C, SUBSQ. OFF.** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class C of G.L. c.94C, §31, to wit: **[TYPE OF CLASS C DRUG:]**, in violation of G.L. c.94C, §34, the defendant having previously been convicted of violating the provisions of this section, or of a felony under another provision of G.L. c.94C, or of a corresponding provision of prior law relative to the sale or manufacture of a narcotic drug, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/34/G **DRUG, POSSESS CLASS D** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, in violation of G.L. c.94C, §34. (PENALTY for possession of marihuana if no prior conviction under c. 94C or prior law relating to narcotic or harmful drugs: probation if defendant consents, unless judge files memorandum stating reasons for not so doing; upon successful completion, case to be dismissed. PENALTY for possession of marihuana otherwise: imprisonment not more than 6 months; or $500; or both. PENALTY for possession of other Class D drug: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/34/H **DRUG, POSSESS CLASS D, SUBSQ. OFF.** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class D of G.L. c.94C, §31, to wit: **[TYPE OF CLASS D DRUG:]**, the defendant having previously been convicted of violating the provisions of G.L. c.94C, §34, or of a felony under another provision of G.L. c.94C, or of a corresponding provision of prior law relative to the sale or manufacture of a narcotic drug, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/34/I **DRUG, POSSESS CLASS E** c94C §34 (Effective 9/21/75-)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess a controlled substance in Class E of G.L. c.94C, §31, to wit: **[TYPE OF CLASS E DRUG:]**, in violation of G.L. c.94C, §34. (PENALTY if no prior conviction under c. 94C or prior law relating to narcotic or harmful drugs: probation if defendant consents, unless judge files memorandum stating reasons for not so doing; upon successful completion, case to be dismissed. PENALTY otherwise: imprisonment not more than 6 months; or $500; or both.)

94C/34/J **HEROIN, POSSESS** c94C §34 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess heroin, as defined in Class A of G.L. c.94C, §31, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/34/K **HEROIN, POSSESS, SUBSQ. OFF.** c94C §34 (Effective 9/28/74-1/3/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess heroin, as defined in Class A of G.L. c.94C, §31, the defendant having previously been convicted of such an offense, in violation of G.L. c.94C, §34. (PENALTY: state prison not less than 2½ years, not more than 5 years; or not more than $5000 and jail or house of correction for not more than 2½ years.)

94C/34/K **HEROIN, POSSESS, SUBSQ. OFF.** c94C §34 (Effective 1/4/90)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess heroin, as defined in Class A of G.L. c.94C, §31, the defendant having previously been convicted of such an offense, in violation of G.L. c.94C, §34. (PENALTY: state prison not less than 2½ years, not more than 5 years; or not more than $5000 and jail or house of correction for not more than 2½ years; G.L. c.280, §6B: plus Drug Analysis Fee of not less than $150, not more than $500, with maximum assessment of $500 for multiple offenses from single incident.)

94C/34/L **MARIHUANA, POSSESS** c94C §34 (Effective 7/1/72-1/1/08)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess marihuana, as defined in Class D of G.L. c.94C, §31, in violation of G.L. c.94C, §34. (PENALTY if no prior conviction under c. 94C or prior law relating to narcotic or harmful drugs: probation if defendant consents, unless judge files memorandum stating reasons for not so doing; upon successful completion, case to be dismissed. PENALTY otherwise: imprisonment not more than 6 months; or $500; or both.)

94C/34/L **MARIHUANA +1 OZ, POSSESS** c94C §34 (Effective 1/2/09)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess more than one ounce of marihuana, as defined in Class D of G.L. c.94C, §31, in violation of G.L. c.94C, §34. (PENALTY if no prior conviction under c. 94C or prior law relating to narcotic or harmful drugs: probation if defendant consents, unless judge files memorandum stating reasons for not so doing; upon successful completion, case to be dismissed. PENALTY otherwise: imprisonment not more than 6 months; or $500; or both.)

94C/34/M **MARIHUANA, POSSESS, SUBSQ. OFF.** c94C §34 (Effective 7/1/72-1/1/08)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess marihuana, as defined in Class D of G.L. c.94C, §31, the defendant having previously been convicted of violating the provisions of G.L. c.94C, §34, or of a felony under another provision of G.L. c.94C, or of a corresponding provision of prior law relative to the sale or manufacture of a narcotic drug, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/34/M **MARIHUANA +1 OZ, POSSESS, SUBSQ. OFF.** c94C §34 (Effective 1/2/09)
on **[DATE OF OFFENSE:]**, not being authorized by law, did knowingly or intentionally possess more than one ounce of marihuana, as defined in Class D of G.L. c.94C, §31, the defendant having previously been convicted of violating the provisions of G.L. c.94C, §34, or of a felony under another provision of G.L. c.94C, or of a corresponding provision of prior law relative to the sale or manufacture of a narcotic drug, in violation of G.L. c.94C, §34. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

94C/35 **HEROIN, BEING PRESENT WHERE KEPT** c94C §35 (Effective 7/1/72-1/3/90)
on **[DATE OF OFFENSE:]** was knowingly present at a place where heroin was kept or deposited in violation of G.L. c.94C, or was in the company of another person knowing that such person was in possession of heroin in violation of G.L. c.94C, in violation of G.L. c.94C, §35. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

94C/35 **HEROIN, BEING PRESENT WHERE KEPT** c94C §35 (Effective 1/4/90)
on **[DATE OF OFFENSE:]** was knowingly present at a place where heroin was kept or deposited in violation of G.L. c.94C, or was in the company of another person knowing that such person was in possession of heroin in violation of G.L. c.94C, in violation of G.L. c.94C, §35. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both; G.L. c.280, §6B: plus Drug Analysis Fee of not less than $35, not more than $100, with maximum fee of $500 for multiple offenses from single incident.)

94C/37 **DRUG, LARCENY OF** c94C §37 (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did steal a controlled substance from a registered manufacturer, wholesale druggist, pharmacy or other person authorized to dispense or possess a controlled substance, in violation of G.L. c.94C, §37. (NO FINAL DISTRICT COURT JURISDICTION IN ADULT SESSION.)

94C/40 **CONSPIRACY TO VIOLATE DRUG LAW** c94C §40 (Effective 7/1/72)
on **[DATE OF OFFENSE:]** did conspire with **[NAME(S) OF CO-CONSPIRATOR(S):]** to violate a provision of G.L. c.94C, to wit: **[OFFENSE THAT WAS OBJECT OF CONSPIRACY:]**, in violation of G.L. c.94C, §40. (PENALTY: the sentence prescribed for the offense which was the object of the conspiracy. NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION UNLESS OFFENSE THAT WAS OBJECT OF CONSPIRACY IS INCLUDED IN G.L. c. 218, § 26.)

95/4 **LEATHER, SELL UNMEASURED** c95 §4
on **[DATE OF OFFENSE:]** did sell or offer leather for sale by measure without having caused such leather to be measured by a sworn measurer, such leather not having previously been measured by a sworn measurer of a town in this Commonwealth or by some person lawfully appointed therefor in some other state, and the measurement thereof not having been expressly waived in writing by the buyer and seller thereof, in violation of G.L. c.95, §4. (PENALTY: not less than $10, not more than $50.)

95/5 **LEATHER MEASURER'S MARK, FORGE/ALTER** c95 §5
on **[DATE OF OFFENSE:]**: (1) did counterfeit or cause to be counterfeited a measurer's marks on a portion of leather; or (2) not being a sworn measurer, did alter or deface with intent to deceive a measurer's marks on a portion of leather, in violation of G.L. c.95, §5. (PENALTY: $25.)

96/9 **LUMBER MEASURER, FRAUD/NONFEASANCE BY** c96 §9
on **[DATE OF OFFENSE:],** being a measurer of lumber for the city or town of **[NAME OF MUNICIPALITY:]**: (1) was guilty of or did connive at a fraud or deceit in measuring, marking or numbering the contents of wood or lumber; or (2) having been lawfully requested, did refuse without good reason to measure lumber, in violation of G.L. c.96, §9. (PENALTY: not less than $50, not more than $200.)

96/10 **LUMBER MEASURER, INDUCE FRAUD BY** c96 §10
on **[DATE OF OFFENSE:]**, being a seller or purchaser of lumber, did induce or attempt to induce a measurer to make a false measurement, and in such inducement or attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.96, §10. (PENALTY: not less than $50, not more than $200.)

97/3 **LAND SURVEYOR MEASURING DEVICE VIOLATION** c97 §3
on **[DATE OF OFFENSE:]**, being a land surveyor: (1) did use a tape or other type of measuring device which had not been approved for use under regulations promulgated by the Board of Registration of Professional Engineers and Land Surveyors pursuant to G.L. c.112, §81D-§81T; or (2) did fail to have his or her tapes and measuring devices compared for accuracy of calibration to a baseline whose length had been determined in conformance with national standards for linear measurement in such manner and frequency as had been authorized by such Board; or (3) did fail to exhibit his or her records of compliance upon demand of such Board, in violation of G.L. c.97, §3. (PENALTY: not more than $100; and subject to further action by Board under G.L. c.112, §81P).

97/7 **LAND SURVEYOR FAIL ADJUST COMPASS** c97 §7
during the year ending **[DATE OF OFFENSE:]**, being a land surveyor, did fail to adjust and verify his or her compass and to record under oath its variation from the true meridian, as required by G.L. c.97, §2, having used his or her compass to measure an angle in surveying during such year preceding, in violation of G.L. c.97, §7. (PENALTY: $10, to be divided equally between the county and the complainant.)

98/7 **WEIGHT/MEASURE, MISHANDLE MUNICIPAL** c98 §7
during the period ending **[DATE OF OFFENSE:]**, being a town sealer: (1) did neglect to provide a suitable place for keeping the municipal standard weights, measures and balances prescribed by G.L. c.98, §7; or (2) did neglect to keep them in good order and repair; or (3) did suffers one or more of them to be lost, damaged or destroyed through his or her neglect, in violation of G.L. c.98, §7. (PENALTY: forfeiture of $500.)

98/14/A **CLINICAL THERMOMETER REGULATION VIOL** c98 §14 (Effective 10/23/87)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a rule or regulation adopted pursuant to G.L. c.98, §13 by the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation governing the manufacture and sale of clinical thermometers, 202 Code Mass. Regs. §2.04 et seq., in violation of G.L. c.98, §14. (PENALTY: not more than $50.)

98/14/B **CLINICAL THERMOMETERS, UNCERTIFIED** c98 §14 (Effective 10/23/87)
on **[DATE OF OFFENSE:]** did keep for the purpose of sale, or offer or expose for sale, or sell **[NUMBER OF CLINICAL THERMOMETERS:]** clinical thermometers that were not sealed, marked or certified as correct by the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation, or by the manufacturer as provided in G.L. c.98, §13, in violation of G.L. c.98, §14. (PENALTY: not more than $10 for each thermometer.)

98/16 **MILK/BEVERAGE CARTON, REUSE** c98 §16
on **[DATE OF OFFENSE:]** did re-use a paper or fibre bottle or jar for distributing milk, cream or other liquid used for food to consumers after such bottle or jar had been once used therefor, in violation of G.L. c.98, §16. (PENALTY from §17: not more than $25.)

98/19/A **MILK CAN, SELL UNMARKED** c98 §19
on **[DATE OF OFFENSE:]** did sell **[NUMBER OF MILK CANS:]** cans or containers to be used in the purchase or sale of milk or cream at wholesale that was not marked with their capacity and sealed as required by G.L. c.98, §18, in violation of G.L. c.98, §19. (PENALTY: not more than $10 for each such can or container sold.)

98/19/B **MILK CAN, USE UNMARKED** c98 §19
on **[DATE OF OFFENSE:]** did use one or more cans or containers in the purchase or sale of milk or cream at wholesale that were not marked with their capacity and sealed as required by G.L. c.98, §18, in violation of G.L. c.98, §19. (PENALTY: not more than $10.)

98/20 **ICE CREAM CONTAINER, NONCONFORMING** c98 §20
on **[DATE OF OFFENSE:]** did use one or more cans, molds or other containers in the sale of ice cream or other frozen desserts and/or frozen dessert mix by measure that: (1) were not of the capacity of Massachusetts standard liquid measure; or (2) were not sealed by their manufacturer or by a sealer of weights and measures as required by G.L. c.98, §20, in violation of G.L. c.98, §20. (PENALTY from §24: not more than $50.)

98/22 **CARTON FOR SEMI-SOLIDS, NONCONFORMING** c98 §22
on **[DATE OF OFFENSE:]** did use one or more paper or fibre cartons for the sale by measure of viscous or semi-solid commodities or mixtures of solids and liquids that: (1) did not contain, or were not sold as containing, 1 gill, ½ pint, 1 pint, 1 quart, 2 quarts, 1 gallon, 2½ gallons, 3½ gallons, or multiples of the gallon, Massachusetts standard liquid measure; or (2) were not of such shape and dimensions as had been approved by the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation, in violation of G.L. c.98, §22. (PENALTY from §24: not more than $50.)

98/24 **CONTAINER, UNAUTHORIZED MARKING OF** c98 §24
on **[DATE OF OFFENSE:]** did mark a container or other measure, or procure the same to be marked, or did print thereon or procure to have marked or printed thereon, a mark, number or designation without the approval or authority of the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation, not being excepted by G.L. c.98, §20, in violation of G.L. c.98, §24. (PENALTY: not more than $50.)

98/25 **WEIGHT/MEASURE, REMOVE SEALER'S LABEL ON** c98 §25
on **[DATE OF OFFENSE:]**, without the consent of the sealer of weights and measures who had affixed the same, did remove: (1) a stamp, mark or label that had been affixed by a sealer of weights and measures to a weighing or measuring device which could not be made to conform to the standard indicating that it had been "Condemned" or "CD"; or (2) a notice that had been affixed to a weighing or measuring device in possession of a merchant or vendor not used for buying or selling or for weighing and measuring for hire or reward indicating that such article had not been sealed under G.L. c.98, in violation of G.L. c.98, §25. (PENALTY: not more than $50.)

98/26 **WEIGHT/MEASURE, FALSE** c98 §26
on **[DATE OF OFFENSE:]** did use, or possess with intent to use, a false or condemned weighing or measuring device, as defined in G.L. c.98, §1, for weighing or measuring a commodity bought, sold or exchanged, or for hire or reward, in violation of G.L. c.98, §26. (PENALTY: not more than $50.)

98/27 **WEIGHT/MEASURE, USE UNSEALED** c98 §27
on **[DATE OF OFFENSE:]** did sell, or if by the custom of trade such weighing or measuring devices are provided by the buyer, did buy, by a weighing or measuring device which had not been sealed according to law, in violation of G.L. c.98, §27. (PENALTY: forfeiture of not more than $20, payable to complainant.)

98/29/A **WEIGHT/MEASURE REGS VIOL** c98 §29 (Effective 5/22/77-2/11/97)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Director of Standards in the Executive Office of Consumer Affairs, adopted or issued pursuant to G.L. c.98, §29. (PENALTY: as provided by rule or regulation, but not more than $50.)

98/29/A **WEIGHT/MEASURE REGS VIOL** c98 §29 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation, adopted or issued pursuant to G.L. c.98, §29. (PENALTY: as provided by rule or regulation, but not more than $100.)

98/29/B **WEIGHT/MEASURE REGS VIOL, SUBSQ. OFF.** c98 §29 (Effective 5/22/77)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule, regulation or order of the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation, adopted or issued pursuant to G.L. c.98, §29, the defendant having previously been convicted of such an offense. (PENALTY: as provided by rule or regulation, but not more than $500.)

98/31/A **WEIGHT/MEASURE SEAL, COUNTERFEIT** c98 §31
on **[DATE OF OFFENSE:]**, without being duly authorized thereto, did possess an imitation or counterfeit of the seal used by a sealer or deputy sealer of weights and measures, in violation of G.L. c.98, §31. (PENALTY: not more than $50.)

98/31/B **WEIGHT/MEASURE SEALER FAIL KEEP SEAL** c98 §31
during a period through **[DATE OF OFFENSE:]**, being a municipal or district sealer of weights and measures, did neglect to keep for his or her use a seal approved by the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation, in violation of G.L. c.98, §31. (PENALTY: forfeiture of not more than $20.)

98/31/C **WEIGHT/MEASURE SEALER, IMPERSONATE** c98 §31
on **[DATE OF OFFENSE:]**, without being duly authorized thereto, did impersonate a sealer or deputy sealer of weights and measures by the use of a seal or otherwise, in violation of G.L. c.98, §31. (PENALTY: not more than $50.)

98/34 **WEIGHT/MEASURE SEALER, OBSTRUCT** c98 §34 (Effective thru 2/11/97)
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, in violation of G.L. c.98, §34. (PENALTY: not more than $50.)

98/34 **WEIGHT/MEASURE SEALER, OBSTRUCT** c98 §34 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, in violation of G.L. c.98, §34. (PENALTY: not more than $500.)

98/34/B **WEIGHT/MEASURE SEALER, OBSTRUCT, SUBSQ.** c98 §34 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §34. (PENALTY: not more than $1000.)

98/42/A **WEIGHT/MEASURE SEALER, OBSTRUCT** c98 §42 (Effective 9/13/78-2/11/97)
on **[DATE OF OFFENSE:]** did neglect or refuse to exhibit his or her weighing or measuring devices to a sealer or deputy sealer of weights and measures, or did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, in violation of G.L. c.98, §42. (PENALTY: not more than $50.)

98/42/A **WEIGHT/MEASURE SEALER, OBSTRUCT** c98 §42 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did neglect or refuse to exhibit his or her weighing or measuring device to a sealer or deputy sealer of weights and measures, or did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, in violation

of G.L. c.98, §42. (PENALTY: not more than $500.)

98/42/B **WEIGHT/MEASURE SEALER, OBSTRUCT, 2ND OFF.** c98 §42 (Effective 9/13/78-2/11/97)
on **[DATE OF OFFENSE:]** did neglect or refuse to exhibit his or her weighing or measuring devices to a sealer or deputy sealer of weights and measures, or did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $100.)

98/42/B **WEIGHT/MEASURE SEALER, OBSTRUCT, 2ND OFF.** c98 §42 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did neglect or refuse to exhibit his or her weighing or measuring device to a sealer or deputy sealer of weights and measures, or did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $1000.)

98/42/C **WEIGHT/MEASURE SEALER, OBSTRUCT, 3RD OFF.** c98 §42 (Effective 9/13/78-2/11/97)
on **[DATE OF OFFENSE:]** did neglect or refuse to exhibit his or her weighing or measuring devices to a sealer or deputy sealer of weights and measures, or did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $200.)

98/42/C **WEIGHT/MEASURE SEALER, OBSTRUCT, 3RD OFF.** c98 §42 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did neglect or refuse to exhibit his or her weighing or measuring device to a sealer or deputy sealer of weights and measures, or did hinder, obstruct or in some way interfere with a sealer or deputy sealer of weights and measures in the performance of his or her duty, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $1000.)

98/42/D **WEIGHT/MEASURE, USE UNSEALED** c98 §42 (Effective 9/13/78-2/11/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device without first having it tested and sealed by a sealer or deputy sealer of weights and measures, in violation of G.L. c.98, §42. (PENALTY: not more than $50.)

98/42/D **WEIGHT/MEASURE, USE UNSEALED** c98 §42 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device without first having it tested and sealed by a sealer or deputy sealer of weights and measures, in violation of G.L. c.98, §42. (PENALTY: not more than $500.)

98/42/E **WEIGHT/MEASURE, USE UNSEALED, 2ND OFF.** c98 §42 (Effective 9/13/78-2/11/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device without first having it tested and sealed by a sealer or deputy sealer of weights and measures, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $100.)

98/42/E **WEIGHT/MEASURE, USE UNSEALED, 2ND OFF.** c98 §42 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device without first having it tested and sealed by a sealer or deputy sealer of weights and measures, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $1000.)

98/42/F **WEIGHT/MEASURE, USE UNSEALED, 3RD OFF.** c98 §42 (Effective 9/13/78-2/11/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device without first having it tested and sealed by a sealer or deputy sealer of weights and measures, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $200.)

98/42/F **WEIGHT/MEASURE, USE UNSEALED, 3RD OFF.** c98 §42 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device without first having it tested and sealed by a sealer or deputy sealer of weights and measures, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.98, §42. (PENALTY: not more than $1000.)

98/45 **TAXI METER TESTING REGULATION VIOLATION** c98 §45 (Effective thru 2/11/97)
on **[DATE OF OFFENSE:]**, being the owner or operator of a taxicab, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Standards in the Executive Office of Consumer Affairs governing the testing of taxicab meters and the accurate use thereof, in violation of G.L. c.98, §45. (PENALTY: $10.)

98/45 **TAXI METER TESTING REGULATION VIOLATION** c98 §45 (Effective 2/12/97)
on **[DATE OF OFFENSE:]**, being the owner or operator of a taxicab, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation governing the testing of taxicab meters and the accurate use thereof, in violation of G.L. c.98, §45. (PENALTY: $100.)

98/48 **WEIGHT/MEASURE, USE UNTESTED APOTHECARY** c98 §48
on **[DATE OF OFFENSE:]** did sell or dispense drugs, medicines or merchandise requiring the use of apothecaries' weights or apothecaries' liquid measures or in the sale of which they are commonly used, which weights and measures had not been tested pursuant to G.L. c.98, in violation of G.L. c.98, §48. (PENALTY: not less than $5, not more than $50.)

98/52/A **WEIGHT/MEASURE INSPECTION, REFUSE** c98 §52 (Effective 5/21/63-2/11/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device, as defined in G.L. c.98, §1, after refusing permission to a sealer of weights and measures to test it, in violation of G.L. c.98, §52. (PENALTY: not less than $50, not more than $100.)

98/52/A **WEIGHT/MEASURE INSPECTION, REFUSE** c98 §52 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did use a weighing or measuring device, as defined in G.L. c.98, §1, after refusing permission to a sealer of weights and measures to test it, in violation of G.L. c.98, §52. (PENALTY: not less than $500, not more than $1000.)

98/52/B **WEIGHT/MEASURE, ALTERED** c98 §52 (Effective 5/21/63-2/11/97)
on **[DATE OF OFFENSE:]** did have in his or her possession a weighing or measuring device, as defined in G.L. c.98, §1, that had been altered for fraudulent purposes since last having been adjusted and sealed, in violation of G.L. c.98, §52. (PENALTY: not less than $50, not more than $100.)

98/52/B **WEIGHT/MEASURE, ALTERED** c98 §52 (Effective 2/12/97)

on **[DATE OF OFFENSE:]** did have in his or her possession a weighing or measuring device, as defined in G.L. c.98, §1, that had been altered for fraudulent purposes since last having been adjusted and sealed, in violation of G.L. c.98, §52. (PENALTY: not less than $500, not more than $1000.)

98/53 **WEIGHT/MEASURE CONDEMNATN NOTICE, REMOVE** c98 §53 (Effective thru 2/11/97)
on **[DATE OF OFFENSE:]** did remove from a weighing or measuring device, as defined in G.L. c.98, §1, a notice affixed thereto by a sealer of weights and measures, forbidding its use until such sealer was satisfied that it conforms to the standards, in violation of G.L. c.98, §53. (PENALTY: forfeiture of not more than $50, payable to complainant.)

98/53 **WEIGHT/MEASURE CONDEMNATN NOTICE, REMOVE** c98 §53 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did remove from a weighing or measuring device, as defined in G.L. c.98, §1, a notice affixed thereto by a sealer of weights and measures, forbidding its use until such sealer was satisfied that it conforms to the standards, in violation of G.L. c.98, §53. (PENALTY: forfeiture of not more than $500, to be divided equally between the municipality and the complainant.)

98/55 **WEIGHT/MEASURE, POSSESS NONCONFORMING** c98 §55 (Effective thru 2/11/97)
on **[DATE OF OFFENSE:]** did have in his possession one or more weighing or measuring devices, as defined in G.L. c.98, §1, not conforming to legal standards or not sealed as required by law, with intent to use them in violation of law, in violation of G.L. c.98, §55. (PENALTY: not more than $50 “and such devices, upon order of a court, shall be destroyed”.)

98/55 **WEIGHT/MEASURE, POSSESS NONCONFORMING** c98 §55 (Effective 2/12/97)
on **[DATE OF OFFENSE:]** did have in his possession one or more weighing or measuring devices, as defined in G.L. c.98, §1, not conforming to legal standards or not sealed as required by law, with intent to use them in violation of law, in violation of G.L. c.98, §55. (PENALTY: not more than $500 “and such devices, upon order of a court, shall be destroyed”.)

98/56A **SCALE NOT VISIBLE TO PURCHASER** c98 §56A (Effective 11/9/98)
on **[DATE OF OFFENSE:]** did place a scale or weighing device when used in weighing food sold at retail by weight in the presence of the purchaser so that the weight indicator might not be read and the weighing operations be observed by the purchaser, in violation of G.L. c.98, §56A.. (PENALTY: $50 fine.)

98/56B **MEAT/POULTRY/FISH,FL REWEIGH PREPACKAGED** c98 §56B (Effective 5/30/67)
on **[DATE OF OFFENSE:]**, being engaged in the business of selling prepackaged meat, poultry or edible fish at retail: (1) did refuse or neglect to provide each outlet where such products were sold with a scale that indicates the money values of a commodity weighed at predetermined unit prices throughout all or part of the weighing range of the scale; or (2) did refuse to reweigh a prepackaged item of meat, poultry or edible fish in the presence of a prospective purchaser, when so requested, in violation of G.L. c.98, §56B. (PENALTY: not less than $100.)

98/56C **CASH REGISTER TOTAL NOT VISIBLE** c98 §56C (Effective 7/2/71)
on **[DATE OF OFFENSE:]** did maintain a cash register or other mechanical device at a counter for totalling the monetary value of customer purchases at retail which was so hidden or in such a position that the total could not be observed by the customer, in violation of G.L. c.98, §56C. (PENALTY: $50.)

98/56D/A **CHECKOUT SYSTEM DECEPTION, AUTOMATIC** c98 §56D (Effective 4/15/76-11/8/98)
on **[DATE OF OFFENSE:]** was the owner, manager or other person in charge of a retail establishment using an automated electronic retail check out system, to wit: a cash register, computer, terminal, or other device capable of interpreting the universal product code, or some other code which was on an item offered for sale to consumers used to determine the price of the item being purchased, examination of which system by the Director of Standards in the Executive Office of Consumer Affairs, or his or her inspector, or a sealer or deputy sealer or inspector of weights and measures, revealed evidence: (1) that the price at which one or more commodities were offered or advertised for sale did not conform to the price for which the purchaser was charged by such automated retail check out system; or (2) that the total price for commodities purchased was not correctly represented; or (3) of other misleading or deception of the purchaser of commodities, in violation of G.L. c.98, §56D. (PENALTY: $100.)

98/56D/A **CHECKOUT SYSTEM DECEPTION, AUTOMATIC** c98 §56D (Effective 11/9/98)
on **[DATE OF OFFENSE:]** was the owner or manager, or the designee of such owner or manager, of a retail establishment using an automated retail checkout system which was involved in price misrepresentation, or misleading or deception of the purchaser of items, in violation of G.L. c.98, §56D. (PENALTY: $100.)

98/56D/B **CHECKOUT SYSTEM DECEPTION, AUTOMATIC, 2ND OFF.** c98 §56D (Effective 4/15/76-11/8/98)
on **[DATE OF OFFENSE:]** was the owner, manager or other person in charge of a retail establishment using an automated electronic retail check out system, to wit: a cash register, computer, terminal, or other device capable of interpreting the universal product code, or some other code which was on an item offered for sale to consumers used to determine the price of the item being purchased, examination of which system by the Director of Standards in the Executive Office of Consumer Affairs, or his or her inspector, or a sealer or deputy sealer or inspector of weights and measures, revealed evidence: (1) that the price at which one or more commodities were offered or advertised for sale did not conform to the price for which the purchaser was charged by such automated retail check out system; or (2) that the total price for commodities purchased was not correctly represented; or (3) of other misleading or deception of the purchaser of commodities, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §56D. (PENALTY: $250.)

98/56D/B **CHECKOUT SYSTEM DECEPTION, AUTOMATIC, 2ND OFF.** c98 §56D (Effective 11/9/98)
on **[DATE OF OFFENSE:]** was the owner or manager, or the designee of such owner or manager, of a retail establishment using an automated retail checkout system which was involved in price misrepresentation, or misleading or deception of the purchaser of items, the defendant having previously been convicted of such an offense, in violation of G.L. c.98, §56D. (PENALTY: $250.)

98/56D/C **CHECKOUT SYSTEM DECEPTION, AUTOMATIC, 3RD OFF.** c98 §56D (Effective 4/15/76-11/8/98)
on **[DATE OF OFFENSE:]** was the owner, manager or other person in charge of a retail establishment using an automated electronic retail check out system, to wit: a cash register, computer, terminal, or other device capable of interpreting the universal product code, or some other code which was on an item offered for sale to consumers used to determine the price of the item being purchased, examination of which system by the Director of Standards in the Executive Office of Consumer Affairs, or his or her inspector, or a sealer or deputy sealer or inspector of weights and measures, revealed evidence: (1) that the price at which one or more commodities were offered or advertised for sale did not conform to the price for which the purchaser was charged by such automated retail check out system; or (2) that the total price for commodities purchased was not correctly represented; or (3) of other misleading or deception of the purchaser of commodities, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.98, §56D. (PENALTY: $500.)

98/56D/C **CHECKOUT SYSTEM DECEPTION, AUTOMATIC, 3RD OFF.** c98 §56D (Effective 11/9/98)
on **[DATE OF OFFENSE:]** was the owner or manager, or the designee of such owner or manager, of a retail establishment using an automated retail checkout system which was involved in price misrepresentation, or misleading or deception of the purchaser of items, the defendant having previously been twice convicted of such an offense, in violation of G.L. c.98, §56D. (PENALTY: $500.)

100/2 **AUCTIONEER, UNLICENSED** c100 §2 (Effective 4/13/95)
on **[DATE OF OFFENSE:]** did engage in the business of or act as an auctioneer in this Commonwealth, directly or indirectly, either temporarily or as an incident to some other transaction, without being licensed under the provisions of G.L. c. 100, in violation of G.L. c. 100, §2. (PENALTY from §12: imprisonment not more than 6 months; or not more than $1000; or both.)

100/9 **AUCTION VIOLATION** c100 §9 (Effective 3/25/86)
on **[DATE OF OFFENSE]**: (1) did sell or offer for sale at auction, as defined in G.L. c.100, §1, goods known by him or her to be owned by a minor; or (2) did advertise an auction or goods for sale at an auction in this Commonwealth without including as a part of the advertisement the number of the license issued by the Deputy Director of the Division of Standards in the Office of Consumer Affairs and Business Regulation; or (3) did advertise for sale or sell goods at auction, falsely representing that such goods were, in whole or in part, bankrupt or insolvent stock or damaged goods saved from fire, or otherwise falsely represent or mislead some person as to their origin, history or condition; or (4) did sell, offer for sale or give away in connection with an auction, goods as prize packages, gifts, premiums or bonus or otherwise as an inducement to purchase other goods; or (5) did sell, offer for sale or dispose of goods at auction by chance or lot, or without first exhibiting to prospective bidders all such goods, including those in packages, bundles or containers, this not being an auction of unclaimed articles; or (6) did employ or knowingly allow a person to act at an auction as a “capper” or “by bidder” or in some like capacity, for the purpose of bidding up the price of goods in competition with bona fide bidders, or for the purpose of encouraging or enticing bona fide bidders to purchase, or for the purpose of stimulating competitive bidding or sales; or (7) did personally act in such capacity; or (8) did make or knowingly accept a false bid to buy, or did pretend to sell or buy goods, in violation of G.L. c. 100, §9. (PENALTY from §12: imprisonment not more than 6 months; or not more than $1000; or both.)

100/10 **AUCTION WITHOUT PERMIT** c100 §10 (Effective 3/25/86)
on **[DATE OF OFFENSE:]** did conduct an auction, as defined in G.L. c.100, §1, without a special or annual permit issued by the city or town in which such auction was conducted, in violation of G.L. c. 100, §10. (PENALTY from §12: imprisonment not more than 6 months; or not more than $1000; or both.)

100A/7 **MOTOR VEH REPAIR SHOP VIOL, UNREGISTERED** c100A §7
on **[DATE OF OFFENSE:]**, being an unregistered motor vehicle repair shop: (1) did display in its place of business a certificate of registration or copy or facsimile of a certificate of registration, or did in some manner state that it was, or hold itself out to be, a registered motor vehicle repair shop; or (2) did undertake the repair of a motor vehicle without first having given notice in writing to the owner of the motor vehicle that it was an unregistered motor vehicle repair shop, that any repairs which it performs cannot be paid for by a motor vehicle insurer in the Commonwealth, and that the owner of the vehicle could remove the vehicle from such premises within 6 days after receipt of such notice without payment of any charges to such shop, in violation of G.L. c.100A, §7. (PENALTY from §10: imprisonment not more than 6 months; or not more than $1000; or both.)

100A/8 **MV REPAIR SHOP VIOLATIONS** c100A §8
on **[DATE OF OFFENSE:]**: (1) did advertise for motor vehicle repair in this Commonwealth without including either the number of its certificate of registration or the words “unregistered repair shop” as part of the advertisement; or (2) with respect to a repair paid for in whole or in part by an insurer, did fail to charge all or some part of the applicable deductible to be paid by the insured, or did give some rebate, gift, prize, premium, bonus, fee or other monetary or tangible thing to the insured or some other person not in the employ of such repair ship as an inducement to have the repair made at such shop; or (3) did charge or offer to charge a higher rate or discount for an insured repair than for an uninsured repair; or (4) did make a false or fraudulent statement in connection with a repair or attempt to collect for a repair; or (5) without lawful authority, did prevent the owner of a motor vehicle from recovering the same, in violation of G.L. c.100A, §8. (PENALTY from §10: imprisonment not more than 6 months; or not more than $1000; or both.)

100A/9 **MV REPAIR SHOP RECORDS VIOLATION** c100A §9
on **[DATE OF OFFENSE:]**, being a registered or unregistered motor vehicle repair shop: (1) did fail to keep, or cause to be kept, in a book a proper record of every motor vehicle which enters and which leaves such place of business, in such form as specified by G.L. c.100A, §9; or (2) did fail to keep such record book in a convenient place and to make it, and the premises of such repair shop or body shop, available for inspection at any time by any law enforcement officer, in violation of G.L. c. 100A, §9. (PENALTY from §10: imprisonment not more than 6 months; or not more than $1000; or both.)

101/6 **TRANSIENT VENDOR STATEMENT VIOL** c101 §6
on **[DATE OF OFFENSE:]** did, as a transient vendor, as defined in G.L. c.101, §1, keep or expose for sale goods, wares or merchandise: (1) without having filed a true statement, under oath, of the average quantity and value of the stock of goods, wares and merchandise kept or intended to be kept or exposed by him or her for sale, that had been required pursuant to G.L. c.101, §5; or (2) after having made a false or fraudulent representation in such statement, in violation of G.L. c.101, §6. (PENALTY: not less than $5, not more than $20 per day on which such goods are kept or exposed. §12: any fine may be recovered from the vendor's deposit with the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/7 **TRANSIENT VENDOR SPECIAL STATEMENT VIOL** c101 §7
on **[DATE OF OFFENSE:]**, being a transient vendor, as defined in G.L. c.101, §1, did advertise, represent or hold forth a sale as an insurance, bankrupt, insolvent, assignee's, trustee's, executor's, administrator's, receiver's, wholesale, manufacturers' wholesale or closing out sale, or as a sale of goods damaged by smoke, fire, water or otherwise or in some similar form, without having first made a sworn statement to the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation of all the facts relating to the reasons for and character of such special sale, in such form as required by G.L. c.101, §7, in violation of G.L. c.101, §7. (PENALTY from §9: imprisonment not more than 2 months; or not more than $50; or both. §12: any fine may be recovered from the vendor's deposit with the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/8 **TRANSIENT VENDOR, UNLICENSED** c101 §8
on **[DATE OF OFFENSE:]**: (1) being a transient vendor, as defined in G.L. c.101, §1, did sell or expose for sale, at public or private sale, goods, wares or merchandise without state and local licenses therefor, properly endorsed; or (2) did advertise by circular, handbill, newspaper or in some other manner such an unlicensed sale; or (3) being such a transient vendor, did file an application, original or supplementary, containing a false statement, in violation of G.L.

c.101, §8. (PENALTY from §9: imprisonment not more than 2 months; or not more than $50; or both. §12: any fine may be recovered from the vendor's deposit with the Deputy Director of Standards in the Office of Consumer Affairs and Business Regulation. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/14/A **PEDDLING VIOLATION** c101 §14
on **[DATE OF OFFENSE:]** did, as a hawker or peddler, as defined in G.L. c.101, §13, **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.101, and in violation of G.L. c.101, §14. (PENALTY: forfeiture of not more than $200. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/14/B **PEDDLING WITHOUT A LICENSE** c101 §14
on **[DATE OF OFFENSE:]** did, as a hawker or peddler, as defined in G.L. c.101, §13, sell or barter or carry for sale or barter or expose therefor goods, wares, or merchandise, not being licensed or otherwise permitted to do so by G.L. c.101, in violation of G.L. c.101, §14. (PENALTY: forfeiture of not more than $200. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/18A/A **BABY FOOD AT FLEA MARKET, SELL** c101 §18A
on **[DATE OF OFFENSE:]** did offer for sale or sell at a flea market, so-called, **[NUMBER OF ITEMS:]** items of food manufactured and packaged for sale for consumption by a child under the age of 2 years, in violation of G.L. c.101, §18A. (PENALTY: not more than $100 for each item so offered for sale or sold. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/18A/B **DRUG AT FLEA MARKET, SELL** c101 §18A
on **[DATE OF OFFENSE:]** did offer for sale or sell at a flea market, so-called, **[NUMBER OF DRUGS:]** drugs, as defined in G.L. c.94, §1, in violation of G.L. c.101, §18A. (PENALTY: not more than $100 for each item so offered for sale or sold. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/19 **PEDDLING BY MINOR, UNLAWFUL** c101 §19
on **[DATE OF OFFENSE:]**, being a minor, did sell goods, wares or merchandise the sale of which is permitted without a peddling license by G.L. c.101, §17 or did exercise the trade of bootblacking: (1) when such sales or trade had been prohibited to minors by a regulation adopted by the aldermen or selectmen or the school committee; or (2) without being a holder of a permit that was required for such sales or trade by such regulation; or (3) in violation of the terms of such regulation, in violation of G.L. c.101, §19. (PENALTY: not more than $10. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/20 **PEDDLING BY MINOR, PERMIT UNLAWFUL** c101 §20 (Effective 3/11/91)
on **[DATE OF OFFENSE:]**: (1) having a minor under his or her control, did knowingly permit such minor to violate a provision of G.L. c.101, §19 or §34; or (2) did procure or employ a minor to commit such a violation; or (3) did furnish or sell to a minor an article with knowledge that such minor intended to sell such article contrary to the requirements of G.L. c.101, §19 or §34, or after having received written notice to that effect from the school committee or other officer charged with the enforcement of such sections, in violation of G.L. c.101, §20. (PENALTY: imprisonment not more than 6 months; or not more than $500. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/21 **PEDDLING BY MINOR, PERMIT UNLAWFUL** c101 §21 (Effective 3/11/91)
on **[DATE OF OFFENSE:]**: (1) did employ a minor in hawking or peddling without a permit or license, when one was required, or did permit such minor to engage in selling door-to-door for future delivery without a certificate pursuant to G.L. c.101, §34; or (2) having the care or custody of a minor, did permit such minor to engage in such activity; or (3) did furnish or sell to a minor an article with knowledge that such minor would be selling such article in violation of the provisions of G.L. c.101 concerning hawkers and peddlers or concerning those who sell door-to-door, in violation of G.L. c.101, §21. (PENALTY: imprisonment not more than 6 months; or not more than $500. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/31 **PEDDLING DOOR-TO-DOOR LICENSE, FALSE** c101 §31 (Effective 3/11/91)
on **[DATE OF OFFENSE:]**: (1) did counterfeit or forge a license, or a certificate of registration, issued pursuant to G.L. c.101, §34; or (2) did possess a counterfeited or forged license or certificate with intent to utter or use the same as true, knowing it to be false or counterfeit; or (3) did attempt to sell by using a license or certificate which had expired or had been revoked or canceled, or which was not issued or transferred to him or her; or (4) did possess another's license or certificate with intent to use the same, in violation of G.L. c.101, §31. (PENALTY: imprisonment not more than 6 months; or not more than $500; or both. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

101/34 **PEDDLING DOOR-TO-DOOR VIOLATION** c101 §34
on **[DATE OF OFFENSE:]** did knowingly **[DESCRIPTION OF OFFENSE:]**, in violation of G.L. c.101, §34. (PENALTY: imprisonment not more than 6 months; or not more than $500. §30: CLERK-MAGISTRATE MUST REPORT CONVICTION TO THE DEPUTY DIRECTOR OF STANDARDS IN THE OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.)

102/1 **BOAT IN CERTAIN HARBORS, TRESPASS ON** c102 §1
on **[DATE OF OFFENSE:]**, not being a pilot or public officer: (1) did board or attempt to board a vessel arriving in Boston, Salem, Fall River, New Bedford and Fairhaven, or Gloucester harbor, before such vessel had been made fast to the wharf, without the previous permission of the master or person having charge thereof, or the previous written permission of its owners or agent; or (2) without such leave and without authority of law, did board a vessel in one of such harbors after having been forbidden so to do by a person having charge thereof at the time; or (3) having boarded such vessel, did refuse or neglect to leave it when ordered so to do by the person having charge of it, in violation of G.L. c.102, §1. (PENALTY: forfeiture of not more than $50.)

102/1A **BOAT, TRESPASS ON** c102 §1A
on **[DATE OF OFFENSE:]**, not being a pilot or public officer, did board a boat or vessel without the permission of owner or person in charge thereof, in violation of G.L. c.102, §1A. (PENALTY: not more than $50.)

102/2 **SEAMAN, LANDLORD'S LIEN ON DEPARTING** c102 §2

on **[DATE OF OFFENSE:]**: (1) did arrest on mesne process on account of a debt to a landlord or boarding house keeper a seaman or mariner who had shipped or entered into a contract for a voyage from a port in this Commonwealth; or (2) being a landlord or boarding house keeper, did detain or assert a lien upon the wearing apparel or other property of such a seaman or mariner, or hinder, obstruct or delay such a seaman or mariner in the performance of such contract, in violation of G.L. c.102, §2. (PENALTY: not more than $200.)

102/13 **BOAT TRANSPORTING STONE/SAND, FAIL WEIGH** c102 §13
on **[DATE OF OFFENSE:]**: (1) being the owner or master of a vessel employed in transporting stones, gravel or sand, did neglect to have the same weighed, marked and examined pursuant to G.L. c.102, §6-§13; or (2) being such an owner or master, did remove a mark placed or alter a certificate issued pursuant to §7-§8; or (3) being a weigher, did place a mark contrary to §6-§13 or give a false certificate, in violation of G.L. c.102, §13. (PENALTY: forfeiture of not more than $300.)

102/17 **DUMPING IN HARBOR/NAVIGABLE TIDE WATERS** c102 §17
on **[DATE OF OFFENSE:]** did wilfully and without lawful authority or license therefor: (1) deposit in a harbor or other navigable tide waters stones, gravel, mud, ballast, cinders, ashes, dirt or other substance tending to injure the navigation or to shoal the depth thereof; or (2) throw or drop into such waters a barrel, box, log, timber or other object tending to obstruct the navigation thereof, in violation of G.L. c.102, §17. (PENALTY: not less than $20, not more than $200.)

102/18 **BOATS, WARP/LINE OBSTRUCT** c102 §18
on **[DATE OF OFFENSE:]** did pass a warp or line across a channel or dock so as to obstruct vessels passing along the same, in violation of G.L. c.102, §18. (PENALTY from §28: not more than $50.)

102/21 **BOAT IN HARBOR, ANCHOR IMPROPERLY** c102 §21
on **[DATE OF OFFENSE:]**, within a harbor for which a harbor master is appointed: (1) being the master of a vessel, did fail to anchor his or her vessel according to the regulations or the harbor master and to move to such place as the harbor master directed; or (2) being the master of a towboat having a vessel in tow or a pilot having a vessel in charge, did allow such vessel to anchor in a place other than that provided for anchorage by the regulations of the harbor master, in violation of G.L. c.102, §21. (PENALTY from §28: not more than $50.)

102/22 **BOAT IN HARBOR, UNLOAD WOOD IMPROP FROM** c102 §22
on **[DATE OF OFFENSE:]**, being the master of a vessel, did unload lumber in the stream or channel of a harbor having a harbor master, without having obtained from such harbor master a permit designating where such lumber may be rafted, in violation of G.L. c.102, §22. (PENALTY from §28: not more than $50.)

102/23 **BOAT IN HARBOR, POSITION SAILS IMPROP** c102 §23
on **[DATE OF OFFENSE:]**, being in charge of a vessel lying in a harbor or at a wharf or pier in a harbor, did fail when so directed by the harbor master to cockbill the lower yards, brace the topsail yards for and aft and rig in the jib-boom, in violation of G.L. c.102, §23. (PENALTY from §28: not more than $50.)

102/28 **HARBOR MASTER, DISOBEY** c102 §28
on **[DATE OF OFFENSE:]**: (1) did refuse or neglect to obey the lawful orders of a harbor master; or (2) did resist a harbor master in the execution of his or her duties, in violation of G.L. c.102, §28. (PENALTY: not more than $50.)

103/35 **BOAT PILOT, IMPROP FUNCTION AS** c103 §35 (Effective 2/4/94)
on **[DATE OF OFFENSE:]**, not holding a commission as a pilot pursuant to G.L. c.103, and not being actually employed on such vessel for the voyage, did assume or continue to act as pilot in the charge or conduct of a vessel within the waters of this Commonwealth, when a commissioned pilot had offered his or her services or could be obtained within a reasonable time, in violation of G.L. c.103, §35. (PENALTY: not less than $5000, not more than $10,000.)

105/2 **WAREHOUSE, UNLICENSED** c105 §2
on **[DATE OF OFFENSE:]** did keep and maintain a public warehouse for the storage of goods, wares and merchandise without having procured a license and giving a bond pursuant to G.L. c.105, §1, in violation of G.L. c.105, §2. (PENALTY: not more than $1000.)

105/55 **WAREHOUSE RECEIPT FOR UNRECEIVED GOODS** c105 §55
on **[DATE OF OFFENSE:]**, being a warehouseman, or an officer, agent or servant of a warehouseman, did issue or aid in issuing a receipt, knowing that the goods for which such receipt was issued had not been actually received by such warehouseman, or were not under his or her actual control at the time of issuing such receipt, in violation of G.L. c.105, §55. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5000 fine; or both such imprisonment and fine.)

105/56 **WAREHOUSE RECEIPT, FALSE** c105 §56
on **[DATE OF OFFENSE:]**, being a warehouseman, or an officer, agent or servant of a warehouseman, did fraudulently issue or aid in fraudulently issuing a receipt for goods, knowing that it contains a false statement, in violation of G.L. c.105, §56. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both such imprisonment and fine.)

105/57 **WAREHOUSE RECEIPT, IMPROPER DUPLICATE** c105 §57
on **[DATE OF OFFENSE:]**, being a warehouseman, or an officer, agent or servant of a warehouseman, did issue or aid in issuing a duplicate or additional negotiable receipt for goods, knowing that a former negotiable receipt for the same goods or some part of them was outstanding and uncancelled, without plainly placing upon the face thereof the word “Duplicate”, not being excepted by G.L. c.106, §7-601(1), in violation of G.L. c.105, §57. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5000; or both such imprisonment and fine.)

105/58 **WAREHOUSE RECEIPT NOT SHOW ITS OWNERSHIP** c105 §58
on **[DATE OF OFFENSE:]**, being a warehouseman, or an officer, agent or servant of a warehouseman, did issue or aid in issuing a negotiable receipt for goods that were deposited with or held by such warehouseman, of which such warehouseman was owner, either solely or in common with others, and which ownership was known to the defendant, without having stated such ownership on such receipt, in violation of G.L. c.105, §58. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

105/59 **WAREHOUSE DELIVER GOODS WITHOUT RECEIPT** c105 §59
on **[DATE OF OFFENSE:]**, being a warehouseman, or an officer, agent or servant of a warehouseman, did deliver goods out of the possession of such

warehouseman, knowing that a negotiable receipt the negotiation of which would transfer the right to the possession of such goods was outstanding and uncancelled, without obtaining the possession of such receipt at or before the time of such delivery, in violation of G.L. c.105, §59. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

105/60 **WAREHOUSE, DEPOSIT ENCUMBERED GOODS IN** c105 §60
on **[DATE OF OFFENSE:]**, with intent to deceive, did negotiate for value a negotiable receipt for goods which he or she had deposited in a public warehouse, and to which he or she had no title or upon which there was a lien or mortgage, without disclosing his or her want of title or the existence of the lien or mortgage, in violation of G.L. c.105, §60. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

105/61 **WAREHOUSE RECEIPT, NEGOTIATE FRAUDULENTLY** c105 §61
on **[DATE OF OFFENSE:]**, with intent to deceive, did negotiate or transfer for value a warehouse receipt, knowing that some or all of the goods which by the terms thereof appear to have been received for storage by the warehouseman issuing the receipt, are not in the possession or control of such warehouseman, without disclosing this fact, in violation of G.L. c.105, §61. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5000 fine; or both such imprisonment and fine.)

105/62 **WAREHOUSED GOODS, IMPROPERLY DISPOSE OF** c105 §62
on **[DATE OF OFFENSE:]**, with intent to injure or defraud, did unlawfully sell, pledge, lend or in some other way dispose of, or permit or was a party to the unlawful selling, pledging, lending or other disposition of, property stored in a public warehouse, without the authority of the person in whose name such property was stored, in violation of G.L. c.105, §62. (PENALTY: state prison not more than 3 years; and not more than $5000 fine.)

105/63 **WAREHOUSE RECEIPT, FALSE** c105 §63
on **[DATE OF OFFENSE:]** did falsely make, utter, forge or counterfeit, or did permit or was a party to the false making, uttering, forging or counterfeiting of, a warehouse receipt, certificate or other instrument, or of the signature of a warehouseman or of an endorser or other person to an instrument used to pass or to give title to property stored in a public warehouse, in violation of G.L. c.105, §63. (PENALTY: state prison not more than 3 years; and not more than $5000 fine.)

105/64 **WAREHOUSE RECEIPT, NEGOTIATE ENCUMBERED** c105 §64
on **[DATE OF OFFENSE:]**, knowing that his or her interest in the property described in a warehouse receipt had been attached, did endorse, assign or otherwise dispose of such receipt without disclosing such attachment to the person to whom such receipt was endorsed, assigned or disposed of, in violation of G.L. c.105, §64. (PENALTY: state prison not more than 3 years; or jail or house of correction not more than 1 year; and not more than $5000 fine.)

107/7 **BONDS REDEEMABLE IN NUMERICAL ORDER** c107 §7
on **[DATE OF OFFENSE:]**: (1) did issue, negotiate or sell bonds, certificates or obligations which were by the terms thereof to be redeemed in numerical order or in some arbitrary order of precedence without reference to the amount previously paid thereon by the holder thereof; or (2) did redeem some such bonds, certificates or obligations in such order, in violation of G.L. c.107, §7. (PENALTY from §8: imprisonment not more than 1 year; or not more than $2000 fine. Violation by domestic corporation "shall operate as a forfeiture of its franchise" and by foreign corporation, association or organization "as a discontinuance of its right to do business in the commonwealth").

108/42 **BILL OF LADING, FRAUDULENT ISSUE OF** c108 §42
on **[DATE OF OFFENSE:**], being an officer, agent or servant of a carrier, with intent to defraud did issue, or aid in issuing, a bill of lading, knowing that all or some part of the goods for which it was issued had not been received by the carrier, or by an agent of such carrier or by a connecting carrier, or were not under the carrier's control at the time of issuing the same, in violation of G.L. c.108, §42. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5000 fine; or both such imprisonment and fine.)

108/43 **BILL OF LADING, FALSE STATEMENT IN** c108 §43
on **[DATE OF OFFENSE:**], being an officer, agent, or servant of a carrier, with intent to defraud did issue, or aid in issuing, a bill of lading for goods, knowing that it contained a false statement, in violation of G.L. c.108, §43. (PENALTY: imprisonment not more than 1 year; or not more than $1000 fine; or both.)

108/44 **BILL OF LADING, ISSUE IMPROPER DUPLICATE** c108 §44
on **[DATE OF OFFENSE:]**, being an officer, agent or servant of a carrier, with intent to defraud did issue, or aid in issuing, a duplicate or additional negotiable bill of lading for goods in violation of G.L. c.106, §7-402, knowing that a former negotiable bill for the same goods or some part of them was outstanding and uncancelled, in violation of G.L. c.108, §44. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5,000 fine; or both such imprisonment and fine.)

108/45 **BILL OF LADING FOR ENCUMBERED GOODS** c108 §45
on **[DATE OF OFFENSE:]** did ship goods to which he or she did not have title, or upon which there was a lien or mortgage, and did take for such goods a negotiable bill which he or she afterward did negotiate for value with intent to deceive, and without disclosing his or her want of title or the existence of the lien or mortgage, in violation of G.L. c.108, §45. (PENALTY: imprisonment not more than 1 year; or not more than $1000 fine; or both.)

108/46 **BILL OF LADING, NEGOTIATE/TRANSFER FALSE** c108 §46
on **[DATE OF OFFENSE:]**, with intent to deceive, did negotiate or transfer for value a bill of lading, knowing that some or all of the goods which by its terms appeared to have been received for transportation by the carrier which issued such bill, were not in the possession or control of such carrier, or of a connecting carrier, without disclosing that fact, in violation of G.L. c.108, §46. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5,000 fine; or both such imprisonment and fine.)

108/47 **BILL OF LADING, FALSELY OBTAIN** c108 §47
on **[DATE OF OFFENSE:]**, with intent to defraud, did secure the issue by a carrier of a bill of lading, knowing that at the time of such issue, some or all of the goods described in such bill as received for transportation had not been so received by such carrier, or by an agent of such carrier or a connecting carrier, or were not under the carrier's control, by inducing an officer, agent or servant of such carrier falsely to believe that such goods had been so received or were under the carrier's control, in violation of G.L. c.108, §47. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5,000 fine; or both such imprisonment and fine.)

108/48 **BILL OF LADING, UNMARKED NON-NEGOTIABLE** c108 §48
on **[DATE OF OFFENSE:]**, with intent to defraud, did issue, or aid in issuing, a nonnegotiable bill without the words "not negotiable" placed plainly upon the

face thereof, in violation of G.L. c.108, §48. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $5,000 fine; or both such imprisonment and fine.)

110/4A **CORPORATION, FALSELY HOLD OUT AS** c110 §4A (Effective 10/16/76)
on **[DATE OF OFFENSE:]**, being an individual, an unincorporated association or a partnership, did assume or use in the name or title under which his, her or its business was transacted the word “corporation” or “incorporated”, or some abbreviated form thereof, or some word or phrase which might lead the public to believe that such individual, unincorporated association or partnership was a corporation, in violation of G.L. c.110, §4A. (PENALTY from §26: imprisonment not more than 1 year; or not more than $200 fine; or both.)

110/4B/A **GOVERNMENT AGENCY, FALSELY HOLD OUT AS** c110 §4B
on **[DATE OF OFFENSE:]**, being a person, firm, corporation or association, other than an agency or instrumentality of the United States government, selling or offering for sale goods, wares or merchandise, did use, or cause or permit to be used, in the corporate or trade name thereof, or in the description of the seller or of the place where the goods, wares or merchandise are offered for sale or sold, one or more of the words or phrases “Army”, “Navy”, “Marine Corps”, “Marines”, “Coast Guard”, “Government”, “Post Exchange”, “P-X”, “G.I.”, or some word or phrase which might lead the public to believe that the seller, or his, her or its place of business, is owned, operated or managed by the United States government or some agency thereof, not being excepted by law, in violation of G.L. c.110, §4B. (PENALTY from §26: imprisonment not more than 1 year; or not more than $200 fine; or both.)

110/4B/B **MASSACHUSETTS STATE FAIR, UNAUTH USE OF** c110 §4B (Effective 8/15/56)
on **[DATE OF OFFENSE:]**, being a person, firm, corporation or association, other than an agency or instrumentality of the Commonwealth, did use the words “Massachusetts State Fair” or any some words or phrases without the written consent of the Commissioner of Agriculture, in violation of G.L. c.110, §4B. (PENALTY from §26: imprisonment not more than 1 year; or not more than $200; or both.)

110/5 **DBA CERTIFICATE VIOLATION** c110 §5 (Effective 1/6/86)
on **[DATE OF OFFENSE:]** did conduct business in this Commonwealth under a title other than his or her real name and: (1) did fail to file with the clerk of the city or town of **[MUNICIPALITY WHERE DOING BUSINESS:]**, where he or she had an office of such business, a certificate made and signed pursuant to G.L. c.110, §5, stating the full name and residence of each person conducting such business, and the address and name under which it was conducted; or (2) having discontinued, retire or withdrawn from such a business or partnership, or having changed residence or the location where such business was conducted, did fail to file with such clerk a statement of such change; or (3) did fail to make a copy of such certificate available at the address at which such business was conducted and to furnish a copy on request during regular business hours to a person who had purchased goods or services from such business, in violation of G.L. c.110, §5. (PENALTY: not more than $300 for each month during which violation continues.)

110/16 **PLAY/MUSIC, UNAUTHORIZED PERFORMANCE OF** c110 §16
on **[DATE OF OFFENSE:]**, having knowledge or notice that a dramatic or musical composition was unpublished or undedicated, and without the consent of the proprietor thereof: (1) did cause it to be publicly performed or represented or permit a public performance or representation of it in some public place of amusement which he or she controlled; or (2) did take part in a public performance or representation thereof, in violation of G.L. c.110, §16. (PENALTY from §27: imprisonment not more than 6 months; or not more than $100; or both.)

110/18/A **CAN/BOTTLE, MISUSE REGISTERED** c110 §18
on **[DATE OF OFFENSE:]**, without the written consent of the registered owner thereof: (1) did fill **[NUMBER OF CANS/BOTTLES:]** vessels registered under G.L. c.110, §17 with a beverage, as such terms are defined in G.L. c.110, §1, with intent to sell the same; or (2) did change in some way such a number of vessels; or (3) did conceal a name or the word “registered” on such a number of vessels; or (4) did buy, sell, traffic in or dispose of such a number of vessels, in violation of G.L. c.110, §18. (PENALTY: imprisonment not less than 10 days, not more than 1 year; or not less than 50 cents fine for each such vessel; or both.)

110/18/B **CAN/BOTTLE, MISUSE REGISTERED, SUBSQ.OFF** c110 §18
on **[DATE OF OFFENSE:]**, without the written consent of the registered owner thereof: (1) did fill **[NUMBER OF MISUSED CANS/BOTTLES:]** vessels registered under G.L. c.110, §17 with a beverage, as such terms are defined in G.L. c.110, §1, with intent to sell the same; or (2) did change in some way such a number of vessels; or (3) did conceal a name or the word “registered” on such a number of vessels; or (4) did buy, sell, traffic in or dispose of such a number of vessels, the defendant having previously been convicted of such an offense, in violation of G.L. c.110, §18. (PENALTY: imprisonment not less than 20 days, not more than 1 year; or not less than $1, not more than $5 for each such vessel.)

110/22/A **CAN/BOTTLE, MISUSE REGISTERED** c110 §22
on **[DATE OF OFFENSE:]**, without the consent of the owner, did take, detain, use, buy, sell, traffic in or otherwise dispose of **[NUMBER OF MISUSED CANS/BOTTLES:]** registered cans, jugs, bottles, jars, tubs or cabinets, in violation of G.L. c.110, §22. (PENALTY from §28: imprisonment not more than 2 months for each item misused; or not more than $5 for each item misused.)

110/22/B **CAN/BOTTLE, MISUSE REGISTERED, SUBSQ.OFF** c110 §22
on **[DATE OF OFFENSE:]**, without the consent of the owner, did take, detain, use, buy, sell, traffic in or otherwise dispose of **[NUMBER OF MISUSED CANS/BOTTLES:]** registered cans, jugs, bottles, jars, tubs or cabinets, the defendant having previously been convicted of such an offense, in violation of G.L. c.110, §22. (PENALTY from §28: imprisonment not more than 6 months for each item misused; or not more than $10 for each item misused.)

110/23/A **CAN/BOTTLE, DEFACE REGISTERED** c110 §23
on **[DATE OF OFFENSE:]**, without the consent of the owner: (1) did wilfully destroy, mutilate or deface **[NUMBER OF DEFACED CANS/BOTTLES:]** registered cans, jugs, bottles, jars, tubs or cabinets bearing such owner's name; or (2) did wilfully erase, mar, cover or change some word or name branded, engraved, blown or otherwise produced in a permanent manner in or upon such, in violation of G.L. c.110, §22. (PENALTY from §28: imprisonment not more than 2 months for each item defaced; or not more than $5 for each item defaced.)

110/23/B **CAN/BOTTLE, DEFACE REGISTERED, SUBSQ.OFF** c110 §23
on **[DATE OF OFFENSE:]**, without the consent of the owner: (1) did wilfully destroy, mutilate or deface **[NUMBER OF DEFACED CANS/BOTTLES:]** registered cans, jugs, bottles, jars, tubs or cabinets bearing such owner's name; or (2) did wilfully erase, mar, cover or change some word or name branded, engraved, blown or otherwise produced in a permanent manner in or upon such, the defendant having previously been convicted of such an offense, in violation of G.L. c.110, §22. (PENALTY from §28: imprisonment not more than 6 months for each item defaced; or not more than $10 for each item defaced.)

110/24/A **CAN/BOTTLE, DEFILE REGISTERED** c110 §24

on **[DATE OF OFFENSE:]** did put an unclean or foul substance into **[NUMBER OF DEFILED CANS/BOTTLES:]** registered cans, jugs, bottles, jars, tubs or cabinets, in violation of G.L. c.110, §24. (PENALTY: not less than 50 cents, not more than $5 for each item defiled.)

110/24/B **CAN/BOTTLE, DEFILE REGISTERED, SUBSQ.OFF** c110 §24
on **[DATE OF OFFENSE:]** did put an unclean or foul substance into **[NUMBER OF DEFILED CANS/BOTTLES:]** registered cans, jugs, bottles, jars, tubs or cabinets, in violation of G.L. c.110, §24. (PENALTY: not less than $2, not more than $20 for each item defiled.)

110/25B/A **LINEN, MISUSE REGISTERED** c110 §25B (Effective 9/10/58)
on **[DATE OF OFFENSE:]**, without the written consent of the owner, did take, detain, use, sell, traffic in or otherwise dispose of, or use for some purpose other than that for which such article was intended, one or more registered towels, garments, aprons, bed linens or table linens, not being excepted by law, in violation of G.L. c.110, §25B. (PENALTY from §29: not less than $10, not more than $50.)

110/25B/B **LINEN, MISUSE REGISTERED, SUBSQ. OFF.** c110 §25B (Effective 9/10/58)
on **[DATE OF OFFENSE:]**, without the written consent of the owner, did take, detain, use, sell, traffic in or otherwise dispose of, or use for some purpose other than that for which such article was intended, one or more registered towels, garments, aprons, bed linens or table linens, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.110, §25B. (PENALTY from §29: jail not less than 30 days, not more than 3 months; or not less than $20, not more than $100; or both.)

110/25C/A **LINEN, DEFACE REGISTERED** c110 §25C (Effective 9/10/58)
on **[DATE OF OFFENSE:]**, without the written consent of the owner: (1) did wilfully destroy, mutilate or deface one or more registered towels, garments, aprons, bed linens or table linens; or (2) did wilfully erase, mar, cover, remove or alter some word or name printed, branded, stamped or otherwise produced in a permanent manner upon such towel, garment, apron, bed linen or table linen, in violation of G.L. c.110, §25C. (PENALTY from §29: not less than $10, not more than $50.)

110/25C/B **LINEN, DEFACE REGISTERED, SUBSQ. OFF.** c110 §25C (Effective 9/10/58)
on **[DATE OF OFFENSE:]**, without the written consent of the owner: (1) did wilfully destroy, mutilate or deface one or more registered towels, garments, aprons, bed linens or table linens; or (2) did wilfully erase, mar, cover, remove or alter some word or name printed, branded, stamped or otherwise produced in a permanent manner upon such towel, garment, apron, bed linen or table linen, the defendant having previously been convicted of such an offense, in violation of G.L. c.110, §25C. (PENALTY from §29: jail not less than 30 days, not more than 3 months; or not less than $20, not more than $100; or both.)

110A/101 **SECURITIES SALE, FRAUDULENT** c110A §101 (Effective 11/1/72-3/31/03)
on **[DATE OF OFFENSE:]**, in connection with the offer, sale or purchase of a security, did willfully, directly or indirectly: (1) employ a device, scheme or artifice to defraud; or (2) make an untrue statement of a material fact; or (3) omit to state a material fact necessary to make the statements made, in the light of the circumstances under which they were made, not misleading; or (4) engage in an act, practice or course of business which operated or would operate as a fraud or deceit upon some person, in violation of G.L. c. 110A, § 101. (PENALTY from §409(a): imprisonment not more than 3 years; or not more than $5000 fine; or both.)

110A/101 **SECURITIES SALE, FRAUDULENT** c110A §101 (Effective 4/1/03)
on **[DATE OF OFFENSE:]**, in connection with the offer, sale or purchase of a security, did willfully, directly or indirectly: (1) employ a device, scheme or artifice to defraud; or (2) make an untrue statement of a material fact; or (3) omit to state a material fact necessary to make the statements made, in the light of the circumstances under which they were made, not misleading; or (4) or engage in an act, practice or course of business which operated or would operate as a fraud or deceit upon some person, in violation of G.L. c. 110A, § 101. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

110A/409/A **SECURITIES FILING, FALSE** c110A §409(a) (Effective 11/1/72-3/31/03)
on **[DATE OF OFFENSE:]** did wilfully make or cause to be made in a document filed with the State Secretary or in a proceeding under G.L. c.110A a statement which was, at the time and in the light of the circumstances under which it was made, false or misleading in some material respect, knowing such statement to be false or misleading in some material respect, in violation of G.L. c.110A, §409(a). (PENALTY: imprisonment not more than 3 years; or not more than $5000; or both.)

110A/409/A **SECURITIES FILING, FALSE** c110A §409(a) (Effective 4/1/03)
on **[DATE OF OFFENSE:]** did wilfully make or cause to be made in a document filed with the State Secretary or in a proceeding under G.L. c.110A a statement which was, at the time and in the light of the circumstances under which it was made, false or misleading in some material respect, knowing such statement to be false or misleading in some material respect, in violation of G.L. c.110A, §409(a). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

110A/409/B **SECURITIES VIOLATION** c110A §409(a) (Effective 11/1/72-3/31/03)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in wilful violation of a provision of G.L. c.110A or a rule or order made under G.L. c.110A, and in violation of G.L. c.110A, §409(a). (PENALTY: imprisonment not more than 3 years; or not more than $5000; or both.)

110A/409/B **SECURITIES VIOLATION** c110A §409(a) (Effective 4/1/03)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in wilful violation of a provision of G.L. c.110A or a rule or order made under G.L. c.110A, and in violation of G.L. c.110A, §409(a). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

110C/9 **TAKE-OVER BID VIOLATION** c110C §9(f)
on **[DATE OF OFFENSE:]** did make a take-over bid and: (1) did fail to comply with the requirements of G.L. c.110C, §2 or an order thereunder of which he or she had notice; or (2) did wilfully violate a provision of G.L. c.110C, §7 or a rule or order thereunder, in violation of G.L. c.110C, §9(f). (PENALTY: imprisonment not more than 3 years; or not more than $5000; or both.)

111/2B **AIR POLLUTION EMERGENCY ORDER VIOLATION** c111 §2B (Effective 4/9/68)
on **[DATE OF OFFENSE:]** did knowingly fail within a reasonable time to comply with an order of enforcement personnel to stop and abate violation of an emergency order of the Commissioner of Environmental Protection issued pursuant to G.L. c.111, §2B, giving due consideration to the practicability and to the physical and economic feasibility of compliance with such order, in violation of G.L. c.111, §2B. (PENALTY: not less than $20, not more than $10,000.)

111/5A **VACCINE EMERGENCY ORDER VIOLATION** c111 §5A (Effective 8/21/64)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]** in violation of a written order or orders of the Department of Public Health setting rules and priorities for the distribution and use within this Commonwealth of an antitoxin, serum, vaccine or other analogous product deemed essential to public health when there was an emergency by reason of a shortage of such product, adopted pursuant to G.L. c.111, §5A. (PENALTY: imprisonment not more than 6 months; or not less than $50, not more than $200; or both.)

111/5D **PLASTIC BAGS REGUL VIOLATION** c111 §5D
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health concerning the labeling, thickness and methods of use of plastic bags and plastic film for the protection of the lives and safety of the public, adopted pursuant to G.L. c.111, §5D. (PENALTY: as provided by regulation, but not more than $500.)

111/5E/A **ALGAE-CONTROL CHEMICALS REGUL VIOLATION** c111 §5E (Effective 1/3/61)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Environmental Protection governing the issuance of licenses and the application of chemicals for the control of algae, weeds and other aquatic nuisances, adopted pursuant to G.L. c.111, §5E. (PENALTY: as provided by regulation, but not more than $500.)

111/5E/B **ALGAE-CONTROL CHEMICALS, UNLIC APPLIC OF** c111 §5E (Effective 1/3/61)
on **[DATE OF OFFENSE:]**, for the purpose of controlling algae, weeds and other aquatic nuisances, did apply chemicals to body of water within the territorial limits of this Commonwealth without having first obtained a license to do so from the Department of Environmental Protection, in violation of G.L. c.111, §5E. (PENALTY: not less than $25, not more than $500.)

111/5R/A **HOUSEHOLD CLEANSER WITH PHOSPHORUS, SELL** c111 §5R (Effective 7/1/94)
beginning on **[FIRST DATE OF OFFENSE:]** and continuing through **[LAST DATE OF OFFENSE:]** did sell or distribute a household cleansing product, as defined in G.L. c.111, §5R: (1) other than those used in dishwashing machines, commercial laundries, or for cleansing medical and surgical equipment or food and beverage processing equipment, which contained a phosphorus compound in excess of a trace quantity; or (2) used in dishwashing machines, commercial laundries, or for cleansing medical and surgical equipment or food and beverage processing equipment, which contained a phosphorus compound in concentrations in excess of 8.7 percent by weight expressed as elemental phosphorus, in violation of G.L. c.111, §5R. (PENALTY for each 24 hour period during which violation occurs: not less than $1000, not more than $5000; and seized cleansing agents shall be forfeited.)

111/5R/B **HOUSEHOLD CLEANSER WITH PHOSPHORUS, USE** c111 §5R (Effective 7/1/94)
on **[DATE OF OFFENSE:]** did in a commercial establishment in this Commonwealth use a household cleansing product, as defined in G.L. c.111, §5R: (1) other than those used in dishwashing machines, commercial laundries, or for cleansing medical and surgical equipment or food and beverage processing equipment, which contained a phosphorus compound in excess of a trace quantity; or (2) used in dishwashing machines, commercial laundries, or for cleansing medical and surgical equipment or food and beverage processing equipment, which contained a phosphorus compound in concentrations in excess of 8.7 percent by weight expressed as elemental phosphorus, in violation of G.L. c.111, §5R. (PENALTY: not less than $25, not more than $100.)

111/8 **COMMON DRINKING CUP/TOWEL REGUL VIOL** c111 §8
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health, 105 Code Mass. Regs. §320.001 et seq., prohibiting the providing of a common drinking cup or a common towel in hotels and in public places, vehicles or buildings, in order to prevent the spread of communicable diseases, adopted pursuant to G.L. c.111, §8. (PENALTY: as set by regulation, but not more than $25.)

111/8A **POISON DISPOSAL REGUL VIOL** c111 §8A (Effective 2/3/61)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Public Health, 105 Code Mass. Regs. §320.001 et seq., concerning the disposal or discard of containers of poisonous substances and concerning the closures of containers of corrosive substances intended for household use, adopted pursuant to G.L. c.111, §8A. (PENALTY: as set by regulation, but not more than $500.)

111/9/A **HEALTH INSPECTOR, INTERFERE W/DPH** c111 §9
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with an inspector, analyst or chemist of the Department of Public Health in the performance of his or her official duty, in violation of G.L. c.111, §9. (PENALTY: not more than $50.)

111/9/B **HEALTH INSPECTOR, INTERFERE W/DPH, SUBSQ** c111 §9
on **[DATE OF OFFENSE:]** did hinder, obstruct or in some way interfere with an inspector, analyst or chemist of the Department of Public Health in the performance of his or her official duty, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §9. (PENALTY: not more than $100.)

111/24A **MORBIDITY/MORTALITY RESEARCH, DISCLOSE DPH** c111 §24A (Effective 11/30/60)
on **[DATE OF OFFENSE]** did disclose information obtained during a scientific study or research authorized or caused to be made by the Commissioner of Public Health for the purpose of reducing morbidity and mortality within this Commonwealth, other than in strict conformity with the rules governing such research project, in violation of G.L. c.111, §24A. (PENALTY: $50.)

111/31 **HEALTH REGULATION VIOLATION, BOH** c111 §31 (Effective 4/24/92)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a health regulation adopted by the Board of Health of **[NAME OF MUNICIPALITY:]** pursuant to G.L. c.111, §31. (PENALTY: not more than $1000.)

111/31A **GARBAGE, REMOVE/TRANSPORT W/O BOH PERMIT** c111 §31A
on **[DATE OF OFFENSE:]** did remove or transport garbage, offal or other offensive substances through the streets of the city or town of **[NAME OF MUNICIPALITY:]**, without having first obtained a permit to do so from the Board of Health of such city or town, in violation of G.L. c.111, §31A. (PENALTY from §31B: not more than $1000.)

111/31B **GARBAGE REMOVAL REGULATION VIOL, BOH** c111 §31B (Effective 4/24/92)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation for the removal, transportation or disposal of garbage, offal or other offensive substances, in violation of G.L. c.111, §31B. (PENALTY: not more than $1000.)

111/31C/A **AIR POLLUTION REGULATION VIOL, BOH** c111 §31C (Effective 4/24/92)

on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of an order, rule or regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** for the regulation and control of atmospheric pollution, adopted pursuant to G.L. c.111, §31C. (PENALTY: not less than $1000, not more than $5000 for each day or part thereof of violation.)

111/31C/B **AIR POLLUTION REGULATION VIOL,BOH, SUBSQ** c111 §31C (Effective 4/24/92)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of an order, rule or regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** for the regulation and control of atmospheric pollution, adopted pursuant to G.L. c.111, §31C, the defendant having previously been convicted of such an offense. (PENALTY: not less than $5000, not more than $10,000 for each day or part thereof of violation.)

111/56/A **HOSPITAL/CLINIC VIOLATION** c111 §56 (Effective 4/6/68)
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.111, §51 as a hospital, an institution for unwed mothers or a clinic, did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.111, §51-§53, inclusive, in violation of G.L. c.111, §56. (PENALTY: not more than $500. Each day of violation is a "separate and distinct offense.")

111/56/B **HOSPITAL/CLINIC VIOLATION, SUBSQ. OFF.** c111 §56 (Effective 4/6/68)
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.111, §51 as a hospital, an institution for unwed mothers or a clinic, did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.111, §51-§53, inclusive, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §56. (PENALTY: imprisonment not more than 2 years; or not more than $1000. Each day of violation is a "separate and distinct offense.")

111/56/C **HOSPITAL/CLINIC, UNLICENSED** c111 §56 (Effective 4/6/68)
on **[DATE OF OFFENSE:]** did advertise, announce, establish or maintain, or was concerned in establishing or maintaining a hospital, an institution for unwed mothers or a clinic, without a license granted under G.L. c.111, §51, in violation of G.L. c.111, §56. (PENALTY: not more than $500. Each day of violation is a "separate and distinct offense.")

111/56/D **HOSPITAL/CLINIC, UNLICENSED, SUBSQ. OFF.** c111 §56
on **[DATE OF OFFENSE:]** did advertise, announce, establish or maintain, or was concerned in establishing or maintaining a hospital, an institution for unwed mothers or a clinic, without a license granted under G.L. c.111, §51, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §56. (PENALTY: imprisonment not more than 2 years; or not more than $1000. Each day of violation is a "separate and distinct offense.")

111/64K **CUSHING HOSP PATIENT TRUSTEE FL REGISTER** c111 §64K(f) (Effective 10/14/84)
on **[DATE OF OFFENSE:]**, being a fiduciary of a person who was a patient at Cushing Hospital: (1) did fail to register with the superintendent of such facility on a form supplied by the Department of Public Health; or (2) did fail to submit an annual report under pain of perjury on a form supplied by the Department of Public Health indicating the manner in which such funds were managed or expended during the report period, in violation of G.L. c.111, §64K(f). (PENALTY: not more than $500.)

111/72G **NURSING HOME ABUSE, FAIL REPORT** c111 §72G (Effective 10/11/80-12/23/98)
on **[DATE OF OFFENSE:]**, being a physician, medical intern, registered nurse, licensed practical nurse, nurse's aide, orderly, medical examiner, dentist, optometrist, optician, chiropractor, podiatrist, coroner, police officer, speech pathologist, audiologist, social worker, pharmacist, physical or occupational therapist or health officer, who was paid to care for a patient or resident in a facility and had reasonable cause to believe that a patient or resident of a facility had been abused, mistreated or neglected, did fail immediately to report such abuse, mistreatment or neglect to the Department of Public Health by oral communication and by making a written report within 48 hours after such oral communication, in violation of G.L. c.111, §72G. (PENALTY: not more than $1000.)

111/72G **NURSING HOME ABUSE, FAIL REPORT** c111 §72G (Effective 12/24/98)
on **[DATE OF OFFENSE:]**, being a physician, medical intern or resident, physician assistant, registered nurse, licensed practical nurse, nurse aide, orderly, home health aide, hospice worker, homemaker, administrator, responsible person, medical examiner, dentist, optometrist, optician, chiropractor, podiatrist, coroner, police officer, speech pathologist, audiologist, social worker, pharmacist, physical or occupational therapist or health officer, who was paid to care for a patient or resident, as defined in G.L. c.111, §72F, and had reasonable cause to believe that a patient or resident had been abused, mistreated or neglected or had property misappropriated, did fail immediately to report such to the Department of Public Health by electronically transmitted report, facsimile or oral communication and, if by oral communication, by making a written report within 48 hours after such oral communication, in violation of G.L. c.111, §72G. (PENALTY: not more than $1000.)

111/72I **NURSING HOME ABUSE REPORTS, DISCLOSE** c111 §72I (Effective 10/11/80)
on **[DATE OF OFFENSE:]** did cause information in the files of the Department of Public Health of reports prepared pursuant to G.L. c.111, §72G-§72L to be released without authorization to persons or agencies other than those specified in §72I, in violation of G.L. c.111, §72I. (PENALTY: imprisonment not more than 2½ years; or not more than $1000; or both.)

111/72J **NURSING HOME ABUSE REGISTRY, DISCLOSE** c111 §72J (Effective 10/11/80-12/23/98)
on **[DATE OF OFFENSE:]** did cause data and information stored in the central registry maintained by the Department of Public Health pursuant to G.L. c.111, §72J to be released without authorization to persons or agencies other than those specified in the rules and regulations, in violation of G.L. c.111, §72J. (PENALTY: imprisonment not more than 2½ years; or not more than $1000; or both.)

111/73/A **NURSING HOME REGULATION VIOL** c111 §73 (Effective 11/28/79)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a rule or regulation of the Department of Public Health adopted pursuant to G.L. c.111, §71, §72 and §72C, and in violation of G.L. c.111, §73. (PENALTY: as established by regulation, but not more than $50.)

111/73/B **NURSING HOME VIOLATION** c111 §73 (Effective 11/28/79-11/1/10)
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.111, §71 as a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for the mentally retarded, did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.111, §71-§73, inclusive, in violation of G.L. c.111, §73. (PENALTY: not more than $500.)

111/73/B **NURSING HOME VIOLATION** c111 §73 (Effective 11/2/10)
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.111, §71 as a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for persons with an intellectual disability, did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements

of G.L. c.111, §71-§73, inclusive, in violation of G.L. c.111, §73. (PENALTY: not more than $500.)

111/73/C **NURSING HOME VIOLATION, SUBSQ. OFF.** c111 §73 (Effective 11/28/79-11/1/10)
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.111, §71 as a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for the mentally retarded, did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.111, §71-§73, inclusive, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §73. (PENALTY: imprisonment not more than 2 years; or not more than $1000.)

111/73/C **NURSING HOME VIOLATION, SUBSQ. OFF.** c111 §73 (Effective 11/2/10)
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.111, §71 as a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for persons with an intellectual disability, did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of G.L. c.111, §71-§73, inclusive, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §73. (PENALTY: imprisonment not more than 2 years; or not more than $1000.)

111/73/D **NURSING HOME, UNLICENSED** c111 §73 (Effective 11/28/79-11/1/10)
on **[DATE OF OFFENSE:]** did advertise, announce, establish or maintain, or was concerned in establishing or maintaining, a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for the mentally retarded, or was engaged in such a business, without a license granted under G.L. c.111, §71, in violation of G.L. c.111, §73. (PENALTY: not more than $500.)

111/73/D **NURSING HOME, UNLICENSED** c111 §73 (Effective 11/2/10)
on **[DATE OF OFFENSE:]** did advertise, announce, establish or maintain, or was concerned in establishing or maintaining, a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for persons with an intellectual disability, or was engaged in such a business, without a license granted under G.L. c.111, §71, in violation of G.L. c.111, §73. (PENALTY: not more than $500.)

111/73/E **NURSING HOME, UNLICENSED, SUBSQ. OFF.** c111 §73 (Effective 11/28/79-11/1/10)
on **[DATE OF OFFENSE:]** did advertise, announce, establish or maintain, or was concerned in establishing or maintaining, a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for the mentally retarded, or was engaged in such a business, without a license granted under G.L. c.111, §71, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §73. (PENALTY: imprisonment not more than 2 years; or not more than $1000.)

111/73/E **NURSING HOME, UNLICENSED, SUBSQ. OFF.** c111 §73 (Effective 11/2/10)
on **[DATE OF OFFENSE:]** did advertise, announce, establish or maintain, or was concerned in establishing or maintaining, a convalescent or nursing home, infirmary maintained in a town, a rest home, charitable home for the aged or intermediate care facility for persons with an intellectual disability, or was engaged in such a business, without a license granted under G.L. c.111, §71, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §73. (PENALTY: imprisonment not more than 2 years; or not more than $1000.)

111/75 **HOSPITAL IN PROHIBITED ZONE** c111 §75
on **[DATE OF OFFENSE:]** did occupy or use a building for a hospital in a part of a town prohibited by the aldermen or selectmen, in violation of G.L. c.111, §75. (PENALTY: forfeiture of not more than $50 “for every month of such occupancy or use and in like proportion for a shorter time”.)

111/101 **INFECTIOUS DISEASE CONTROL, OBSTRUCT** c111 §101
on **[DATE OF OFFENSE:]** in a town in which a disease dangerous to the public health existed: (1) did obstruct the selectmen, Board of Health, or its agent in their attempt to prevent the spread of such infection; or (2) did wilfully and without authority remove, obliterate, deface or handle one or more public notices of infected places that had been posted, in violation of G.L. c.111, §101. (PENALTY: forfeiture of not less than $10, not more than $100.)

111/105 **INFECTIOUS DISEASE REGULATION, VIOL BOH** c111 §105
on **[DATE OF OFFENSE:]**, being a physician or other person in one of the hospitals or places of reception listed in G.L. c.111, §95, or who attended, approached, or was concerned with them, did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Board of Health relative thereto, in violation of G.L. c.111, §105. (PENALTY: forfeiture of not less than $10, not more than $100.)

111/106 **INFECTIOUS TRAVELER REFUSE DEPART** c111 §106
on **[DATE OF OFFENSE:]** did travel from a place outside the Commonwealth that was infected with a disease dangerous to the public health without a license issued by the Board of Health of the town to which he or she had come, and did fail to return by the most direct way to the state whence he or she had come, after having been so cautioned by persons appointed by such Board of Health, in violation of G.L. c.111, §106. (PENALTY: forfeiture of not more than $100.)

111/107 **INFECTIOUS BODY REGULATION VIOLATION** c111 §107
on **[DATE OF OFFENSE:]** did convey or cause to be conveyed through or from some town in this Commonwealth, or did arrange for the funeral and burial of, the body of a person who had died from a disease dangerous to the public health, in violation of a rule or regulation of the Department of Public Health, 105 Code Mass. Regs. §310.001 et seq., adopted pursuant to G.L. c.111, §107. (PENALTY: forfeiture of not more than $25.)

111/109/A **INFECTIOUS DISEASE, FAIL DISINFECT AFTER** c111 §109
on **[DATE OF OFFENSE:]**, being a householder in whose family or house a person who had been infected with a disease dangerous to the public health had died, recovered or been removed, did fail to disinfect to the satisfaction of the Board of Health such rooms of his or her house and articles therein as, in the opinion of the Board, had been exposed to infection or contagion, in violation of G.L. c.111, §109. (PENALTY: not more than $100.)

111/109/B **INFECTIOUS DISEASE, FAIL REPORT** c111 §109
on **[DATE OF OFFENSE:]**, being a householder who knew or had cause to believe that a person in his or her family or house was infected with a disease dangerous to the public health, and where no physician was in attendance, did fail forthwith to give notice thereof to the Board of Health of the town where such householder dwelt, in violation of G.L. c.111, §109. (PENALTY: not more than $100.)

111/109A **NEWBORN'S EYES, PHYSICIAN FAIL TREAT** c111 §109A
on **[DATE OF OFFENSE:]**, being a physician, or hospital medical officer registered under G.L. c.112, §9 personally attending the birth of a child, did fail

to treat his or her eyes within two hours after birth with a prophylactic remedy furnished or approved by the Department of Public Health, 105 Code Mass. Regs. §370.001 et seq., in violation of G.L. c.111, §109A. (PENALTY: not more than $100.)

111/110 **NEWBORN'S EYE PROBLEM, FAIL REPORT** c111 §110
on **[DATE OF OFFENSE:]**, being a nurse, relative or other attendant having charge of an infant, one or both of whose eyes had become inflamed, swollen and red, or showed an unnatural discharge, within two weeks after birth, did fail to report in writing, within 6 hours thereafter, to the Board of Health of the town where the infant was, the fact that such inflammation, swelling and redness of the eyes or unnatural discharge existed, in violation of G.L. c.111, §110. (PENALTY: not more than $100.)

111/110B/A **REYES SYNDROME REPORTS, DISCLOSE** c111 §110B (Effective 10/12/78)
on **[DATE OF OFFENSE:]** did release a report or record concerning the examination or treatment of a child with reyes syndrome that had been filed with the Department of Public Health pursuant to G.L. c.111, §110B, without being authorized to do so, in violation of G.L. c.111, §110B. (PENALTY: not more than $100.)

111/110B/B **REYES SYNDROME, PHYSICIAN FAIL REPORT** c111 §110B (Effective 10/12/78)
on **[DATE OF OFFENSE:]**, being a physician, intern, physician assistant, public health nurse or other person who had professionally examined or treated a child with reyes syndrome, did fail to report such examination or treatment to the Department of Public Health as soon as possible after such examination or treatment, in accordance with the rules and regulations of such Department and on forms prescribed by the Commissioner of such Department, in violation of G.L. c.111, §110B. (PENALTY: not more than $100.)

111/111/A **INFECTIOUS DISEASE, MD FAIL REPORT** c111 §111
on **[DATE OF OFFENSE:]**, being a physician who knew or had cause to believe that a person whom he or she had visited was infected with a disease dangerous to the public health, did refuse or neglect to notify in writing the Board of Health of the town where such patient was being attended, not being excepted by law, in violation of G.L. c.111, §111. (PENALTY: not less than $50, not more than $200.)

111/111/B **NEWBORN'S EYE PROBLEM, MD FAIL REPORT** c111 §111
on **[DATE OF OFFENSE:]**, being a physician or a hospital medical officer registered under G.L. c.112, §9 who had visited an infant, or the mother of an infant, and knowing or having cause to believe that one or both eyes of such infant had become inflamed, swollen and red, or showed an unnatural discharge, within two weeks after birth, did refuse or neglect to notify in writing the Board of Health of the town where such patient was being attended, in violation of G.L. c.111, §111. (PENALTY: not less than $50, not more than $200.)

111/113 **INFECTIOUS DISEASE, BOH FL REPORT TO DPH** c111 §113
on **[DATE OF OFFENSE:]**, having been appointed by the Board of Health of **[NAME OF MUNICIPALITY:]** to give notice pursuant to G.L. c.111, §112 to the Department of Public Health of persons infected with a disease dangerous to the public health, and having accepted such appointment, did wilfully refuse or wilfully neglect or through gross negligence fail to give such notice in one or more situations when it was required, in violation of G.L. c.111, §113. (PENALTY: not more than $50.)

111/119/A **VENEREAL DISEASE RECORDS, DISCLOSE** c111 §119
on **[DATE OF OFFENSE:]**, being a person having charge of or access to hospital, dispensary, laboratory or morbidity reports or records pertaining to venereal diseases, as defined in regulations of the Department of Public Health adopted pursuant to G.L. c.111, §6, did divulge them other than upon proper judicial order or to a person whose official duties, in the opinion of the Commissioner of Public Health, entitled such person to receive information contained therein, in violation of G.L. c.111, §119. (PENALTY: not more than $50.)

111/119/B **VENEREAL DISEASE RECORDS, DISCLOSE,SUBSQ** c111 §119
on **[DATE OF OFFENSE:]**, being a person having charge of or access to hospital, dispensary, laboratory or morbidity reports or records pertaining to venereal diseases, as defined in regulations of the Department of Public Health adopted pursuant to G.L. c.111, §6, did divulge them other than upon proper judicial order or to a person whose official duties, in the opinion of the Commissioner of Public Health, entitled such person to receive information contained therein, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §119. (PENALTY: not more than $100.)

111/122 **NUISANCE REGULATION VIOLATION, HEALTH** c111 §122
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF VIOLATION:]**, in violation of a regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** relative to nuisances, sources of filth and causes of sickness which may be injurious to public health, adopted for the public health and safety pursuant to G.L. c.111, §122. (PENALTY: forfeiture of not more than $100. §129: nuisance may be ordered removed or destroyed at defendant's expense and under direction of the Board of Health.)

111/122A **WATER SAFETY ORDER VIOLATION** c111 §122A
on **[DATE OF OFFENSE:]**, being the owner of a place of habitation, or a place where food or drink was prepared, handled or served to the public, whose available supply of water for drinking, culinary and other domestic purposes had been determined by the Board of Health to be so unsafe or inadequate as to constitute a nuisance within the meaning of G.L. c.111, did wilfully fail or refuse to comply with a written order of such Board requiring him or her to discontinue the use of the water supply, or, at his or her option, to provide such place with a water supply safe and adequate for such purposes, in violation of G.L. c.111, §122A. (PENALTY: not less than $50.)

111/123 **NUISANCE, FAIL ABATE PRIVATE HEALTH** c111 §123 (Effective 4/24/92)
on **[DATE OF OFFENSE:]**, being the owner or occupant of a private premises located at **[ADDRESS OF PRIVATE PREMISES:]**, did knowingly fail to obey an order of the Board of Health of **[NAME OF MUNICIPALITY:]** requiring him or her, at his or her own expense, to remove within a stated time one or more nuisances, sources of filth or causes of sickness found thereon, in violation of G.L. c.111, §123. (PENALTY: forfeiture of not more than $1000 for every day during which defendant knowingly violates such order. §129: nuisance may be ordered removed or destroyed at defendant's expense and under direction of the Board of Health.)

111/127 **DRAINAGE REGULATION VIOLATION, HOUSE** c111 §127
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** relative to house drainage and connection with common sewers, adopted pursuant to G.L. c.111, §127. (PENALTY: forfeiture of not more than $100.)

111/127A/A **STATE SANITARY CODE MEDICAL WASTE VIOL** c111 §127A (Effective 3/22/92)

on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a provision of the State Sanitary Code, 105 Code Mass. Regs. §400.001 et seq., governing the improper disposal of infectious or physically dangerous medical or biological waste, adopted by the Department of Public Health pursuant to G.L. c.111, §127A. (PENALTY: as set by regulation, but not exceeding house of correction not more than 2 years; or not exceeding $25,000.)

111/127A/B **STATE SANITARY CODE VIOLATION** c111 §127A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a provision of the State Sanitary Code, 105 Code Mass. Regs. §400.001 et seq., adopted by the Department of Public Health pursuant to G.L. c.111, §127A. (PENALTY: as set by regulation, but not exceeding $500.)

111/127*O* **CONVEY REALTY TO AVOID CODE ENFORCEMENT** c111 §127*O* (Effective 8/15/80)
on **[DATE OF OFFENSE:]** did convey a parcel of real estate with the intent to evade a notice or order issued pursuant to G.L. c.40A, G.L. c.111, §122-§127B, G.L. c.139, §1-§3A, G.L. c.143, §6-§9, the state sanitary code, or the state building code, in violation of G.L. c.111, §127*O.* (PENALTY: jail or house of correction not more than 1 year; or not more than $2000; or both.)

111/142A **AIR POLLUTION ORDER VIOL** c111 §142A
on **[DATE OF OFFENSE:]** did continue to **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Department of Environmental Protection adopted pursuant to G.L. c.111, §142A to prevent pollution or contamination of the atmosphere, 310 Code Mass. Regs. §6.01 et seq. or §7.01 et seq., after having received due notice thereof. (PENALTY: imprisonment not more than 1 year; or not more than $25,000; or both.)

111/142B/A **AIR POLLUTION ORDER VIOL IN METRO DIST** c111 §142B (Effective 9/25/87)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of an order of the Department of Environmental Protection adopted pursuant to G.L. c.111, §142B to prevent pollution or contamination of the atmosphere within the Metropolitan Air Pollution Control District. (PENALTY: imprisonment not more than 1 year; or not more than $25,000; or both.)

111/142B/B **AIR POLLUTION REGUL VIOL IN METRO DIST** c111 §142B (Effective 8/17/65)
on **[DATE OF OFFENSE:]** did knowingly **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Department of Environmental Protection adopted pursuant to G.L. c.111, §142B to control the pollution of the atmosphere within the Metropolitan Air Pollution Control District, 310 Code Mass. Regs. §6.01 et seq. or §7.01 et seq. (PENALTY: not less than $10, not more than $50.)

111/142F **AIRCRAFT FUEL, DISCHARGE IN ATMOSPHERE** c111 §142F (Effective 1/1/73)
on **[DATE OF OFFENSE:]** did allow excess fuel, as defined in G.L. c.111, §142F, to be discharged into the atmosphere from an aircraft, there being then no emergency, in violation of G.L. c.111, §142F. (PENALTY: not less than $250, not more than $750.)

111/142K **EMISSIONS STANDARDS, SELL MV W/NONCOMPLY** c111 §142K (Effective 3/29/91)
on **[DATE OF OFFENSE:]** did sell or offer for sale a motor vehicle or motor vehicle engine, manufactured during or after the first model year that the motor vehicle emissions standards specified in G.L. c.111, §142K(a) were in effect which was intended for use primarily in this Commonwealth and which was not certified according to regulations promulgated by the Department of Environmental Protection, in violation of G.L. c.111, §142K. (PENALTY for each day "that a violation for any motor vehicle continues": imprisonment not more than 1 year; or not more than $25,000; or both.)

111/142M/A **EMISSIONS CONTROL, TAMPER WITH MV** c111 §142M (Effective 11/28/97)
on **[DATE OF OFFENSE:]** did knowingly: (1) tamper, as defined in G.L. c.111, §142M(a), with a motor vehicle emissions control device or system; or (2) take some action that had the effect of causing a motor vehicle to no longer comply with federal law, or with the applicable standards and criteria, for the motor vehicle emissions inspection and maintenance program or with requirements for motor vehicle registration, in violation of G.L. c.111, §142M(f). (PENALTY: imprisonment not more than 1 year; or not more than $25,000 fine; or both.)

111/142M/B **INSPECTION CERTIFICATE, FALSE EMISSIONS** c111 §142M (Effective 11/28/97)
on **[DATE OF OFFENSE:]** did knowingly alter, falsify or counterfeit an emissions inspection certificate, as defined in G.L. c.111, §142M(a), in violation of G.L. c.111, §142M(f). (PENALTY: imprisonment not more than 1 year; or not more than $25,000 fine; or both.)

111/142M/C **INSPECTION CERTIFICATE, IMPROPER MV** c111 §142M (Effective 11/28/97)
on **[DATE OF OFFENSE:]**: (1) did issue an inspection certificate, as defined in G.L. c.111, §142M(a), for a motor vehicle that had not been inspected in accordance with, or was not in compliance with, the standards and criteria for motor vehicle inspections required by G.L. c.111, §142M; or (2) did fail to issue such an inspection certificate for a motor vehicle that had been inspected in accordance with, and was in compliance with and met, such standards and criteria, in violation of a regulation of the Registrar of Motor Vehicles, 540 Code Mass. Regs., adopted pursuant to G.L. c.111, §142M(f). (PENALTY from G.L. c.111, §142M(f): imprisonment not more than 1 year; or not more than $25,000 fine; or both.)

111/142M/D **INSPECTION STATION VIOLATION, MV** c111 §142M (Effective 11/28/97)
on **[DATE OF OFFENSE:]**, being a person or facility licensed or required to be licensed pursuant to G.L. c.90, §7W, did **[DESCRIPTION OF OFFENSE:]**, and did thereby violate a requirement or regulation adopted pursuant to G.L. c.111, §142M or a certificate or order issued thereunder, in violation of G.L. c.111, §142M(f). (PENALTY: imprisonment not more than 1 year; or not more than $25,000 fine; or both.)

111/146 **NUISANCE, FAIL ABATE COMMERCIAL HEALTH** c111 §146
on **[DATE OF OFFENSE:]**, having been served at least 24 hours before with an order issued by the Board of Health of **[NAME OF MUNICIPALITY:]** under G.L. c.111, §143, prohibiting in such location the exercise of a trade or employment that might result in a nuisance or be harmful to the inhabitants, injurious to their estates, dangerous to the public health, or attended by noisome and injurious odors, did refuse or neglect to obey such order, in violation of G.L. c.111, §146. (PENALTY: forfeiture of not less than $50, not more than $500. §129: nuisance may be ordered removed or destroyed at defendant's expense and under direction of the Board of Health.)

111/150A/A **TRASH TREATMENT FACILITY REGULATION VIOL** c111 §150A (Effective 12/17/87)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation or order governing refuse facilities adopted by the Department of Environmental Protection pursuant to G.L. c.111, §150A. (PENALTY for each day of violation: house of correction not more than 2 years; or not more than $25,000; or both.)

111/150A/B **TRASH TREATMENT FACILITY, IMPROPER** c111 §150A (Effective 12/17/87)
on **[DATE OF OFFENSE:]**: (1) did maintain or operate a site for a refuse facility, as defined in G.L. c.111, §150A, or as an expansion of an existing facility,

without such site being then assigned for such purpose by the Board of Health of such city or town in accordance with the provisions of G.L. c.111, §150A; or (2) did establish, construct, expand, maintain, operate, or devote to some past closure as defined by regulation, such a facility without a permit for such facility issued by the Department of Environmental Protection being then in effect, and notice thereof recorded in the registry of deeds or in the registry section of the Land Court; or (3) did maintain or operate a facility in such manner as to fail to protect the public health and safety and the environment; or (4) did maintain or operate a landfill and did fail to pay to the town where such facility was located the amount specified in G.L. c.16, §24A for each ton of solid waste which was disposed of in such landfill; or (5) did dispose or contract for the disposal of solid waste at a place which had not been approved by such Department; or (6) did use for some other purpose a site on which a facility had been operated without the prior written approval of such Department; or (7) did convey, lease, or devote to other use, a site on which a facility had been operated without having recorded notice of such operation on the site in the registry of deeds or in the registry section of the Land Court, in violation of G.L. c.111, §50A. (PENALTY for each day of violation: house of correction not more than 2 years; or not more than $25,000; or both.)

111/150B/A **HAZARDOUS WASTE TREATMENT REGS/ORDER VIOL** c111 §150B (Effective 9/25/87)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Environmental Protection, or an order of the Commissioner of such Department, adopted pursuant to G.L. c.111, §150B. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $25,000; or both.)

111/150B/B **HAZARDOUS WASTE TREATMENT VIOLATION** c111 §150B (Effective 9/25/87)
on **[DATE OF OFFENSE:]** did establish, maintain or operate a place as a site for a hazardous waste facility, as defined in G.L. c.21D, §2: (1) that was not currently assigned by the Board of Health of such city or town as a site for such facility after a public hearing; or (2) in violation of one or more limitations with respect to the extent, character and nature of operation thereof that had been imposed as conditions of such assignment, in violation of G.L. c.111, §150B. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $25,000; or both.)

111/151 **SLAUGHTERHOUSE, UNLICENSED** c111 §151
on **[DATE OF OFFENSE:]** did occupy or use a building or premises for carrying on the business of slaughtering cattle, horses, mules, sheep or other animals, or for a melting or rendering establishment, or for other noxious or offensive trade and occupation, or permit or allow such trade or occupation to be carried on upon premises owned or occupied by him or her, without having first obtained the written consent and permission of the mayor and city council, or of the selectmen, or, in a town having a population of more than five thousand, of the Board of Health, if any, of the town where the building or premises were situated, in violation of G.L. c.111, §151. (PENALTY from §152: forfeiture of not more than $200 “for every month of such occupancy or use and in like proportion for a shorter time.”)

111/152 **SLAUGHTERHOUSE, VIOL DEP ORDER RE UNLIC** c111 §151
on **[DATE OF OFFENSE:]** did continue to occupy or use a building or premises for carrying on the business of slaughtering cattle, horses, mules, sheep or other animals, or for a melting or rendering establishment, or for other noxious or offensive trade and occupation, or permit or allow such trade or occupation to be carried on upon premises owned or occupied by him or her, in violation of an order of the Department of Environmental Protection requiring him or her to desist from further carrying on such trade or occupation in such buildings or premises until he or she had first obtained the written consent and permission of the mayor and city council, or of the selectmen, or, in a town having a population of more than five thousand, of the Board of Health, if any, of the town where the building or premises were situated, in violation of G.L. c.111, §152. (PENALTY: forfeiture of not more than $200 “for every month of such occupancy or use and in like proportion for a shorter time.”)

111/154 **HORSE KILLING/RENDERING, UNLICENSED** c111 §154
on **[DATE OF OFFENSE:]** did engage in the business of killing horses, or in the rendering of horses or other animals, without then having in effect a license to do so issued by the Board of Health of the town where such business was carried on, in violation of G.L. c.111, §154. (PENALTY: imprisonment not more than 3 months; or not more than $200; or both.)

111/155/A **STABLE REGULATION VIOLATION** c111 §155
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Board of Health of **[NAME OF MUNICIPALITY:]** governing the drainage, ventilation, size and character of stalls, bedding, number of animals and storage and handling of manure in stables, adopted pursuant to G.L. c.111, §155. (PENALTY from §157 for each day of violation: $5.)

111/155/B **STABLE, UNLICENSED** c111 §155
on **[DATE OF OFFENSE:]** did erect, occupy or use for a stable a building in a city, or in a town having more than five thousand inhabitants, without then having in effect a license to do so issued by the Board of Health, and within the scope of such license, in violation of G.L. c.111, §155. (PENALTY from §157 for each day of violation: $5.)

111/156 **STABLE WITHIN 200 FT OF CHURCH** c111 §156
on **[DATE OF OFFENSE:]** did in a city occupy or use a building for a livery stable, or a stable for taking or keeping horses and carriages for hire or to let, within 200 feet of a church or meeting house erected and used for the public worship of God, without the written consent of the religious society or parish worshipping therein, not being excepted by law, in violation of G.L. c.111, §156. (PENALTY from §157 for each day of violation: $5.)

111/160 **WATER SUPPLY REGULATION/ORDER VIOLATION** c111 §160 (Effective 9/25/87)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of an rule or regulation of the Department of Environmental Protection, 310 Code Mass. Regs. §22.01 et seq., or of an order of such Department, to prevent the pollution and to secure the sanitary protection of inland waters, streams, ponds and underground waters used as sources of water supply and to ensure the delivery of a fit and pure water supply to all consumers, adopted pursuant to G.L. c.111, §160. (PENALTY: imprisonment not more than 1 year; or not more than $25,000 for each day of violation; or both.)

111/160A/A **WATER SUPPLY BACKFLOW TESTING, UNLIC** c111 §160A (Effective 4/5/86)
on **[DATE OF OFFENSE:]** did engage in inspecting or testing water supply backflow prevention devices without then being certified to do so by the Department of Environmental Protection, in violation of G.L. c.111, §160A. (PENALTY: imprisonment not more than 6 months; or not more than $5000; or both.)

111/160A/B **WATER SUPPLY, UNLIC CROSS CONNECTION TO** c111 §160A (Effective 9/25/87)
on **[DATE OF OFFENSE:]** did maintain a physical cross connection between the distribution system of a public water supply, the water of which was used for drinking, domestic or culinary purposes, and the distribution system of a water supply not approved by the Department of Environmental Protection as being of safe sanitary quality, without there being then in effect a permit therefor issued by such Department pursuant to 310 Code Mass. Regs. §22.22,

in violation of G.L. c.111, §160A. (PENALTY: imprisonment not more than 1 year; or not more than $25,000 for each day of violation; or both.)

111/162 **WATER SUPPLY POLLUTION ORDER VIOLATION** c111 §162 (Effective 9/25/87)
on **[DATE OF OFFENSE:]** did fail to obey an order of the Department of Public Health served upon him or her, and ordering him or her to desist from depositing, keeping or discharging, and to remove any, manure, excrement, garbage, sewage or any other matter that pollutes or tends to pollute the waters of a stream, pond, spring, underground waters, or watercourse used by a city, town, public institution or water or ice company as a source of water supply, in violation of such order and G.L. c.111, §162. (PENALTY: imprisonment not more than 1 year; or not more than $25,000 for each day of violation; or both.)

111/170 **WATER RESERVOIR/SPRING, POLLUTE** c111 §170 (Effective 9/25/92)
on **[DATE OF OFFENSE:]** did wilfully and maliciously defile or corrupt a spring or other source of water, or reservoir, or did destroy or injure a pipe, conductor of water or other property pertaining to an aqueduct, or did aid or abet in such a trespass, in violation of G.L. c.111, §170. (PENALTY: imprisonment not more than 2 years; or not more than $25,000 for each day of violation; or both.)

111/171/A **WATER SUPPLY, BATHE IN** c111 §171
on **[DATE OF OFFENSE:]** did bathe in water used for domestic water supply, in violation of G.L. c.111, §171. (PENALTY: imprisonment not more than 1 month; or not more than $50.)

111/171/B **WATER SUPPLY, POLLUTE** c111 §171
on **[DATE OF OFFENSE:]** did wilfully deposit excrement or foul or decaying matter in water used for domestic water supply, or upon the shore thereof within five rods of the water, in violation of G.L. c.111, §171. (PENALTY: imprisonment not more than 1 month; or not more than $50.)

111/174 **WATER SUPPLY, DRIVE ANIMAL ON FROZEN** c111 §174
on **[DATE OF OFFENSE:]**, not being engaged in cutting or harvesting ice, or in hauling logs, wood or lumber, did drive an animal on the ice of a pond or stream used for domestic water supply for a town, in violation of G.L. c.111, §174. (PENALTY: imprisonment not more than 1 month; or not more than $50.)

111/175 **CHARLES RIVER POLLUTION ORDER, VIOLATE** c111 §175
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of an order of the Department of Environmental Protection, prohibiting the entrance or discharge of sewage into any part of the Charles River or its tributaries, and preventing the entrance or discharge therein of any other substance which may be injurious to the public health or may tend to cause an offensive odor or to create a public nuisance or to obstruct the flow of water or to diminish the public use or enjoyment of such river, its tributaries or adjacent areas, adopted pursuant to G.L. c.111, §175. (PENALTY: not less than $25, not more than $1000.)

111/181 **VACCINATION, FAIL TO OBTAIN** c111 §181
on **[DATE OF OFFENSE:]** did refuse or neglect to comply with a requirement of the Board of Health of **[NAME OF MUNICIPALITY:]** that all inhabitants of such municipality be vaccinated or revaccinated at no cost to such inhabitants, in violation of G.L. c.111, §181. (PENALTY: forfeiture of $5.)

111/184B **BLOOD BANK, UNLICENSED** c111 §184B (Effective 2/24/82)
on **[DATE OF OFFENSE:]**, not being a hospital licensed by the Department of Public Health under G.L. c.111, §51, did establish and maintain in this Commonwealth a blood bank, so-called, not being excepted by law, in violation of G.L. c.111, §184B. (PENALTY: not more than $500; "or the revocation of the right to establish and maintain a blood bank, or both.")

111/185 **EYE/EAR, FAIL DISINFECT MACHINE TOUCHING** c111 §185
on **[DATE OF OFFENSE:]**, being the proprietor or manager of a place of public amusement or other place where there were provided for public use and entertainment mutoscopes or other machines or apparatus of such nature that the person using the same breathes or speaks into it, or holds some part thereof in contact with or near to his or her eyes or ears in order to see or hear, did fail to disinfect such machine or apparatus in a manner approved by the Board of Health at least twice during such hours, in every 24 hours, as it was offered for use by the public, in violation of G.L. c.111, §185. (PENALTY from §186: not more than $25.)

111/186 **LIPS, MACHINE REQUIRING APPLICATION OF** c111 §186
on **[DATE OF OFFENSE:]** did provide for public use or entertainment in a place of public amusement or other place of public resort a so-called lung testing machine or similar contrivance, the use of which required the application of some part thereof to the lips, in violation of G.L. c.111, §186. (PENALTY: not more than $25.)

111/186A **SHOE-FITTING X-RAY MACHINE** c111 §186A (Effective 5/20/58)
on **[DATE OF OFFENSE:]** did operate or maintain a shoe-fitting device or machine which uses fluoroscopic, X-ray or radiation principles, other than for diagnostic or therapeutic purposes by or under the direction of a physician or podiatrist registered under the laws of this Commonwealth, in violation of G.L. c.111, §186A. (PENALTY: not more than $25.)

111/186B/A **CHILD'S SLEEPWEAR, SELL FLAMMABLE** c111 §186B (Effective 12/1/73)
on **[DATE OF OFFENSE:]** did sell or offer for sale fabric or related material or a finished piece of clothing which was designed to be used in the manufacture, or sold as items, of children's sleepwear up to and including size 14, when such fabric or related material or finished piece of clothing was defined as "Flammable" under the provisions of G.L. c.94B, in violation of G.L. c.111, §186B. (PENALTY: not less than $50, not more than $200.)

111/186B/B **CHILD'S SLEEPWEAR, SELL FLAMMABLE, SUBSQ** c111 §186B (Effective 12/1/73)
on **[DATE OF OFFENSE:]** did sell or offer for sale fabric or related material or a finished piece of clothing which was designed to be used in the manufacture, or sold as items, of children's sleepwear up to and including size 14, when such fabric or related material or finished piece of clothing was defined as "Flammable" under the provisions of G.L. c.94B, the defendant having previously been convicted of such an offense, in violation of G.L. c.111, §186B. (PENALTY: imprisonment not more than 90 days; or not less than $200, not more than $1000; or both.)

111/196/A **LEAD PAINT, APPLY** c111 §196(a)
on **[DATE OF OFFENSE:]**: (1) did apply or cause to be applied a lead-based paint, glaze or other substance to **[NUMBER OF ITEMS:]** items of toys, furniture, cooking, drinking, or eating utensils, or interior or exterior surfaces or fixtures of a dwelling; or (2) did sell, expose for sale, deliver, give away or possess with intent to sell, deliver or give away such number of items of toys, furniture, cooking, drinking or eating utensils to which a lead-based paint, glaze or other substance had been applied, in violation of G.L. c.111, §196(a). (PENALTY for each article, surface or fixture to which a lead-based substance is

applied: not less than $100, not more than $500. Violations "shall be given . . . speedy hearings by district and superior courts.")

111/196/B **LEAD PAINT, APPLY WILLFULLY** c111 §196(a)
on **[DATE OF OFFENSE:]**: (1) did willfully apply or cause to be applied a lead-based paint, glaze or other substance to **[NUMBER OF ITEMS:]** items of toys, furniture, cooking, drinking, or eating utensils, or interior or exterior surfaces or fixtures of a dwelling; or (2) did willfully sell, expose for sale, deliver, give away or possess with intent to sell, deliver or give away such number of items of toys, furniture, cooking, drinking or eating utensils to which a lead-based paint, glaze or other substance had been applied, in violation of G.L. c.111, §196(a). (PENALTY for each article, surface or fixture to which a lead-based substance is applied: imprisonment not more than 3 months. Violations "shall be given . . . speedy hearings by district and superior courts.")

111/196/C **LEAD PAINT, SELL** c111 §196(b) (Effective 1/1/73)
on **[DATE OF OFFENSE:]** did sell, expose for sale, deliver, give away or possess with intent to sell, deliver or give away **[NUMBER OF PAINT CONTAINERS:]** cans, bottles or other containers of lead-based paint, glaze or other surface covering, such item not being excepted by law, in violation of G.L. c.111, §196(b). (PENALTY for each can, bottle or other container: not less than $200, not more than $500. Violations "shall be given . . . speedy hearings by district and superior courts.")

111/196/D **LEAD PAINT, SELL WILLFULLY** c111 §196(b) (Effective 1/1/73)
on **[DATE OF OFFENSE:]** did willfully sell, expose for sale, deliver, give away or possess with intent to sell, deliver or give away **[NUMBER OF PAINT CONTAINERS:]** cans, bottles or other containers of lead-based paint, glaze or other surface covering, such item not being excepted by law, in violation of G.L. c.111, §196(b). (PENALTY for each can, bottle or other container: imprisonment not more than 6 months. Violations "shall be given . . . speedy hearings by district and superior courts.")

111/197/A **LEAD PAINT ABATEMENT ORDER, FAIL OBEY** c111 §197 (Effective 4/14/94)
on **[DATE OF OFFENSE:]**, being the owner of a premises located at **[LOCATION OF PROPERTY:]** in which a child under six years of age resided, did fail to abate or contain paint, plaster, or other accessible structural material on such premises containing dangerous levels of lead, in accordance with the requirements of G.L. c.111, §197(b) or (c), after having been ordered to do so by the Director of Lead Poisoning Control of the Massachusetts Department of Public Health, or the local Board of Health or other code enforcement agency, or the local housing inspection agency, in violation of G.L. c.111, §197. (PENALTY pursuant to §198 from §127A and 105 Code Mass. Regs. §460.190[A][1] for each day of noncompliance: not less than $10, not more than $500.)

111/197/B **LEAD PAINT, FAIL ABATE/CONTAIN** c111 §197 (Effective 4/14/94)
on **[DATE OF OFFENSE:]**, being the owner of a premises located at **[LOCATION OF PROPERTY:]** in which a child under six years of age resided, did fail to abate or contain paint, plaster, or other accessible structural material on such premises containing dangerous levels of lead, in accordance with the requirements of G.L. c.111, §197(b) or (c), in violation of G.L. c.111, §197. (PENALTY pursuant to §198 from §127A and 105 Code Mass. Regs. §460.190[A][1] for each day of noncompliance: not less than $10, not more than $500.)

111/197B/A **LEAD PAINT INSPECTION/REMOVAL LICEN VIOL** c111 §197B(f)(2) (Effective 4/16/88)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a term or condition of a license issued pursuant to G.L. c.111, §197B or a law or regulation, 454 Code Mass. Regs. §22.00, of this Commonwealth concerning such licensing or certification, in violation of G.L. c.111, §197B(f)(2). (PENALTY: not less than $500, not more than $1500.)

111/197B/B **LEAD PAINT INSPECTION/REMOVAL, UNLIC** c111 §197B(b)(2) (Effective 4/16/88)
on **[DATE OF OFFENSE:]**: (1) did enter into, engage in or conduct lead paint inspections without having in effect a license therefor; or (2) did enter into, engage in or conduct deleading operations without having in effect a license therefor, in violation of G.L. c.111, §197B(a)(1) or §197B(b)(2). (PENALTY: not less than $500, not more than $1500.)

111/202/A **FETAL DEATH REPORT, FALSE STATEMENT IN** c111 §202 (Effective 1/1/78)
on **[DATE OF OFFENSE:]**, being a physician or medical examiner, did knowingly make a false statement in a fetal death report required by G.L. c.111, §202, in violation of G.L. c.111, §202. (PENALTY: not more than $50.)

111/202/B **FETAL DEATH REPORT, PHYSICIAN FAIL FILE** c111 §202 (Effective 1/1/78)
on **[DATE OF OFFENSE:]**, being a physician or medical examiner, did neglect or refuse to file a fetal death report as required by G.L. c.111, §202, in violation of G.L. c.111, §202. (PENALTY: not more than $50.)

111/214 **TANNING PARLOR VIOLATION** c111 §214 (Effective 7/1/91)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to the requirements of a provision of G.L. c.111, §207-§213, or a rule or regulation of the Department of Public Health adopted pursuant to G.L. c.213, and in violation of G.L. c.111, §214. (PENALTY: not less than $200, not more than $2000.)

111/216 **FRAGRANCE ADVERTISING INSERT VIOL** c111 §216 (Effective 8/22/96)
on **[DATE OF OFFENSE:]** did distribute fragrance advertising inserts, as defined in G.L. c.111, §216, in a newspaper, magazine, mailing or other periodically printed material, that: (1) contained other than microencapsulated oils; or (2) lacked glue tabs or binders to prevent premature activation of such inserts; or (3) were on paperstocks that had more than a maximum porosity of 20 Sheffield units or 172 Gurley Hill units, in violation of G.L. c.111, §216. (PENALTY for each infraction: $100 for each distribution.)

111B/6/A **ALCOHOL DETOX PROG DENY INSPECTION** c111B §6 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being the operator or owner of a facility, as defined in G.L. c.111B, §6, did refuse to allow officers or employees of the Department of Public Health to enter and inspect at reasonable times, and to examine the books and accounts of such private facility, when they were authorized to do so by a warrant issued pursuant to G.L. c.111B, §6, in violation of G.L. c.111B, §6. (PENALTY: not more than $100.)

111B/6/B **ALCOHOL DETOX PROG DENY INSPECTION,SUBSQ** c111B §6 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being the operator or owner of a facility, as defined in G.L. c.111B, §6, did refuse to allow officers or employees of the Department of Public Health to enter and inspect at reasonable times, and to examine the books and accounts of such private facility, when they were authorized to do so by a warrant issued pursuant to G.L. c.111B, §6, the defendant having previously been convicted of such an offense, in violation of G.L. c.111B, §6. (PENALTY: imprisonment not more than 2 years; or not more than $1000; or both.)

111B/6/C **ALCOHOL DETOX PROG FAIL FILE REPORT** c111B §6 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a licensee or other person operating a facility, as defined in G.L. c.111B, §6, did fail to file with the Department of Public Health such data, statistics, schedules or information as the Department had reasonably required, in violation of G.L. c.111B, §6. (PENALTY: not more than $500.)

111B/6/D **ALCOHOL DETOX PROG FILE FALSE REPORT** c111B §6 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, being a licensee or other person operating a private facility, as defined in G.L. c.111B, §6, did file with the Department of Public Health a fraudulent return of such data, statistics, schedules or information as the Department had reasonably required, in violation of G.L. c.111B, §6. (PENALTY: not more than $500.)

111B/6/E **ALCOHOL DETOX, UNLICENSED** c111B §6 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being a licensed hospital, a department, agency or institution of the federal government, the Commonwealth or a political subdivision thereof, did knowingly operate a facility, as defined in G.L. c.111B, §6, without having in effect a license to do so from the Department of Public Health, in violation of G.L. c.111B, §6. (PENALTY: not more than $500.)

111B/6/F **ALCOHOL DETOX, UNLICENSED, SUBSQ. OFF.** c111B §6 (Effective 7/1/72)
on **[DATE OF OFFENSE:]**, not being a licensed hospital, a department, agency or institution of the federal government, the Commonwealth or a political subdivision thereof, did knowingly operate a facility, as defined in G.L. c.111B, §6, without having in effect a license to do so from the Department of Public Health, the defendant having previously been convicted of such an offense, in violation of G.L. c.111B, §6. (PENALTY: imprisonment not more than 2 years; or not more than $1000; or both.)

111B/6A/A **ALCOHOL HALFWAY HOUSE FAIL FILE REPORT** c111B §6A (Effective 5/17/74)
on **[DATE OF OFFENSE:]**, being a licensee or other person operating a halfway house for alcoholics, did fail to file with the Department of Public Health such data, statistics, schedules or information as the Department had reasonably required, in violation of G.L. c.111B, §6A. (PENALTY: not more than $100.)

111B/6A/B **ALCOHOL HALFWAY HOUSE FILE FALSE REPORT** c111B §6A (Effective 5/17/74)
on **[DATE OF OFFENSE:]**, being a licensee or other person operating a halfway house for alcoholics, did file with the Department of Public Health a fraudulent return of such data, statistics, schedules or information as the Department had reasonably required, in violation of G.L. c.111B, §6A. (PENALTY: not more than $100.)

111B/6A/C **ALCOHOL HALFWAY HOUSE, UNLICENSED** c111B §6A (Effective 5/17/74)
on **[DATE OF OFFENSE:]**, not being a department, agency or institution of the federal government, the Commonwealth or a political subdivision thereof, did operate a halfway house without having in effect a license to do so from the Department of Public Health, in violation of G.L. c.111B, §6A. (PENALTY: not more than $500.)

111B/6B/A **ALCOHOL TREATMENT PROG FAIL FILE REPORT** c111B §6B (Effective 3/31/83)
on **[DATE OF OFFENSE:]**, being a licensee or other person operating an alcohol treatment program unit, as defined in G.L. c.111B, §3, did fail to file with the Department of Public Health such data, statistics, schedules or information as the Department had reasonably required, in violation of G.L. c.111B, §6B. (PENALTY: not more than $100.)

111B/6B/B **ALCOHOL TREATMENT PROG FILE FALSE REPORT** c111B §6B (Effective 3/31/83)
on **[DATE OF OFFENSE:]**, being a licensee or other person operating an alcohol treatment program unit, as defined in G.L. c.111B, §3, did file with the Department of Public Health a fraudulent return of such data, statistics, schedules or information as the Department had reasonably required, in violation of G.L. c.111B, §6B. (PENALTY: not more than $100.)

111B/6B/C **ALCOHOL TREATMENT PROGRAM, UNLICENSED** c111B §6B (Effective 3/31/83)
on **[DATE OF OFFENSE:]**, not being a department, agency or institution of the federal government, the Commonwealth or a political subdivision thereof, did operate an alcohol treatment program unit, as defined in G.L. c.111B, §3, without having in effect a license to do so from the Department of Public Health, in violation of G.L. c.111B, §6B. (PENALTY: not more than $500.)

111C/12/A **AMBULANCE REGULATORY VIOLATION** c111C §12 (Effective 7/1/77-9/25/2000)
on **[DATE OF OFFENSE:]**: (1) did obstruct, bar, or otherwise interfere with an ambulance inspection undertaken under authority of G.L. c.111C; or (2) did knowingly make an omission of a material fact, or a false statement, in an application or other document filed with the Department of Public Health; or (3) did violate or fail to observe a requirement of G.L. c.111C, or of a rule, regulation, or order under G.L. c.111C, which requirement such Department had made subject to G.L. c.111C, §12 by regulation, in violation of G.L. c.111C, §12. (PENALTY: not less than $100, not more than $500.)

111C/12/B **AMBULANCE/ATTENDANT, UNLICENSED** c111C §12 (Effective 1/1/87-9/25/2000)
on **[DATE OF OFFENSE:]**: (1) did establish or maintain an ambulance service without a valid license or in violation of the terms of a valid license; or (2) did operate, maintain, or otherwise use some aircraft, boat, motor vehicle, or other means of transportation as an ambulance without a valid certificate of inspection; or (3) did operate an ambulance or serve as an attendant thereon, contrary to the provisions of G.L. c.111C, §6, in violation of G.L. c.111C, §12. (PENALTY: not less than $100, not more than $500.)

111C/12/C **EMERGENCY MEDICAL TECHNICIAN,IMPERSONATE** c111C §12 (Effective thru 9/25/2000)
on **[DATE OF OFFENSE:]** did impersonate, hold himself or herself out as, or use the title of emergency medical technician or the acronym “EMT” contrary to the provisions of G.L. c.111C, §6, in violation of G.L. c.111C, §12. (PENALTY: not less than $100, not more than $500.)

111C/19/A **EMERGENCY MEDICAL SVCE INSPECTION, OBSTRUCT** c111C §19(5) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did obstruct, bar or otherwise interfere with an inspection or investigation undertaken under authority of G.L. c.111C, in violation of G.L. c.111C, §19(5). (PENALTY: not less than $100, not more than $1000.)

111C/19/B **EMERGENCY MEDICAL SVCE VEH, UNINSPECTED** c111C §19(2) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did operate, maintain or otherwise use or hold out an aircraft, boat, motor vehicle, or other means of transportation as an EMS vehicle, as defined in G.L. c.111C, §1(a), without a valid certificate of inspection, in violation of G.L. c.111C, §19(2). (PENALTY: not less than $100, not more than $1000.)

111C/19/C **EMERGENCY MEDICAL SVCE VIOLATION** c111C §19(7) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did violate or fail to observe a requirement of G.L. c.111C, or of a regulation, guideline or order under G.L. c.111C, in violation of G.L. c.111C, §19(7). (PENALTY: not less than $100, not more than $1000.)

111C/19/D **EMERGENCY MEDICAL SVCE, FALSE STATEMENT RE** c111C §19(6) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did knowingly make an omission of a material fact or a false statement in an application or other document filed with the Department of Public Health under authority of G.L. c.111C, in violation of G.L. c.111C, §19(6). (PENALTY: not less than $100, not more than $1000.)

111C/19/E **EMERGENCY MEDICAL SVCE, UNAUTHORIZED** c111C §19(4) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did establish or maintain a trauma center, a service zone provider, or some other entity, service or operation requiring designation or approval under G.L. c.111C, or did hold itself out as such without a valid designation or approval under G.L. c.111C, in violation of G.L. c.111C, §19(4). (PENALTY: not less than $100, not more than $1000.)

111C/19/F **EMERGENCY MEDICAL TECHNICIAN, UNLICENSED** c111C §19(3) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did provide emergency medical services, or did hold himself or herself out as, or use the title of EMS first responder, emergency medical technician, or paramedic, or the acronym EMT, or some other title or acronym used by the Department of Public Health in the certification of emergency medical services personnel under G.L. c.111C, contrary to the provisions of G.L. c.111C, §9, or other than on behalf of an EMS first response service or an ambulance service or other EMS provider, as such terms are defined in G.L. c.111C, §1(a), that was duly licensed or otherwise approved under G.L. c.111C, in violation of G.L. c.111C, §19(3). (PENALTY: not less than $100, not more than $1000.)

111C/19/G **EMERGENCY MEDICAL/AMBULANCE SVCE, UNLICENSED** c111C §19(1) (Effective 9/26/2000)
on **[DATE OF OFFENSE:]** did establish or maintain an EMS first response service or an ambulance service or hold itself out as an EMS first response service or an ambulance service, as such terms are defined in G.L. c.111C, §1(a), without a valid license or in violation of the terms of a valid license, in violation of G.L. c.111C, §19(1). (PENALTY: not less than $100, not more than $1000.)

111D/8 **CLINICAL LABORATORY VIOLATION** c111D §8
on **[DATE OF OFFENSE:]** did as a clinical laboratory **[DESCRIPTION OF OFFENSE:]**, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/A **CLINICAL LABORATORY, FALSE STMT** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory misrepresent, by false statement, by omission of a material fact, or by scheme, trick, or device, the category or categories of procedures performed at, or the service or services available at, a clinical laboratory, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/B **CLINICAL LABORATORY, OBSTRUCT INSPECTION** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory obstruct, bar, or otherwise interfere with an inspection undertaken under the authority of c111D §2, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/C **CLINICAL LABORATORY, FALSE STMT ON FILING** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory make a false statement in or omit a material fact from an application or other paper filed with the department, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/D **CLINICAL LABORATORY, FEE FOR CONSIDERATION** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory offer or give a commission, rebate, or other fee, directly or indirectly to any person as consideration for the referral of a specimen derived from a human body to a clinical laboratory for examination by such laboratory, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/E **CLINICAL LABORATORY, ACCEPT FEE FOR CONSIDERATION** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory solicit or accept a commission, rebate, or other fee, directly or indirectly, from any person as consideration for the referral of a specimen derived from a human body to a clinical laboratory for examination by such laboratory, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/F **CLINICAL LABORATORY, LEND NAME TO UNLICENSED LABORATORY** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory lend the use of the name of a licensed clinical laboratory or of a licensed hospital or clinic, or of any employee of any such laboratory or institution, to an unlicensed clinical laboratory, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/G **CLINICAL LABORATORY, EXAMINE SPECIMEN HUMAN BODY** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory examine any specimen derived from a human body not upon the written request of a licensed physician, licensed dentist, licensed chiropractor, licensed surgeon, licensed podiatrist, licensed osteopath or, not for the sole purpose of requesting urine drug screening, department of public health-licensed substance abuse programs, state agencies or those vendors that contract with state agencies and are designated by the contracting agency to request such screenings, or other person authorized to use the report of such examination by provision of c112, and such examination was not for the sole purpose of testing the accuracy or sufficiency of the procedures or equipment of a clinical laboratory and was not by instruction of the director of such laboratory, and such examination was not for the purpose of providing a health promotion screening program and is not used for diagnosis or treatment of patients, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/H **CLINICAL LABORATORY, REPORT EXAM TO IMPROPER PERSONS** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory report an examination of any specimen derived from a human body except to or as directed by the licensed physician, licensed chiropractor, licensed surgeon, licensed podiatrist, licensed osteopath or, for the sole purpose of requesting urine drug screening, department of public health-licensed substance abuse programs, state agencies or those vendors that contract with state agencies and are designated by the contracting agency to request such screenings, or other authorized person who requested such examination in writing, unless such examination was made for the sole purpose of testing the accuracy or sufficiency of the procedures or equipment of a clinical laboratory and by instruction of the director of such laboratory, or unless such examination is for the purpose of providing a health promotion screening program and is not used for diagnosis or treatment of patients, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/I **CLINICAL LABORATORY, REPORT OF EXAM MISSING IDENTIFYING DETAILS** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory make a report of an examination of any specimen derived from the human body without designating the name and address, and the name of the director, of the clinical laboratory in which such examination was actually performed, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/J **CLINICAL LABORATORY, UNLIC SPECIMEN COLLECTION** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory represent, or to maintain a specimen collection station on behalf of, any clinical laboratory, and was not licensed under c111D §5, or, if not in the Commonwealth, has not been accredited or licensed in accordance with federal law, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/K **CLINICAL LABORATORY, IMPROPER DIRECTOR APPOINTMENT** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory employ a person as a director of a clinical laboratory, or to serve as a director of a clinical laboratory, in a manner other than as provided in c111D §7, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/L **CLINICAL LABORATORY, FAIL TO REPORT EVID OF INFECTIOUS DISEASE** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory fail to report evidence of infectious disease in violation of c111D §6 or of any rule, regulation, or order made to implement c111D §6, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/M **CLINICAL LABORATORY, FAIL TO OBSERVE LAWS/RULES/REGULATIONS** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory violate or fail to observe any requirement of c111D or of a rule, regulation, or order made pursuant to c111D, which the department has made subject to this section by regulation, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/N **CLINICAL LABORATORY, FRAUD REPRESENTATIONS OF RESULTS** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** ,as a laboratory employee, clinical laboratory director, or owner of a clinical laboratory, did knowingly and willfully make fraudulent representations regarding the results of any laboratory test or service, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/O **CLINICAL LABORATORY, MISREP OF SERVICES** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory engage in any misrepresentation or false advertising of the nature, quality or cost of such services or of the terms and conditions on which such services are provided, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/8/P **CLINICAL LABORATORY, IMPROPER AGREEMENTS** c111D §8 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did as a clinical laboratory enter into any agreement or act in concert with any purchaser of or third party payor for laboratory services to commit any act which would be deemed to be a violation of c176 §3, in violation of G.L. c.111D, §8. (PENALTY from §13: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/13 **CLINICAL LABORATORY, UNLICENSED** c111D §13
on **[DATE OF OFFENSE:]**: (1) did maintain a clinical laboratory in the Commonwealth without a license, contrary to the requirements of G.L. c.111D, §4; or (2) being licensed under the provisions of G.L. c.111D, §5, did maintain a clinical laboratory contrary to the terms of such license, in violation of G.L. c.111D, §13. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/13/A **CLINICAL LABORATORY, UNLICENSED** c111D §13 (Effective 7/15/14)
on **[DATE OF OFFENSE:]**: did maintain a clinical laboratory in the Commonwealth without a license, contrary to the requirements of G.L. c.111D, §4, in violation of G.L. c.111D, §13. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/13/B **CLINICAL LABORATORY, VIOLATE LICENSE** c111D §13 (Effective 7/15/14)
on **[DATE OF OFFENSE:]**:, being licensed under the provisions of G.L. c.111D, §5, did maintain a clinical laboratory contrary to the terms of such license, in violation of G.L. c.111D, §13. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111D/13/C **CLINICAL LABORATORY, SPECIMEN FROM HUMAN BODY** c111D §13 (Effective 7/15/14)
on **[DATE OF OFFENSE:]** did refer, request, order or send any specimen derived from the human body in violation of section 8A c111D §8A, in violation

of G.L. c.111D, §13. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

111F/21 **HAZARDOUS SUBST INFO, DISCLOSE** c111F §21(b)
on **[DATE OF OFFENSE:]** did disclose information that he or she had obtained possession of or had access to pursuant to the provisions of G.L. c.111F to a person not specifically authorized by G.L. c.111F to receive such information, in violation of G.L. c.111F, §21(b). (PENALTY: imprisonment not more than 1 year; or not more than $5000 fine; or both.)

111H/8 **LOW-LEVEL RADIOACTIVE WASTE VIOLATION** c111H §8 (Effective 3/9/88)
on **[DATE OF OFFENSE:]** did willfully **[DESCRIPTION OF OFFENSE:]**, and thereby did willfully violate or assist in the violation of a provision of G.L. c.111H, or of a regulation adopted thereunder, or of an order of the Department of Public Health issued pursuant to G.L. c.111H, §8; or did attempt to obtain a license by misrepresentation or failure to disclose all relevant facts, in violation of G.L. c.111H, §8. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

111J/4 **ALCOHOL & DRUG COUNSELOR, UNLICENSED** c111J §4 (Effective 7/1/99)
on **[DATE OF OFFENSE:]**, not being licensed or otherwise exempt from licensing as a licensed alcohol and drug counselor, as defined in G.L. c.111J, §1, and not being otherwise provided for by G.L. c.111J or by regulation: (1) did hold himself or herself out as a licensed alcohol and drug counselor; or (2) did use the title, initials or description of a licensed alcohol and drug counselor; or (3) did practice or attempt to practice alcohol and drug counseling, in violation of G.L. c.111J, §4. (PENALTY: fine not less than $500.)

111L/8/A **CLONING, REPRODUCTIVE** c111L §8(a) (Effective 5/31/05)
on **[DATE OF OFFENSE:]**: (1) did knowingly attempt, engage in, or assist in human reproductive cloning; or (2) did knowingly purchase, sell, transfer or otherwise obtain human embryonic, gametic or cadaveric tissue for the purpose of human reproductive cloning, in violation of G.L. c. 111L, §8(a). (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

111L/8/B **EMBRYO, CREATE/OBTAIN RESEARCH** c111L §8(b)-(c) (Effective 5/31/05)
on **[DATE OF OFFENSE:]**: (1) did knowingly create an embryo by the method of fertilization with the sole intent of donating the embryo for research; or (2) did knowingly and for valuable consideration purchase, sell, transfer or otherwise obtain human embryos, gametes or cadaveric tissue for research purposes, in violation of G.L. c. 111L, §8(b) or (c). (PENALTY from §8(e): state prison not more than 5 years; or jail or house of correction not less than 1 year, not more than 2 years; or not more than $100,000 fine.)

112/2B **MEDICAL LAB TECHNICIAN SCHOOL, UNLIC** c112 §2B (Effective 12/11/55)
on **[DATE OF OFFENSE:]**, being the educational director or the business director of a school for the training of medical laboratory technologists, did operate or maintain such a school which had not been approved in writing by the approving authority established by G.L. c.112, §2, in violation of G.L. c.112, §2B. (PENALTY: imprisonment not more than 6 months; or not more than $1000; or both.)

112/2C **MEDICAL X-RAY TECHNICIAN SCHOOL, UNLIC** c112 §2C (Effective 11/9/57)
on **[DATE OF OFFENSE:]**, did operate or maintain a school for training medical X-ray technicians which school had not been approved by the approving authority established by G.L. c.112, §2, in violation of G.L. c.112, §2C. (PENALTY: imprisonment not more than 6 months; or not more than $1000; or both.)

112/5E/A **MEDICAL MALPRACTICE CLAIM, FAIL REPORT** c112 §5E (Effective 10/1/86)
on **[DATE OF OFFENSE:]**, being a registered physician who did not possess professional liability insurance, did fail to report to the Board of Registration in Medicine one or more settlements or arbitration awards of a claim or action for damages for death or personal injury caused by negligence, error or omission in practice, or the unauthorized rendering of professional services by such physician within 30 days after such settlement agreement was reduced to writing or after such arbitration award was signed by all parties, in violation of G.L. c.112, §5E. (PENALTY: not more than $500. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/5E/B **MEDICAL MALPRACTICE CLAIM, INTEN FL REPT** c112 §5E (Effective 10/1/86)
on **[DATE OF OFFENSE:]**, being a registered physician who did not possess professional liability insurance: (1) did knowingly and intentionally fail to report to the Board of Registration in Medicine one or more settlements or arbitration awards of a claim or action for damages for death or personal injury caused by negligence, error or omission in practice, or the unauthorized rendering of professional services by such physician within 30 days after such settlement agreement was reduced to writing or after such arbitration award was signed by all parties; or (2) did conspire or collude with others not to comply with the provisions of G.L. c.112, §5E; or (3) did hinder or impede another person in complying with the provisions of G.L. c.112, §5E, in violation of G.L. c.112, §5E. (PENALTY: not less than $5000, not more than $50,000. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/6/A **MEDICINE, UNAUTHORIZED PRACTICE OF** c112 §6
on **[DATE OF OFFENSE:]** did hold himself or herself out as a practitioner of medicine or did practice medicine in one of its branches, without being lawfully authorized to practice medicine within the Commonwealth and registered under G.L. c.112, §2 or corresponding provisions of earlier laws or under St.1909, c.526, §1-§2, in violation of G.L. c.112, §6. (PENALTY: imprisonment not less than one month, not more than one year; or not less than $100, not more than $1000; or both. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/6/B **MEDICINE, PRACTICE UNDER FALSE NAME** c112 §6
on **[DATE OF OFFENSE:]**: (1) did practice medicine under a false or assumed name or under a name other than that by which he or she was registered under G.L. c.112, §2; or (2) did impersonate another practitioner, in violation of G.L. c.112, §6. (PENALTY: imprisonment not less than one month, not more than one year; or not less than $100, not more than $1000; or both. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/6/C **MEDICAL LICENSE, FRAUDULENT APPLIC FOR** c112 §6

on **[DATE OF OFFENSE:]**: (1) did practice a fraud in connection with the filing of an application for registration under G.L. c.112, §2; or (2) did file such an application under a false or assumed name or under a name other than his or her own; or (3) did impersonate another applicant for registration during such an examination, in violation of G.L. c.112, §6. (PENALTY: imprisonment not less than one month, not more than one year; or not less than $100, not more than $1000; or both. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/8 **MEDICINE, PRACTICE WITHOUT FILING REGIS** c112 §8
on **[DATE OF OFFENSE:]:** (1) did practice medicine within this Commonwealth without having presented to the clerk of the city or town where he or she has, or intends to have, an office or usual place of business, his or her certificate of registration as a physician in this Commonwealth, or, if it was lost, a certified statement issued by the Board of Registration in Medicine, setting forth all the material facts in the original certificate, and paying the fee provided for by G.L. c.262, §34(58); or (2) did submit to a city or town clerk a false or fraudulent certificate or certified statement, in violation of G.L. c.112, §8. (PENALTY: not less than $5, not more than $100. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/9J **PHYSICIAN ASSISTANT, UNLICENSED** c112 §9J (Effective 3/7/90)
on **[DATE OF OFFENSE:]** (1) not being lawfully registered as a physician assistant in this Commonwealth in accordance with G.L. c.112, §9C-§9K, did hold himself or herself out as a physician assistant or use the title of physician assistant; or (2) did impersonate another physician assistant; or (3) did practice a fraud in connection with the filing of an application under §9I; or (4) did file an application under §9I under a false or assumed name or under a name other than his or her own; or (5) did impersonate another applicant for registration during an examination, in violation of G.L. c.112, §9J. (PENALTY: not less than $200.)

112/8A **PHYSICIAN, IMPROPERLY USE TITLE OF** c112 §8A (Effective 5/22/02)
on **[DATE OF OFFENSE:]**, not being registered by the Board of Registration in Medicine as a physician under G.L. c.112, §2, did directly or indirectly use the title "physician" or display or use the term physician in some title, advertisement, listing of affiliations, communication with the public, or in some other manner to indicate or imply in some way that he or she offered to engage or engaged in the practice of medicine or in the provision of health care services to patients within the Commonwealth, in violation of G.L. c.112, §83A. (PENALTY: house of correction not less than 30 days, not more than one year; or not less than $100, not more than $1000 fine; or both).

112/11 **OSTEOPATH VIOLATION** c112 §11
on **[DATE OF OFFENSE:]**, being registered as an osteopath under St.1909, c.526, §1 or §2: (1) did prescribe or administer drugs for internal use; or (2) perform major operations in surgery; or (3) engage in the practice of obstetrics; or (4) hold himself or herself outside, by virtue of such registration, as and for other than an osteopath, in violation of G.L. c.112, §11. (PENALTY from §6: imprisonment not less than 1 month, not more than 1 year; or not less than $100, not more than $1000; or both.)

112/12A/A **BULLET WOUND, PHYSICIAN FAIL REPORT** c112 §12A (Effective 10/15/86)
on **[DATE OF OFFENSE:]**, being a physician who had attended or treated a case of bullet wound, gunshot wound, powder burn or some other injury arising from or caused by the discharge of a gun, pistol, BB gun, or other air rifle or firearm, or the manager, superintendent or other person in charge of a hospital, sanatorium or other institution where such case had been treated, did fail to report such case at once to the Commissioner of Public Safety and to the police of the town where such physician, hospital, sanatorium or institution was located, in violation of G.L. c.112, §12A. (PENALTY: not less than $50, not more than $100. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12A/B **BURN INJURY, PHYSICIAN FAIL REPORT** c112 §12A (Effective 10/15/86)
on **[DATE OF OFFENSE:]**, being a physician who had examined or treated a person with a burn injury affecting five per cent or more of the surface area of his or her body, or the manager, superintendent or other person in charge of a hospital, sanatorium or other institution where such case had been treated, did fail to report such case at once to the Commissioner of Public Safety and to the police of the town where such burn injury had occurred, in violation of G.L. c.112, §12A. (PENALTY: not less than $50, not more than $100. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12A/C **KNIFE WOUND, PHYSICIAN FAIL REPORT** c112 §12A (Effective 10/15/86)
on **[DATE OF OFFENSE:]**, being a physician who had attended or treated a case of wound or injury caused by a knife or sharp or pointed instrument that, in his or her opinion, involved a criminal act, did fail to report such case forthwith to the police authorities of the town in which such wound or injury had been attended or treated, in violation of G.L. c.112, §12A. (PENALTY: not less than $50, not more than $100. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12A12 **SEXUAL ASSAULT, PHYSICIAN FAIL REPORT** c112 §12A½ (Effective 12/25/91)
on **[DATE OF OFFENSE:]**, being a physician who had attended, treated or examined a victim of rape or sexual assault, or the manager, superintendent or other person in charge of a hospital, sanatorium or other institution where such case was treated, did fail to report such case at once to the Commissioner of Public Safety and to the police of the town where the rape or sexual assault occurred, in violation of G.L. c.112, §12A½. (PENALTY: not less than $50, not more than $100. G.L. c.221, §26: CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12J **FETUS, IMPROPER EXPERIMENT ON HUMAN** c112 §12J (Effective 1/27/77-9/16/08)
on **[DATE OF OFFENSE:]**, not being excepted by law: (1) did use a live human fetus for scientific, laboratory, research or other kind of experimentation; or (2) did knowingly perform experimentation, other than a routine pathological study, upon a dead human fetus without having obtained the consent of the mother; or (3) did perform or offer to perform an abortion where part or all of the consideration for such performance was that the fetal remains may be used for experimentation or other kind of research or study; or (4) did knowingly sell, transfer, distribute or give away a fetus for a use which was in violation of the provisions of G.L. c.112, §12J, in violation of G.L. c.112, §12J. (PENALTY: state prison not more than 5 years; or jail or house of correction not less than 1 year, not more than 2½ years; or not more than $10,000. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT

CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12J **FETUS, IMPROPER EXPERIMENT ON HUMAN** c112 §12J (Effective 9/17/08)
on **[DATE OF OFFENSE:]**, not being excepted by law: (1) did use a live human fetus for scientific, laboratory, research or other experimentation; or (2) did knowingly perform experimentation, other than a routine pathological study, upon a dead human fetus without having obtained the consent of the parent or guardian; or (3) did perform or offer to perform an abortion where part or all of the consideration for such performance was that the fetal remains may be used for experimentation or other kind of research or study; or (4) did knowingly sell, transfer, distribute or give away a fetus or neonate for a use which was in violation of the provisions of G.L. c.112, §12J, in violation of G.L. c.112, §12J. (PENALTY: state prison not more than 5 years; or jail or house of correction not less than 1 year, not more than 2½ years; or not more than $10,000. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12Q/A **ABORTION OUTSIDE HOSPITAL** c112 §12Q (Effective 10/12/77)
on **[DATE OF OFFENSE:]**, there being no emergency requiring immediate action, willfully: (1) did perform an abortion during or after the thirteenth week of pregnancy other than in a hospital duly authorized to provide facilities for general surgery; or (2) did perform an abortion under G.L. c.112, §12M during or after the twenty-four week of pregnancy other than in a hospital duly authorized to provide facilities for obstetrical services, in violation, in violation of G.L. c.112, §12Q. (PENALTY from §12T: not less than $100, not more than $2000. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12Q/B **ABORTION WITHOUT WRITTEN CONSENT** c112 §12Q (Effective 10/12/77)
on **[DATE OF OFFENSE:]**, there being no emergency requiring immediate action, did willfully perform an abortion under G.L. c.112, §12L or §12M without the written informed consent of the proper person or persons having been delivered to the physician performing the abortion, as set forth in G.L. c.112, §12S, in violation of G.L. c.112, §12Q. (PENALTY from §12T: not less than $100, not more than $2000. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/12W **STERILIZATION WITHOUT WRITTEN CONSENT** c112 §12W (Effective 1/19/78)
on **[DATE OF OFFENSE:]**, being a physician, did perform an operation which was intended to result in the sterilization of an individual without having a knowledgeable consent in writing from such individual, there being no emergency, in violation of G.L. c.112, §12W. (PENALTY: not more than $10,000. G.L. c.221, §26: IF DEFENDANT IS A PHYSICIAN, CLERK-MAGISTRATE MUST REPORT CONVICTION, GUILTY OR NOLO CONTENDERE PLEA, OR CONTINUANCE WITHOUT A GUILTY FINDING AFTER A FINDING OF SUFFICIENT FACTS, TO BOARD OF REGISTRATION IN MEDICINE WITHIN 1 WEEK.)

112/14 **PODIATRIST, UNLICENSED** c112 §14
on **[DATE OF OFFENSE:]** did practice podiatry in this Commonwealth, or did hold himself or herself out as a podiatrist, or did designate himself or herself, or describe his or her occupation, by the use of words of letters calculated to lead others to believe that he or she was a registered podiatrist, not being so registered pursuant to G.L. c.112, §16, in violation of G.L. c.112, §14. (PENALTY from §22: imprisonment not less than 3 months, not more than 1 year; or not less than $100, not more than $500; or both.)

112/21 **PODIATRIST PRACTICE WITHOUT FILING REGIS** c112 §21
on **[DATE OF OFFENSE:]**, being a person registered to practice podiatry under G.L. c.112, §16, did fail, before entering upon the practice of podiatry, to submit such certificate of registration to the clerk of the city or town where he or she proposed to practice and to inform the clerk that he or she was the person designated therein, and to pay the fee provided by G.L. c.262, §34, clause (24), in violation of G.L. c.112, §21. (PENALTY from §22: not less than $3, not more than $20.)

112/22 **PODIATRY REGISTRATION, FALSE** c112 §22
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby did obtain or attempt to obtain registration as a podiatrist under G.L. c.112, §16 by fraudulent means, in violation of G.L. c.112, §22. (PENALTY: imprisonment not less than 3 months, not more than 1 year; or not less than $100, not more than $500; or both.)

112/24B **PHARMACY SCHOOL, UNCERTIFIED** c112 §24B
on **[DATE OF OFFENSE:]** did establish, conduct or offer one or more courses in pharmacy for residents or nonresidents of this Commonwealth without such school or college of pharmacy having received a certificate of approval from the Board of Registration in Pharmacy and the Commissioner of Education, in violation of G.L. c.112, §24B. (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/30 **DRUG, DISPENSE UNLAWFULLY** c112 §30 (Effective 9/10/74)
on **[DATE OF OFFENSE:]** did dispense a controlled substance or a substance intended for hypodermic use, as such terms are defined in G.L. c.94C, §1, not being a person registered as a pharmacist or assistant pharmacist under G.L. c.112, §24 or corresponding provisions of earlier laws who is acting in the course of his or her employment in a pharmacy, or an intern in pharmacy under the direct supervision of a registered pharmacist in accordance with the regulations of the Board of Registration in Pharmacy, or a practitioner in accordance with the provisions of G.L. c.94C, or otherwise excepted by law, in violation of G.L c.112, §30. (PENALTY: jail or house of correction not more than 3 months; or not more than $500; or both.)

112/36D **DRUGGIST, UNLICENSED WHOLESALE** c112 §36D
on **[DATE OF OFFENSE:]**, not being licensed as a wholesale druggist pursuant to G.L. c.112, §36A and §36B: (1) did engage in the sale, distribution or delivery, at wholesale, of drugs or medicines; or (2) did use the words “wholesale druggist” or other words of similar import in connection with his or her business to indicate the sale, distribution or delivery of such commodities, at wholesale; or (3) did sell, distribute or deliver such commodities at retail, and hold himself or herself out to be a wholesale druggist by using the words, “wholesale druggist” or words of similar import in connection with such business, or in advertising the same, in violation of G.L. c.112, §36D. (PENALTY: jail or house of correction not less than 30 days, not more than 1 year; or not more than $1000; or both.)

112/38 **PHARMACY, UNREGISTERED** c112 §38
on **[DATE OF OFFENSE:]** did keep open a store or retail food store pharmacy department or retail store pharmacy department for the transaction of, or

did advertise or represent such as transacting, the retail drug business, as such term is defined in G.L. c.112, §37, that was not registered with, and a permit therefor had been issued, by the Board of Registry in Pharmacy, not being excepted by law, in violation of G.L. c.112, §38. (PENALTY from §41: imprisonment not more than 1 month; or not less than $5, not more than $100; or both.)

112/44 **DENTIST FAIL EXHIBIT NAME** c112 §44
on **[DATE OF OFFENSE:]**, being a registered dentist, did fail to exhibit his or her full name in plain readable letters in each office or room where his or her business was transacted, in violation of G.L. c.112, §44. (PENALTY from §52: not more than $50.)

112/49/A **DENTISTRY UNDER FALSE NAME** c112 §49
on **[DATE OF OFFENSE:]**: (1) being a corporation, other than a professional corporation organized to practice dentistry under G.L. c.156A, did conduct a dental office; or (2) did conduct a dental office under a name other than that of the dentist actually owning the practice, in violation of G.L. c.112, §49. (PENALTY from §52: imprisonment for 6 months; or not less than $1000; or both.)

112/49/B **DENTISTRY UNDER FALSE NAME, SUBSQ. OFF.** c112 §49
on **[DATE OF OFFENSE:]**: (1) being a corporation, other than a professional corporation organized to practice dentistry under G.L. c.156A, did conduct a dental office; or (2) did conduct a dental office under a name other than that of the dentist actually owning the practice, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §49. (PENALTY from §52: imprisonment for 1 year; or not less than $2000; or both.)

112/52/A **DENTAL HYGIENIST, UNLICENSED** c112 §52 (Effective 2/22/78)
on **[DATE OF OFFENSE:]** did directly or indirectly practice dental hygiene without being registered under G.L. c.112, §45-§51, or corresponding provisions of earlier laws, not being excepted by law, in violation of G.L. c.112, §52. (PENALTY: imprisonment for 6 months; or not less than $1000; or both.)

112/52/B **DENTAL HYGIENIST, UNLICENSED, SUBSQ. OFF.** c112 §52 (Effective 2/22/78)
on **[DATE OF OFFENSE:]** did directly or indirectly practice dental hygiene without being registered under G.L. c.112, §45-§51, or corresponding provisions of earlier laws, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §52. (PENALTY: imprisonment for 1 year; or not less than $2000; or both.)

112/52/C **DENTIST FAIL EXHIBIT REGISTRATION** c112 §52 (Effective 2/22/78)
on **[DATE OF OFFENSE:]**, having a certificate or duplicate thereof granted by the Board of Registration of Dentistry, did fail to keep it in his or her office in plain view of his or her patients and, on application, show it to any member or agent of such Board, as required by G.L. c.112, §45, in violation of G.L. c.112, §52. (PENALTY: imprisonment for 6 months; or not less than $1000; or both.)

112/52/D **DENTIST FAIL EXHIBIT REGISTRATION, SUBSQ** c112 §52 (Effective 2/22/78)
on **[DATE OF OFFENSE:]**, having a certificate or duplicate thereof granted by the Board of Registration of Dentistry, did fail to keep it in his or her office in plain view of his or her patients and, on application, show it to any member or agent of such Board, as required by G.L. c.112, §45, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §52. (PENALTY: imprisonment for 1 year; or not less than $2000; or both.)

112/52/E **DENTIST, UNLICENSED** c112 §52 (Effective 2/22/78)
on **[DATE OF OFFENSE:]**: (1) did falsely assert that he or she had a certificate granted by the Board of Registry of Dentistry; or (2) falsely and with intent to deceive did claim to be a graduate of a college granting degrees in dentistry; or (3) did directly or indirectly practice dentistry without being registered under G.L. c.112, §45-§51, or corresponding provisions of earlier laws; or (4) being a registered dentist or incorporated dental company, did employ or permit a person to practice dentistry who was not registered and had exhibited his or her name and certificate as provided in §44-§45, not being excepted by law, in violation of G.L. c.112, §52. (PENALTY: imprisonment for 6 months; or not less than $1000; or both.)

112/52/F **DENTIST, UNLICENSED, SUBSQ. OFF.** c112 §52 (Effective 2/22/78)
on **[DATE OF OFFENSE:]**: (1) did falsely assert that he or she had a certificate granted by the Board of Registry of Dentistry; or (2) falsely and with intent to deceive did claim to be a graduate of a college granting degrees in dentistry; or (3) did directly or indirectly practice dentistry without being registered under G.L. c.112, §45-§51, or corresponding provisions of earlier laws; or (4) being a registered dentist or incorporated dental company, did employ or permit a person to practice dentistry who was not registered and had exhibited his or her name and certificate as provided in §44-§45, not being excepted by law, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §52. (PENALTY: imprisonment for 1 year; or not less than $2000; or both.)

112/52A/A **DENTAL ADVERTISING, DECEPTIVE** c112 §52A (Effective 2/22/78)
on **[DATE OF OFFENSE:]**, being a registered dentist, person practicing dentistry, or dental hygienist, did include, or permit, or cause to be included, in an advertisement, words or statements that **[DESCRIPTION OF ADVERTISING:]**, in violation of G.L. c.112, §52A. (PENALTY from §52: imprisonment for 6 months; or not less than $1000; or both. §52B: CLERK-MAGISTRATE SHALL REPORT CONVICTION TO BOARD OF REGISTRATION OF DENTISTRY.)

112/52A/B **DENTAL ADVERTISING, DECEPTIVE, SUBSQ.OFF** c112 §52A (Effective 2/22/78)
on **[DATE OF OFFENSE:]**, being a registered dentist, person practicing dentistry, or dental hygienist, did include, or permit, or cause to be included, in an advertisement, words or statements that **[DESCRIPTION OF ADVERTISING:]**, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §52A. (PENALTY from §52: imprisonment for 1 year; or not less than $2000; or both. §52B: CLERK-MAGISTRATE SHALL REPORT CONVICTION TO BOARD OF REGISTRATION OF DENTISTRY.)

112/59/A **VETERINARIAN, EMPLOY UNLICENSED** c112 §59 (Effective 11/12/74)
on **[DATE OF OFFENSE:]**, being a registered veterinarian or an incorporated veterinary hospital or company, did knowingly employ or permit a person to practice veterinary medicine who was not registered pursuant to the provisions of G.L. c.112, §55-§56D, in violation of G.L. c.112, §59. (PENALTY: imprisonment not more than 3 months; and not more than $200; or both; and loss of license to practice veterinary medicine or to operate a veterinary hospital.)

112/59/B **VETERINARIAN, UNLICENSED** c112 §59 (Effective 11/12/74)
on **[DATE OF OFFENSE:]**, not then being lawfully authorized to practice veterinary medicine and being so registered or exempt from registration, as defined in G.L. c.112, §58: (1) did practice veterinary medicine; or (2) did hold himself or herself out to the public as a practitioner of veterinary medicine; or (3) did fraudulently use a posted degree, diploma, or certificate implying a practitioner of veterinary medicine or any of its branches; or (4) did open an office or maintain an establishment or facilities for the purpose of or with the intention of practicing veterinary medicine, in violation of G.L. c.112, §59. (PENALTY:

imprisonment not more than 90 days; or not more than $200.)

112/59/C **VETERINARIAN, UNLICENSED, SUBSQ. OFF.** c112 §59 (Effective 11/12/74)
on **[DATE OF OFFENSE:]**, not then being lawfully authorized to practice veterinary medicine and being so registered or exempt from registration, as defined in G.L. c.112, §58: (1) did practice veterinary medicine; or (2) did hold himself or herself out to the public as a practitioner of veterinary medicine; or (3) did fraudulently use a posted degree, diploma, or certificate implying a practitioner of veterinary medicine or any of its branches; or (4) did open an office or maintain an establishment or facilities for the purpose of or with the intention of practicing veterinary medicine, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §59. (PENALTY: imprisonment not more than 6 months; or not more than $500; or both.)

112/60*O* **ARCHITECT VIOLATION** c112 §60*O* (Effective 11/19/57)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:],** contrary to a provision of G.L. c.112, §60A-§60M, and in violation of G.L. c.112, §60*O*. (PENALTY: jail or house of correction not more than 3 months; or not more than $500; or both.)

112/65 **PROFESSIONAL LIC SUSPENDED,PRACTICE WITH** c112 §65 (Effective 2/22/78-3/29/05)
on **[DATE OF OFFENSE:]** did continue to practice the profession or calling of **[NAME OF PROFESSION:]** after his or her certificate, registration, license or authority authorizing him or her to do so had been suspended, revoked or canceled under authority of G.L. c.112, §65, and while such disability continued, in violation of G.L. c.112, §65. (PENALTY: imprisonment not more than 6 months; or not more than $1000; or both.)

112/65 **PROFESSIONAL LIC SUSPENDED, PRACTICE WITH** c112 §65(a) (Effective 3/30/05)
on **[DATE OF OFFENSE:]** did continue to practice the trade or profession of **[NAME OF TRADE OR PROFESSION:]** after his or her certificate, registration, license or authority to do so had been suspended, revoked or canceled under authority of G.L. c.112, §61, and while such disability continued, in violation of G.L. c.112, §65(a). (PENALTY: imprisonment not more than 6 months; or not more than $2500 fine; or both.)

112/72A/A **OPTOMETRIST VIOLATION** c112 §72A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a requirement of G.L. c.112, §66-§73, or a rule or regulation made under authority thereof, 246 Code Mass. Regs. §2.01 et seq., in violation of G.L. c.112, §72A. (PENALTY: imprisonment not more than 3 months; or not less than $50, not more than $200; or both.)

112/72A/B **OPTOMETRIST VIOLATION, SUBSQ. OFF.** c112 §72A
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a requirement of G.L. c.112, §66-§73, or a rule or regulation made under authority thereof, 246 Code Mass. Regs. §2.01 et seq., the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §72A. (PENALTY: imprisonment not less than 3 months, not more than 6 months; or not less than $200, not more than $500; or both.)

112/72A/C **OPTOMETRIST, UNLICENSED** c112 §72A
on **[DATE OF OFFENSE:]**, not being lawfully authorized to practice optometry: (1) did practice optometry; or (2) did hold himself or herself out as a practitioner of, or as being able to practice, optometry; or (3) did impersonate another practitioner, in violation of G.L. c.112, §72A. (PENALTY: imprisonment not more than 3 months; or not less than $50, not more than $200; or both.)

112/72A/D **OPTOMETRIST, UNLICENSED, SUBSQ. OFF.** c112 §72A
on **[DATE OF OFFENSE:]**, not being lawfully authorized to practice optometry: (1) did practice optometry; or (2) did hold himself or herself out as a practitioner of, or as being able to practice, optometry; or (3) did impersonate another practitioner, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §72A. (PENALTY: imprisonment not less than 3 months, not more than 6 months; or not less than $200, not more than $500; or both.)

112/73A/A **EYEGLASSES ADVERTISING VIOLATION** c112 §73A (Effective 4/30/76)
on **[DATE OF OFFENSE:]**, in advertising the sale price of eyeglasses, contact lenses or eyeglass frames: (1) did include in an advertisement a statement of a character tending to deceive or mislead the public, or a statement which did in some way misrepresent some material or service or credit terms, or a statement containing the words “free examination of eyes”, “free advice”, “free consultation”, “consultation without obligation”, or some other words or phrases of similar import which convey the impression that eyes are examined free; or (2) did fail to include in an advertisement offering such items at a fixed price a statement indicating that such price did not include eye examination and professional services, or a statement indicating whether such price included lens and, if so, the type of lens and the strength thereof, in violation of G.L. c.112, §73A. (PENALTY: imprisonment not more than 3 months; or not less than $50, not more than $200; or both.)

112/73A/B **EYEGLASSES ADVERTISING VIOLATION, SUBSQ.** c112 §73A (Effective 4/30/76)
on **[DATE OF OFFENSE:]**, in advertising the sale price of eyeglasses, contact lenses or eyeglass frames: (1) did include in an advertisement a statement of a character tending to deceive or mislead the public, or a statement which did in some way misrepresent some material or service or credit terms, or a statement containing the words “free examination of eyes”, “free advice”, “free consultation”, “consultation without obligation”, or some other words or phrases of similar import which convey the impression that eyes are examined free; or (2) did fail to include in an advertisement offering such items at a fixed price a statement indicating that such price did not include eye examination and professional services, or a statement indicating whether such price included lens and, if so, the type of lens and the strength thereof, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §73A. (PENALTY: imprisonment not less than 3 months, not more than 6 months; or not less than $200, not more than $500; or both.)

112/73B **OPTOMETRY PRACTICE WITH NON-OPTOMETRIST** c112 §73B (Effective 9/15/88)
on **[DATE OF OFFENSE:]**: (1) did practice optometry on premises not separate from premises whereon eyeglasses, lenses or eyeglass frames are sold by some other person; or (2) did practice optometry under a lease, contract or other arrangement whereby some person, not duly authorized to practice optometry, shared in fees received in connection with such practice of optometry, in violation of G.L. c.112, §73B. (PENALTY: imprisonment not more than 6 months; or not less than $50, not more than $500; or both.)

112/73I/A **OPTICIAN VIOLATION** c112 §73I (Effective 11/18/55)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a provision of G.L. c.112, §73C-§73L, or of a rule or regulation of the Board of Registration of Dispensing Opticians, 235 Code Mass. Regs. §2.01 et seq., in violation of G.L. c.112, §73I. (PENALTY: imprisonment not more than 3 months; or not less than $25; or both.)

112/73I/B **OPTICIAN, UNLICENSED** c112 §73I (Effective 11/18/55)

on **[DATE OF OFFENSE:]**, not being duly licensed as a dispensing optician: (1) did compound and dispense, at retail, prescriptions of physicians or optometrists for eyeglasses and lenses; or (2) did make duplicates thereof at retail; or (3) did hold himself or herself out as a dispensing optician, as defined G.L. c.112, §73C, in violation of G.L. c.112, §73I. (PENALTY: imprisonment not more than 3 months; or not less than $25; or both.)

112/80/A **NURSING, UNAUTH PRACTICE OF REGISTERED** c112 §80 (Effective 9/22/82)
on **[DATE OF OFFENSE:]**, not being lawfully authorized to practice as a registered nurse within the Commonwealth, did practice professional nursing, as defined in G.L. c.112, §80B, or use the abbreviation "R.N." or other words, letters or figures to indicate that he or she was a registered nurse, not being excepted by law, in violation of G.L. c.112, §80. (PENALTY: not more than $500.)

112/80/B **NURSING LICENSE APPLIC, FRAUDULENT R.N.** c112 §80 (Effective 9/22/82)
on **[DATE OF OFFENSE:]** did become registered as a registered nurse, or did practice professional nursing, as defined in G.L. c.112, §80B, under a false or assumed name, in violation of G.L. c.112, §80. (PENALTY: imprisonment for one year; or not less than $500, not more than $1000; or both.)

112/80A/A **NURSING, UNAUTH PRACTICE OF PRACTICAL** c112 §80A (Effective 9/22/82)
on **[DATE OF OFFENSE:]**, not being lawfully authorized to practice as a licensed practical nurse within this Commonwealth, did practice practical nursing, as defined in G.L. c.112, §80B, or use the abbreviation "L.P.N." or other words, letters or figures to indicate that he or she was a licensed practical nurse, not being excepted by law, in violation of G.L. c.112, §80A. (PENALTY: not more than $500.)

112/80A/B **NURSING LICENSE APPLIC, FRAUDULENT L.P.N** c112 §80A (Effective 9/22/82)
on **[DATE OF OFFENSE:]** did become registered as a licensed practical nurse, or did practice practical nursing, as defined in G.L. c.112, §80B, under a false or assumed name, in violation of G.L. c.112, §80A. (PENALTY: imprisonment for one year; or not less than $500, not more than $1000; or both.)

112/81T/A **ENGINEERING/LAND SURVEYING VIOLATION** c112 §81T (Effective 12/27/58)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a requirement of G.L. c.112, §81D-§81S, and in violation of G.L. c.112, §81T. (PENALTY: jail or house of correction not more than 3 months; or not less than $100, not more than $500; or both.)

112/81T/B **ENGINEERING/LAND SURVEYING, UNLICENSED** c112 §81T
on **[DATE OF OFFENSE:]**: (1) did practice or offer to practice engineering or land surveying in this Commonwealth without being registered in accordance with the provisions of G.L. c.112; or (2) did present or attempt to use as his or her own the certificate of registration or the seal of another; or (3) did give false or forged evidence of some kind to the Board of Registration of Professional Engineers and of Land Surveyors or to a member thereof in obtaining a certificate of registration; or (4) did falsely impersonate a registrant, in violation of G.L. c.112, §81T. (PENALTY: jail or house of correction not more than 3 months; or not less than $100, not more than $500; or both.)

112/84B **FUNERAL COSTS WRITTEN ESTIMATE,FAIL GIVE** c112 §84B (Effective 8/25/83)
on **[DATE OF OFFENSE:]**, being a licensed funeral director, did fail to give, or cause to be given, to a person making funeral arrangements, or arranging for shipment, transportation or other disposition of a deceased person, at the time such arrangements were completed or prior to the time of rendering the service, a written itemized statement, signed by the funeral director and such person, showing to the extent then known the price of merchandise and service that such person had selected, the price of any supplemental items of service and merchandise, and the estimated amount of each item for which the funeral service firm would advance monies as an accommodation to such person, in violation of G.L. c.112, §84B. (PENALTY: imprisonment not more than 6 months; or not more than $1000; or both.)

112/87 **FUNERAL DIRECTOR, UNLICENSED** c112 §87 (Effective 10/1/54)
on **[DATE OF OFFENSE:]**: (1) not being registered as an embalmer under G.L. c.112, §87 or corresponding provisions of earlier laws, did engage in the profession of embalming dead human bodies, or did hold himself or herself out as such; or (2) not being registered as a funeral director under G.L. c.112, §83 and licensed as a funeral director under G.L. c.114, §49, did engage in the business or profession of funeral directing, or did hold himself or herself out as such, not being excepted by law, in violation of G.L. c.112, §87. (PENALTY: imprisonment not more than 2 months; or not more than $100; or both.)

112/87D/A **ACCOUNTANT, IMPERSONATE** c112 §87D(i) (Effective 12/31/85)
on **[DATE OF OFFENSE:]**, being a person or firm not holding a valid license issued under G.L. c.112, §87B or §87B½, did knowingly assume or use a title or designation that included the words "accountant", "auditor", or "accounting", in connection with other language, including the language of a report, which implied that such person or firm held such a license or had special competence as an accountant or auditor, not being excepted by law, in violation of G.L. c.112, §87D(i). (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/87D/B **ACCOUNTANT, IMPERSONATE CERTIFIED** c112 §87D(h) (Effective 12/31/85)
on **[DATE OF OFFENSE:]**, being a person or firm not holding a valid license issued under G.L. c.112, §87B or §87B½: (1) did knowingly assume or use the title or designation "certified accountant", "chartered accountant", "enrolled accountant", "licensed accountant", "registered accountant", "accredited accountant", or some other title or designation likely to be confused with the titles "certified public accountant" or "public accountant"; or (2) did knowingly use one or more of the abbreviations "CA", "EA", "LA", "RA", "AA", or similar abbreviation likely to be confused with the abbreviations "CPA" or "PA", not being excepted by law, in violation of G.L. c.112, §87D(h). (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/87D/C **ACCOUNTANT, IMPERSONATE CERTIFIED PUBLIC** c112 §87D(e) (Effective 12/31/85)
on **[DATE OF OFFENSE:]**: (1) not holding a valid certificate and a valid license, as such terms are defined in G.L. c.112, §87A, did knowingly use or assume the title or designation "certified public accountant", or the abbreviation "CPA", or some other title, designation, words, letters, abbreviation, sign, card, or device tending to indicate that such person was a certified public accountant, in violation of G.L. c.112, §87D(d); or (2) being a firm, did knowingly assume or use the title or designation "certified public accountants", or the abbreviation "CPA", or some other title, designation, words, letters, abbreviation, sign, card, or device tending to indicate that such firm was composed of certified public accountants, without holding a valid license issued under G.L. c.112, §87B½, and all partners, officers and shareholders of such firm being holders of such certificates and valid licenses, in violation of G.L. c.112, §87D(e). (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/87D/D **ACCOUNTANT, IMPERSONATE PUBLIC** c112 §87D(g) (Effective 12/31/85)
on **[DATE OF OFFENSE:]**: (1) not holding a valid license to practice public accountancy issued under G.L. c.112, §87B, did knowingly assume or use the title or designation "public accountant", or the abbreviation "PA", or some other title, designation, words, letters, abbreviation, sign, card, or device tending to indicate that such person was a public accountant, in violation of G.L. c.112, §87D(f) ; or (2) being a firm, did knowingly assume or use the title or designation "public accountant", or the abbreviation "PA", or some other title, designation, words, letters, abbreviation, sign, card, or device tending to indicate

that such firm was composed of public accountants, without holding a valid license issued under G.L. c.112, §87B½, in violation of G.L. c.112, §87D(g). (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/87D/E **ACCOUNTANT, UNLICENSED PUBLIC** c112 §87D(j) (Effective 12/31/85)
on **[DATE OF OFFENSE:]**: (1) not being a person or firm holding a valid license to practice public accountancy issued under G.L. c.112, §87B or §87B½, did knowingly issue a report on financial statements of another person, firm, organization or governmental unit, not being excepted by law, using any form of language conventionally used by such licensees with respect to a review or compilation of financial statements, in violation of G.L. c.112, §87D(a); or (2) being a person who held a certificate, as defined in G.L. c.112, §87A, did knowingly engage in the practice of public accountancy without also holding a valid license issued under §87B, in violation of G.L. c.112, §87D(j). (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/87D/F **ACCOUNTING FIRM WITH MISLEADING NAME** c112 §87D(k) (Effective 12/31/85)
on **[DATE OF OFFENSE:]**, being a person or firm holding a license under G.L. c.112, §87B or §87B½, did knowingly engage in the practice of public accountancy using a professional or firm name or designation which was misleading as to the legal form of such firm, or as to the persons who were partners, officers or shareholders of such firm, or as to some other matter, not being excepted by law, in violation of G.L. c.112, §87D(k). (PENALTY: imprisonment not more than 1 year; or not more than $1000; or both.)

112/87R/A **BARBERING VIOLATION** c112 §87R
on **[DATE OF OFFENSE:]**, having been authorized by the Board of Registration of Barbers to engage in or follow the occupation of barbering, or to conduct a barber school or barber college, did **[DESCRIPTION OF OFFENSE:]**, contrary to a provision of G.L. c.112, §87F-§87R, or a rule or regulation made under authority thereof, 232 Code Mass. Regs. §2.01 et seq., in violation of G.L. c.112, §87R. (PENALTY: imprisonment not more than 90 days; or not more than $100; or both.)

112/87R/B **BARBER, UNLICENSED** c112 §87R
on **[DATE OF OFFENSE:]**: (1) did engage in or follow the occupation of barbering without having been authorized to do so by the Board of Registration of Barbers; or (2) did conduct a barber school or barber college without having been authorized to do so by the Board of Registration of Barbers; or (3) did falsely pretend to be qualified to practice such occupation; or (4) in conducting a barber shop did employ a person other than a registered barber or apprentice to practice barbering therein, in violation of G.L. c.112, §87R. (PENALTY: imprisonment not more than 90 days; or not more than $100; or both.)

112/87II/A **HAIRDRESSING VIOLATION** c112 §87II (Effective 3/11/78)
on **[DATE OF OFFENSE:]**, being duly registered by the Board of Registration of Cosmetology or granted a permit by such Board under G.L. c.112, §87V to engage in the occupation of an instructor or of hairdressing, aesthetician, demonstrating or manicuring, or to conduct a beauty shop, aesthetic shop, manicure shop, or school not so registered, did **[DESCRIPTION OF OFFENSE:]**, contrary to a provision of G.L. c.112, §87T-§87HH, or a rule or regulation made under authority thereof, in violation of G.L. c.112, §87II. (PENALTY: not more than $100.)

112/87II/B **HAIRDRESSER, UNLICENSED** c112 §87II (Effective 3/11/78)
on **[DATE OF OFFENSE:]**: (1) did engage in or follow the occupation of an instructor or of hairdressing, aesthetician, demonstrating or manicuring, without being duly registered by the Board of Registration of Cosmetology or granted a permit by such Board under G.L. c.112, §87V; or (2) did conduct a beauty shop, aesthetic shop, manicure shop, or school not so registered, in violation of G.L. c.112, §87II. (PENALTY: not more than $100.)

112/87AAA **REAL ESTATE BLOCKBUSTING** c112 §87AAA (Effective 10/10/73)
on **[DATE OF OFFENSE:]**, being the holder of a license issued by the Board of Registration of Real Estate Brokers and Salesmen pursuant to G.L. c.112, §87RR: (1) did affirmatively solicit for sale, lease, or the listing for sale or lease, of residential property on the grounds of alleged change of value due to the presence or the prospective entry into the neighborhood of a person or persons of another race, economic level, religion or ethnic origin; or (2) did distribute or cause to be distributed material, or did make statements, designated to induce a residential property owner to sell or lease his or her property due to such change in the neighborhood, in violation of G.L. c.112, §87AAA. (PENALTY: imprisonment not more than 6 months; or not less than $1000, not more than $2500; or both.)

112/87CCC **REAL ESTATE BROKER, UNLICENSED** c112 §87CCC (Effective 7/1/59)
on **[DATE OF OFFENSE:]**, without being licensed by the Board of Registration of Real Estate Brokers and Salesman as required by G.L. c.112, §87RR: (1) did act as a broker or salesman; or (2) did advertise that he or she was a broker or salesman, in violation of G.L. c.112, §87CCC. (PENALTY: not more than $500.)

112/87FFF **ELECTROLOGIST, UNLICENSED** c112 §87FFF (Effective 8/1/59)
on **[DATE OF OFFENSE:]** did engage in the practice of electrolysis or hold himself or herself out as a practitioner of, or being able to practice, electrolysis, without being duly licensed by the Board of Registration of Electrologists or a qualified physician registered under the laws of this Commonwealth, in violation of G.L. c.112, §87FFF. (PENALTY: not more than $100.)

112/87NNN **ELECTROLOGIST VIOLATION** c112 §87NNN (Effective 8/1/59)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a requirement of G.L. c.112, §87FFF-§87*OOO*, or a rule or regulation of the Board of Registration of Electrologists, 238 Code Mass. Regs. §2.01 et seq., adopted pursuant to G.L. c.112, §87MMM, in violation of G.L. c.112, §87NNN. (PENALTY: not more than $20.)

112/87VVV **TELEVISION/RADIO REPAIR, UNLICENSED** c112 §87VVV
on **[DATE OF OFFENSE:]**, without being licensed by the Board of Registration of Radio and Television Technicians as required by G.L. c.112, §87RRR, did engage in the business of maintaining or repairing of radio or television receivers, in violation of G.L. c.112, §87VVV. (PENALTY: imprisonment not less than 30 days, not more than 3 months; or not less than $25, not more than $500; or both.)

112/87DDDD **WATER, FURNISH UNCERTIFIED DRINKING** c112 §87DDDD (Effective 1/26/72)
on **[DATE OF OFFENSE:]** did furnish to the public drinking water for which a charge was made, without: (1) the treatment and distribution of such water having been at all times under the supervision of a person who had received a certificate of competency issued by the Board of Certification of Operators of Drinking Water Supply Facilities, established by G.L. c.13, §66B; or (2) such Board having issued a temporary emergency certification for a duration of not more than 6 months, in violation of G.L. c.112, §87DDDD. (PENALTY: not more than $20 for each day such violation occurs.)

112/95 **CHIROPRACTOR, UNLICENSED** c112 §95 (Effective 8/16/69)

on **[DATE OF OFFENSE:]**: (1) not being lawfully authorized to practice chiropractic in this Commonwealth, did practice chiropractic, or hold himself or herself out as a practitioner of, or as being able to practice, chiropractic, or did use the science or system of chiropractic, or did use any of the titles, words or letters, "chiropractic", "chiropractor", "chiropractic physician", "doctor of chiropractic", "D.C.", or some other title or letters, either alone or with qualifying words or phrases, in such manner or under such circumstances as to indicate that he or she was engaged in the practice of chiropractic; or (2) did practice chiropractic under a false or assumed name or under a name other than that by which he or she was registered; or (3) did impersonate another practitioner of chiropractic; or (4) did buy, sell or fraudulently obtain a diploma, license, license renewal certificate record or registration to practice chiropractic; or (4) did aid or abet in such selling or fraudulent obtaining; or (5) did practice chiropractic under cover of a diploma, license, license renewal certificate record or registration to practice chiropractic illegally obtained or signed or issued unlawfully or under fraudulent representations; or (6) being licensed to practice chiropractic in this Commonwealth, did use some title, words or letters which did not indicate that he or she was engaged in the practice of chiropractic, in violation of G.L. c.112, §95. (PENALTY: imprisonment not less than 30 days, not more than 1 year; or not less than $100, not more than $1000; or both.)

112/107/A **LANDSCAPE ARCHITECT VIOLATION** c112 §107 (Effective 10/1/68)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a provision of G.L. c.112, §98-§106, in violation of G.L. c.112, §107. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $500; or both.)

112/107/B **LANDSCAPE ARCHITECT, UNLICENSED** c112 §107 (Effective 10/1/68)
on **[DATE OF OFFENSE:]**: (1) did hold out himself or herself as a landscape architect without being registered under the provisions of G.L. c.112, §98-§106; or (2) did present as his or her own the certificate of registration of another; or (3) did give false or forged evidence to the Board of Registration of Landscape Architects or some member thereof in obtaining a certificate; or (4) did falsely impersonate some other registrant of like or different name; or (5) did use a certificate of registration that had been revoked, in violation of G.L. c.112, §107. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $500; or both.)

112/116 **NURSING HOME ADMINISTRATOR, UNLICENSED** c112 §116 (Effective 12/2/70)
on **[DATE OF OFFENSE:]** did act as a nursing home administrator or represent himself or herself to be a licensed nursing home administrator, without having been duly licensed and registered by the Board of Registration of Nursing Home Administrators, in violation of G.L. c.112, §116. (PENALTY: imprisonment not more than 6 months; or not less than $500; or both.)

112/122 **PSYCHOLOGIST, UNLICENSED** c112 §122 (Effective 2/15/78)
on **[DATE OF OFFENSE:]**, not being licensed to practice psychology, did hold himself or herself out to be a psychologist, or did use the title "psychologist" or engage in the practice of psychology in a manner that implied or would reasonably be deemed to imply that he or she was so licensed, in violation of G.L. c.112, §122. (PENALTY: imprisonment not more than 3 months; or not more than $500; or both.)

112/133 **SOCIAL WORKER, UNLICENSED** c112 §133 (Effective 7/1/78)
on **[DATE OF OFFENSE:]**: (1) not being licensed under the provisions of G.L. c.112, §131, did engage in the practice of social work; or (2) did hold himself or herself out to be a licensed certified social worker, or a licensed social worker, or a licensed social work associate without having met the applicable requirements set forth in §131; or (3) did engage in the independent practice of clinical social work, or hold himself or herself out to be a licensed independent clinical social worker without being licensed under the applicable provisions of §131, in violation of G.L. c.112, §133. (PENALTY: imprisonment not more than 3 months; or not more than $500; or both.)

112/146 **SPEECH-LANGUAGE PATHOLOGIST, UNLICENSED** c112 §146 (Effective 1/6/83)
on **[DATE OF OFFENSE:]**: (1) did hold himself or herself out as a speech-language pathologist or practice speech-language pathology in this Commonwealth without being licensed in accordance with the requirements of G.L. c.112, §144 or certified in accordance with the requirements of G.L. c.112, §144A; or (2) not being so licensed or certified, did use in connection with his or her name or place of business the title "speech-language pathologist" or "speech-language pathology assistant" or other similar title or description; or (3) did hold himself or herself out as an audiologist or practice audiology in the Commonwealth without being licensed in accordance with §144 or certified in accordance with the requirements of G.L. c.112, §144A, in violation of G.L. c.112, §146. (PENALTY from §147: not less than $500, not more than $1000.)

112/147/A **SPEECH-LANGUAGE PATHOLOGIST VIOLATION** c112 §147 (Effective 1/6/83)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a requirement of G.L. c.112, §139-§147, in violation of G.L. c.112, §147. (PENALTY: not less than $500, not more than $1000.)

112/159 **ACUPUNCTURIST, UNLICENSED** c112 §159 (Effective 3/11/87)
on **[DATE OF OFFENSE:]** did practice acupuncture in this Commonwealth without a license granted pursuant to G.L. c.112, §150-§157, in violation of G.L. c.112, §159. (PENALTY: imprisonment not more than 3 months; or not less than $100, not more than $1000; or both.)

112/160 **ACUPUNCTURIST, IMPERSONATE** c112 §160 (Effective 12/8/86)
on **[DATE OF OFFENSE:]**, not possessing a valid license and existing and current certificate of registration as an acupuncturist pursuant to G.L. c.112, §149-§162: (1) did in some manner represent himself or herself as an acupuncturist, or use in connection with his or her name the words or letters "Acupuncturist", "Licensed Acupuncturist", "Doctor of Acupuncture", "Acupuncture Therapist", "L.Ac.", "R.Ac.", or other letter, words, abbreviations, or insignia indicating or implying that he or she was an acupuncturist; or (2) did hold himself or herself out as a practitioner of acupuncture, or practice acupuncture; or (3) did practice acupuncture under a false or assumed name or under a name other than that by which he or she was registered; or (4) did impersonate another practitioner; or (5) did practice some fraud in connection with the filing of an application; or (6) did file an application under a false or assumed name or under a name other than his or her own; or (7) did impersonate another applicant for registration during an examination, in violation of G.L. c.112, §160. (PENALTY: imprisonment not less than 1 month, not more than 1 year; or not less than $100, not more than $1000; or both.)

112/171 **THERAPIST/COUNSELOR, UNLICENSED** c112 §171 (Effective 8/7/90)
on **[DATE OF OFFENSE:]**, not being licensed under G.L. c.112, §163-§172, did hold himself or herself out, or advertise himself or herself, as a licensed marriage and family therapist, rehabilitation therapist, educational psychologist or mental health counselor, in violation of G.L. c.112, §171. (PENALTY: not more than $500.)

112/194/A **REAL ESTATE APPRAISER, UNLIC** c112 §194(A) (Effective 8/5/91)
on **[DATE OF OFFENSE:]** did act or purport to act as a state-certified general real estate appraiser, state-certified residential real estate appraiser or state-licensed real estate appraiser without possessing a valid certificate or license to do so under G.L. c.112, §175-§186, in violation of G.L. c.112, §194(A). (PENALTY: jail not more than 6 months; or not more than $1000; or both.)

112/194/B **REAL ESTATE APPRAISER, UNLIC, SUB** c112 §194(A) (Effective 8/5/91)
on **[DATE OF OFFENSE:]** did act or purport to act as a state-certified general real estate appraiser, state-certified residential real estate appraiser or state-licensed real estate appraiser without possessing a valid certificate or license to do so under G.L. c.112, §175-§186, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §194(A). (PENALTY: jail not more than 1 year; or not more than $1000; or both.)

112/209/A **DIETICIAN/NUTRITIONIST, UNLICENSED** c112 §209 (Effective 7/1/99)
on **[DATE OF OFFENSE:]** did act or purport to act as a licensed dietician/nutritionist, as defined in G.L. c.112, §201, without having first obtained a license to practice from the Board of Registration of Dieticians/Nutritionists under the provisions of G.L. c.112, in violation of G.L. c.112, §209. (PENALTY: imprisonment not more than 1 year; or not more than $5000; or both; plus, if defendant received "any money or the equivalent thereof as a fee, commission, compensation or profit by, or in the consequence of a violation . . . in addition to any other penalty, . . . a fine of not less than the sum of the money so received and not more than three times the sum so received as may be determined by the [B]oard").

112/209/B **DIETICIAN/NUTRITIONIST, UNLICENSED, SUBSQ. OFF.** c112 §209 (Effective 7/1/99)
on **[DATE OF OFFENSE:]** did act or purport to act as a licensed dietician/nutritionist, as defined in G.L. c.112, §201, without having first obtained a license to practice from the Board of Registration of Dieticians/Nutritionists under the provisions of G.L. c.112, the defendant having previously been convicted of such an offense, in violation of G.L. c.112, §209. (PENALTY: imprisonment not more than 2 years; or not more than $10,000; or both; plus, if defendant received "any money or the equivalent thereof as a fee, commission, compensation or profit by, or in the consequence of a violation . . . in addition to any other penalty, . . . a fine of not less than the sum of the money so received and not more than three times the sum so received as may be determined by the [B]oard").

112/246 **SHEET METAL WORKER, UNLICENSED** c112 §246 (Effective 11/2/08)
on **[DATE OF OFFENSE:]**: (1) not being licensed to practice sheet metal work pursuant to G.L. c.112, did practice or attempt to practice sheet metal work or hold himself or herself out as being licensed to practice sheet metal work or did use one of the licensed titles of that profession; or (2) did practice sheet metal work under a false or assumed name or under a name other than that by which he or she is licensed; or (3) did impersonate another practitioner of sheet metal work; or (4) did buy, sell or fraudulently obtain a diploma, license, license renewal certificate or record or registration to practice sheet metal work or aid or abet in such selling or fraudulent obtaining; or (5) did practice sheet metal work under cover of a diploma, license, license renewal certificate, record or registration to practice sheet metal work, in violation of G.L. c.112, §246. (PENALTY: not less than $100 not more than $1000 fine.)

114/5B **CEMETERY FAIL NOTIFY OF BURIAL OPTIONS** c114 §5B (Effective 11/2/74)
on **[DATE OF OFFENSE:]**, being a non-profit cemetery corporation, did fail to notify, or cause the funeral director designated by the representatives of the deceased to notify, the family of the deceased or the person making funeral arrangements for the deceased of the choice of the options for burial services specified in G.L. c.114, §5B, in violation of G.L. c.114, §5B. (PENALTY: not less than $100, not more than $500.)

114/9 **CREMATION REGULATION VIOLATION** c114 §9
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a regulation of the Department of Environmental Protection governing the reception and cremation of bodies of the dead and for the disposition of the ashes thereof, in violation of G.L. c.114, §9. (PENALTY: not less than $20, not more than $500.)

114/42 **CEMETERY, PASSAGE THROUGH** c114 §42
on **[DATE OF OFFENSE:]**, not being thereupon at the time for any other purpose, did use as a means of passage from one point to another a part of the premises of a cemetery or burial place other than the defined ways, paths and walks, in violation of G.L. c.114, §42. (PENALTY: not more than $20.)

114/42A **CEMETERY CLOSED DURING DAYTIME** c114 §42A (Effective 8/8/69)
on **[DATE OF OFFENSE:]**, being a cemetery exempted from taxation under the provisions of G.L. c.59, §5, was willfully closed for visitations: (1) between the hours of 8 a.m. and 7 p.m. during the months of June, July, August or September; or (2) between the hours of 8 a.m. and sunset during some other month of the year, not being excepted by law, in violation of G.L. c.114, §42A. (PENALTY: not more than $100.)

114/42B **CEMETERY USE FOR MOTION PICTURE, UNAUTH** c114 §42B (Effective 10/12/89)
on **[DATE OF OFFENSE:]** did use the premises of a cemetery or burial place for the purpose of taking photographs or making a motion picture for commercial purposes without the previous consent of the board of commissioners, trustees or directors of such cemetery or burial place or their designees, in violation of G.L. c.114, §42B. (PENALTY: imprisonment not more than 6 months; or not more than $1000.)

114/43M **BODY, IMPROPER DISPOSITION OF HUMAN** c114 §43M
on **[DATE OF OFFENSE:]** did fail within a reasonable time after death to decently bury, entomb in a mausoleum, vault or tomb, or cremate, the dead body of a human being dying within this Commonwealth, not being excepted by law, in violation of G.L. c.114, §43M. (PENALTY from §43N: imprisonment not more than 6 months; or not less than $100, not more than $500; or both.)

114/43N **CEMETERY VIOLATION** c114 §43N
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a provision of G.L. c.114 concerning the establishment, maintenance or operation of a cemetery, community mausoleum, crematory or columbarium, or to the disposal of dead human bodies, in violation of G.L. c.114, §43N. (PENALTY: imprisonment not more than 6 months; or not less than $100, not more than $500; or both.)

114/45A **FUNERAL DIRECTOR LEND USE OF NAME** c114 §45A (Effective 8/18/54)
on **[DATE OF OFFENSE:]**, being a funeral director, did permit his or her name to be used in connection with a death certificate or burial permit, when he or she was not specifically engaged to perform the burial to which such permit or certificate related, in violation of G.L. c.114, §45A. (PENALTY: $50.)

114/50 **CREMATION VIOLATION** c114 §50
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a provision of G.L. c.114, §44-§48, in violation of G.L. c.114, §44-§48 & §50. (PENALTY from §50: not more than $50.)

114/51 **EMBALMING FLUID WITH EXCESS ARSENIC** c114 §51 (Effective 6/7/58)
on **[DATE OF OFFENSE:]** did sell, offer for sale, or supply others with embalming fluid, or some substitute therefor, which contained more than five milligrams of arsenic per litre, in violation of G.L. c.114, §51. (PENALTY: imprisonment for 1 year; or fine of $1000; or both.)

117A/5 **PUBLIC AID RECIPIENT IN UNLIC INST, PLACE** c117A §5 (Effective 10/13/91)
on **[DATE OF OFFENSE:]**, being a veteran's agent, or a representative of the Department of Public Welfare, board of health, or other public authority, did place a person dependent on public support in a hospital, nursing home, infirmary or institution which was not operated by the Commonwealth and which was not licensed as required by G.L. c.111, in violation of G.L. c.117A, §5. (PENALTY: not less than $25, not more than $100.)

117A/8 **PUBLIC AID RECIPIENT $, BANK FL DISCLOSE** c117A §8 (Effective 10/13/91)
on **[DATE OF OFFENSE:]**, being the treasurer of a savings bank, national bank, trust company, co-operative bank, state-chartered or federally-chartered credit union, benefit association, insurance company or safe deposit company authorized to do business in the Commonwealth, upon written request signed by an officer of the Department of Public Welfare: (1) did unreasonably refuse to inform him or her of the amount deposited in the corporation or association to the credit of a person named in such request as a charge upon the Commonwealth or as an applicant to the Commonwealth for public assistance under G.L. c.117A, 118, 118A or 118D; or (2) did willfully render false information in reply to such request, in violation of G.L. c.117A, §8. (PENALTY: forfeiture of $50.)

118E/4 **MEDICAID RECIPIENT, FAIL PROVIDE CARE TO** c118E §4 (Effective 11/24/69)
on **[DATE OF OFFENSE:]**, being a provider, as defined in G.L. c.118E, §2, did fail to provide care to a medical assistance recipient residing in such provider's facility, in violation of G.L. c.118E, §4. (PENALTY: $1000.)

118E/21A/A **MEDICAID FRAUD BY NON-PROVIDER** c118E §21A (Effective 10/15/80)
on **[DATE OF OFFENSE:]**, not being a person who furnishes items or services for which payment may be made under G.L. c.118E: (1) did knowingly and wilfully make or cause to be made a false statement or representation of a material fact in an application for some benefit or payment under G.L. c.118E, §21A; or (2) did knowingly and wilfully make or cause to be made a false statement or representation of a material fact for use in determining rights to such benefit or payment; or (3) having knowledge of the occurrence of an event affecting his or her initial or continued right to any such benefit or payment, or the benefit of some other individual in whose behalf he or she had applied for or was receiving such benefit or payment, did conceal or fail to disclose such event with an intent fraudulently to secure such benefit or payment; or (4) having made application to receive such benefit or payment for the use and benefit of another and having received it, did knowingly and wilfully convert such benefits or payment other than for the use and benefit of such person, in violation of G.L. c.118E, §21A. (PENALTY: jail or house of correction not more than 2½ years; or not more than $5000; or both.)

118E/21A/B **MEDICAID FRAUD BY PROVIDER** c118E §21A (Effective 10/15/80)
on **[DATE OF OFFENSE:]**, being a person who furnishes items or services for which payment may be made under G.L. c.118E: (1) did knowingly and wilfully make or cause to be made a false statement or representation of a material fact in an application for some benefit or payment under G.L. c.118E, §21A; or (2) did knowingly and wilfully make or cause to be made a false statement or representation of a material fact for use in determining rights to such benefit or payment; or (3) having knowledge of the occurrence of an event affecting his or her initial or continued right to any such benefit or payment, or the benefit of some other individual in whose behalf he or she had applied for or was receiving such benefit or payment, did conceal or fail to disclose such event with an intent fraudulently to secure such benefit or payment; or (4) having made application to receive such benefit or payment for the use and benefit of another and having received it, did knowingly and wilfully convert such benefits or payment other than for the use and benefit of such person, in violation of G.L. c.118E, §21A. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

118E/21B **MEDICAID BRIBE/KICKBACK** c118E §21B (Effective 10/15/80)
on **[DATE OF OFFENSE:]**: (1) did solicit or receive remuneration in return for purchasing, leasing, ordering or arranging for or recommending purchasing, leasing, or ordering some good, facility, service, or item for which payment may be made under G.L. c.118E; or (2) did offer or pay remuneration to induce such person to purchase, lease, order, or arrange for or recommend purchasing, leasing, or ordering some good, facility, service, or item for which payment may be made under G.L. c.118E, in violation of G.L. c.118E, §21B. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

118E/21C **MEDICAID CHARGE, EXCESSIVE** c118E §21C (Effective 10/15/80)
on **[DATE OF OFFENSE:]** did knowingly and willfully charge for some service provided to a patient under G.L. c.118E, §21C money or other consideration at a rate in excess of the rates established in accordance with G.L. c.118E, in violation of G.L. c.118E, §21C. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

118E/21D **MEDICAID ADMISSION/STAY, KICKBACK FOR** c118E §21D (Effective 12/25/91)
on **[DATE OF OFFENSE:]** did knowingly and wilfully charge, solicit, accept or receives, in addition to any amount otherwise required to be paid under G.L. c.118E, some gift, money, donation or other consideration as a precondition or guarantee of admitting a recipient of services under G.L. c.118E to a hospital or nursing facility or to expedite the admission of such recipient or as a requirement for such recipient's continued stay in such facility, in violation of G.L. c.118E, §21D. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

118E/24 **MEDICAL ASSISTANCE $, BANK FAIL DISCLOSE** c118E §24 (Effective 5/31/93)
on **[DATE OF OFFENSE:]**, being the treasurer of a savings bank, national bank, trust company, cooperative bank, benefit association, insurance company or safe deposit company authorized to do business in this Commonwealth, upon written request signed by an authorized employee or agent of the Division of Medical Assistance within the Executive Office of Health and Human Services: (1) did unreasonably refuse to inform such employee or agent of the amount deposited in the corporation or association to the credit of a person named in such request as a charge upon the Commonwealth or as an applicant to the Commonwealth for medical assistance under G.L. c.118E; or (2) did willfully render false information in reply to such request, in violation of G.L. c.118E, §24. (PENALTY: forfeiture of $50.)

118E/39 **MEDICAL ASSISTANCE, FALSE STATEMENT FOR** c118E §39 (Effective 5/31/93)
on **[DATE OF OFFENSE:]** did knowingly make a false representation or, contrary to a legal duty to do so, knowingly fail to disclose a material fact to the Division of Medical Assistance within the Executive Office of Health and Human Services or its agents, affecting eligibility or level of benefits, for the purpose of causing some person to be supported in whole or in part by the Commonwealth, or for the purpose of procuring a payment under a medical assistance program administered by such Division, in violation of G.L. c.118E, §39. (PENALTY: imprisonment not more than 1 year; or not less than $200, not more than $500 fine.)

118E/40/A **MEDICAL ASSISTANCE FRAUD BY NON-PROVIDER** c118E §40 (Effective 5/31/93)
on **[DATE OF OFFENSE:]**, not being a person who furnished items or services for which payment may be made under G.L. c.118E: (1) did knowingly and

wilfully make or cause to be made a false statement or representation of a material fact in an application for a benefit or payment under c.118E; or (2) did knowingly and willfully make or cause to be made a false statement or representation of a material fact for use in determining rights to such benefit or payment; or (3) having knowledge of the occurence of an event affecting his or her initial or continued right to such benefit or payment, or the benefit of some other individual in whose behalf he or she had applied for or was receiving such benefit or payment, did conceal or fail to disclose such event, with an intent fraudulently to secure such benefit or payment either in a greater amount or quantity than was due or when no such benefit or payment was authorized; or (4) having made application to receive such benefit or payment for the use and benefit of another and having received it, knowingly and willfully did convert such benefit or payment other than for the use and benefit of such person, in violation of G.L. c.118E, §40. (PENALTY: jail or house of correction not more than 2½ years; or not more than $5000 fine; or both.)

118E/40/B **MEDICAL ASSISTANCE FRAUD BY PROVIDER** c118E §40 (Effective 5/31/93)
on **[DATE OF OFFENSE:]**, being a person who furnished items or services for which payment may be made under G.L. c.118E: (1) did knowingly and wilfully make or cause to be made a false statement or representation of a material fact in an application for a benefit or payment under c.118E; or (2) did knowingly and willfully make or cause to be made a false statement or representation of a material fact for use in determining rights to such benefit or payment; or (3) having knowledge of the occurence of an event affecting his or her initial or continued right to such benefit or payment, or the benefit of some other individual in whose behalf he or she had applied for or was receiving such benefit or payment, did conceal or fail to disclose such event, with an intent fraudulently to secure such benefit or payment either in a greater amount or quantity than was due or when no such benefit or payment was authorized; or (4) having made application to receive such benefit or payment for the use and benefit of another and having received it, knowingly and willfully did convert such benefit or payment other than for the use and benefit of such person, in violation of G.L. c.118E, §40. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

118E/41 **MEDICAL ASSISTANCE BRIBE/KICKBACK** c118E §41 (Effective 5/31/93)
on **[DATE OF OFFENSE:]**: (1) did solicit or receive remuneration in return for purchasing, leasing, ordering or arranging for or recommending purchasing, leasing, or ordering some good, facility, service or item for which payment may be made under G.L. c.118E; or (2) did offer or pay remuneration to induce such a person to purchase, lease, order or arrange for or recommend purchasing, leasing or ordering some good, facility, service or item for which payment may be made under G.L. c.118E, in violation of G.L. c.118E, §41. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

118E/42 **MEDICAL ASSISTANCE CHARGE, EXCESSIVE** c118E §42 (Effective 5/31/93)
on **[DATE OF OFFENSE:]** did knowingly and willfully charge for a service provided to a patient under G.L. c.118E money or other consideration at a rate in excess of the rates established in accordance with G.L. c.118E, in violation of G.L. c.118E, §42. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000; or both such imprisonment and fine.)

118E/43 **MEDICAL ASSISTANCE ADMISSION KICKBACK** c118E §43 (Effective 5/31/93)
on **[DATE OF OFFENSE:]** did knowingly and willfully charge, solicit, accept or receive, in addition to an amount otherwise required to be paid under G.L. c.118E, a gift, money, donation or other consideration as a precondition or guarantee of admitting a recipient of services under c.118E to a hospital or nursing facility or to expedite the admission of such recipient or as a requirement for such recipient's continued stay in such facility, in violation of G.L. c.118E, §43. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years; or not more than $10,000 fine; or both such imprisonment and fine.)

119/34 **CHILD IN PATROL WAGON, TRANSPORT** c119 §34
on **[DATE OF OFFENSE:]** did transport a child involved in a court proceeding in a patrol wagon from his or her home or from some other place to a court or institution, in violation of G.L. c.119, §34. (PENALTY: imprisonment not more than 3 months; or not less than $25, not more than $50 fine.)

119/36 **CHILD WITHOUT DSS PERMIT, IMPORT** c119 §36 (Effective thru 7/7/08)
on **[DATE OF OFFENSE:]** did bring or cause to be brought into this Commonwealth, or receive therein, from some other state, province or country, a child for the purpose of placing or boarding, or of procuring the placing or boarding of such child, in a family or home within this Commonwealth, with a view to adoption, guardianship, custody or care by some person other than one related to him by blood or marriage, without first having obtained a permit therefor from the Department of Social Services, in violation of G.L. c.119, §36. (PENALTY: imprisonment not more than 6 months; or not more than $100 fine; or both.)

119/36 **CHILD WITHOUT DCF PERMIT, IMPORT** c119 §36 (Effective 7/8/08)
on **[DATE OF OFFENSE:]** did bring or cause to be brought into this Commonwealth, or receive therein, from some other state, province or country, a child for the purpose of placing or boarding, or of procuring the placing or boarding of such child, in a family or home within this Commonwealth, with a view to adoption, guardianship, custody or care by some person other than one related to him by blood or marriage, without first having obtained a permit therefor from the Department of Children and Families, in violation of G.L. c.119, §36. (PENALTY: imprisonment not more than 6 months; or not more than $100 fine; or both.)

119/39/A **CHILD UNDER 10, ABANDON** c119 §39 (Effective thru 7/7/08)
on **[DATE OF OFFENSE:]**: (1) did abandon an infant under the age of ten; or (2) being its parent, or being under a legal duty to care for it, and having made a contract for its board or maintenance, did abscond or fail to perform such contract, and for four weeks after such absconding or breach of his or her contract, being of sufficient physical and mental ability, did neglect to visit or remove such infant or notify the Department of Social Services of his or her inability to support such infant, in violation of G.L. c.119, §39. (PENALTY: jail or house of correction not more than 2 years.)

119/39/A **CHILD UNDER 10, ABANDON** c119 §39 (Effective 7/8/08)
on **[DATE OF OFFENSE:]**: (1) did abandon an infant under the age of ten; or (2) being its parent, or being under a legal duty to care for it, and having made a contract for its board or maintenance, did abscond or fail to perform such contract, and for four weeks after such absconding or breach of his or her contract, being of sufficient physical and mental ability, did neglect to visit or remove such infant or notify the Department of Children and Families of his or her inability to support such infant, in violation of G.L. c.119, §39. (PENALTY: jail or house of correction not more than 2 years.)

119/39/B **CHILD UNDER 10, ABANDON, WITH DEATH** c119 §39 (Effective thru 7/7/08)
on **[DATE OF OFFENSE:]**: (1) did abandon an infant under the age of ten, such infant having died by reason of such abandonment; or (2) being its parent, or being under a legal duty to care for it, and having made a contract for its board or maintenance, did abscond or fail to perform such contract, and for four weeks after such absconding or breach of his or her contract, being of sufficient physical and mental ability, did neglect to visit or remove such infant or notify the Department of Social Services of his or her inability to support such infant, such infant having died by reason of such abandonment, in violation of G.L.

c.119, §39. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years.)

119/39/B **CHILD UNDER 10, ABANDON, WITH DEATH** c119 §39 (Effective 7/8/08)
on **[DATE OF OFFENSE:]**: (1) did abandon an infant under the age of ten, such infant having died by reason of such abandonment; or (2) being its parent, or being under a legal duty to care for it, and having made a contract for its board or maintenance, did abscond or fail to perform such contract, and for four weeks after such absconding or breach of his or her contract, being of sufficient physical and mental ability, did neglect to visit or remove such infant or notify the Department of Children and Families of his or her inability to support such infant, such infant having died by reason of such abandonment, in violation of G.L. c.119, §39. (PENALTY: state prison not more than 5 years; or jail or house of correction not more than 2½ years.)

119/51A/A **CHILD ABUSE, FRIVOLOUS REPORT OF** c119 §51A (Effective 10/13/92-7/7/08)
on **[DATE OF OFFENSE:]** did knowingly file a report with the Department of Social Services that he or she had reasonable cause to believe that a child under the age of eighteen years was suffering serious physical or emotional injury resulting from abuse inflicted upon him or her, or from neglect, or was physically dependent upon an addictive drug at birth, which report was frivolous, in violation of G.L. c.119, §51A. (PENALTY: not more than $1000 fine.)

119/51A/A **CHILD ABUSE, FRIVOLOUS REPORT OF** c119 §51A(c) (Effective 7/8/08-6/30/2010)
on **[DATE OF OFFENSE:]** did knowingly and willfully file a report with the Department of Children and Families that he or she had reasonable cause to believe that a child under the age of eighteen years was suffering physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, which report was frivolous, in violation of G.L. c.119, §51A(c). (PENALTY: not more than $1000 fine.)

119/51A/A **CHILD ABUSE, FRIVOLOUS REPORT OF** c119 §51A(c) (Effective 7/1/2010)
on **[DATE OF OFFENSE:]** did knowingly and willfully file a report with the Department of Children and Families that he or she had reasonable cause to believe that a child under the age of eighteen years was suffering physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, which report was frivolous, in violation of G.L. c.119, §51A(c). (PENALTY: not more than $2000 fine.)

119/51A/C **CHILD ABUSE, FRIVOLOUS REPORT OF, 2ND OFF.** c119 §51A(c) (Effective 7/1/2010)
on **[DATE OF OFFENSE:]** did knowingly and willfully file a report with the Department of Children and Families that he or she had reasonable cause to believe that a child under the age of eighteen years was suffering physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, which report was frivolous, the defendant having previously been convicted of such an offense, in violation of G.L. c.119, §51A(c). (PENALTY: house of correction not more than 6 months; and not more than $2000 fine.)

119/51A/D **CHILD ABUSE, FRIVOLOUS REPORT OF, 3RD OFF.** c119 §51A(c) (Effective 7/1/2010)
on **[DATE OF OFFENSE:]** did knowingly and willfully file a report with the Department of Children and Families that he or she had reasonable cause to believe that a child under the age of eighteen years was suffering physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, which report was frivolous, the defendant having previously been convicted of such an offense two or more times, in violation of G.L. c.119, §51A(c). (PENALTY: house of correction not more than 2½ years; and not more than $2000 fine.)

119/51A/B **CHILD ABUSE, MANDATED REPORTER FL REPORT** c119 §51A (Effective 1/5/78-7/7/08)
on **[DATE OF OFFENSE:]** did in his or her professional capacity have reasonable cause to believe that a child under the age of eighteen years was suffering serious physical or emotional injury resulting from abuse inflicted upon him or her, or from neglect, or was physically dependent upon an addictive drug at birth, or had died as a result therefrom, and did fail to report such to the Department of Social Services pursuant to the requirements of G.L. c.119, §51A, being a person required by §51A to make such report, in violation of G.L. c.119, §51A. (PENALTY: not more than $1000 fine.)

119/51A/B **CHILD ABUSE, MANDATED REPORTER FL REPORT** c119 §51A(c) (Effective 7/8/08)
on **[DATE OF OFFENSE:]** did in his or her professional capacity have reasonable cause to believe that a child under the age of eighteen years was suffering physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, and did fail to report such to the Department of Children and Families pursuant to the requirements of G.L. c.119, §51A, being a person required by §51A to make such report, in violation of G.L. c.119, §51A(c). (PENALTY: not more than $1000 fine.)

119/51A/E **CHILD ABUSE W/SERIOUS INJURY/DEATH, MANDATED REPORTER FL REPORT** c119 §51A(c) (Effective 7/1/2010)
on **[DATE OF OFFENSE:]**, having knowledge that a child under the age of eighteen years was suffering physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, which abuse or neglect had resulted in serious bodily injury to or the death of such child, did willfully fail to report such to the Department of Children and Families pursuant to the requirements of G.L. c.119, §51A, being a person required by §51A to make such report, in violation of G.L. c.119, §51A(c). (PENALTY: house of correction not more than 2½ years; or not more than $5000 fine; or both such fine and imprisonment. CLERK-MAGISTRATE MUST NOTIFY PROFESSIONAL LICENSING AUTHORITY OF CONVICTION OR CONTINUANCE W/O FINDING.)

119/51A/F **CHILD ABUSE W/DEATH, MANDATED REPORTER FL REPORT TO DA & CME** c119 §51A(e) (Effective 7/8/08)
on **[DATE OF OFFENSE:]**, being a mandated reporter of child abuse or neglect pursuant to the requirements of G.L. c. 119, § 51A, and having reasonable cause to believe that a child under the age of eighteen years had died as a result of physical or emotional injury resulting from abuse inflicted upon him or her which caused harm or substantial risk of harm to the child's health or welfare, or from neglect, or from physical dependence upon an addictive drug at birth, did fail to report such death to the district attorney for the county in which the death occurred and the Office of the Chief Medical Examiner as required by G.L. c. 38, § 3(16), in violation of G.L. c.119, §51A(e). (PENALTY: not more than $1000 fine.)

119/51E **CHILD ABUSE REPORT, IMPROPERLY DISCLOSE** c119 §51E (Effective 2/21/74-7/7/08)
on **[DATE OF OFFENSE:]** did permit information in the files of the Department of Social Services of written reports prepared pursuant to G.L. c.119, §51A-§51E to be released to a person or agency other than those specified in §51E, in violation of G.L. c.119, §51E. (PENALTY: imprisonment not more than 2½ years; or not more than $1000; or both.)

119/51E **CHILD ABUSE REPORT, IMPROPERLY DISCLOSE** c119 §51E (Effective 7/8/08)

on **[DATE OF OFFENSE:]** did permit information in the files of the Department of Children and Families of written reports prepared pursuant to G.L. c.119, §51A-§51E to be released to a person or agency other than those specified in §51E, in violation of G.L. c.119, §51E. (PENALTY: imprisonment not more than 2½ years; or not more than $1000; or both.)

119/51F **CHILD ABUSE REGISTRY INFO, DISCLOSE** c119 §51F (Effective 2/21/74-7/8/08)
on **[DATE OF OFFENSE:]**, being an employee in the central registry of children whose names had been reported to the Department of Social Services pursuant to G.L. c.119 §51A, did permit data and information stored in such registry to be released without authorization to persons or agencies other than those specified in the rules and regulations of such Department, in violation of G.L. c.119, §51F. (PENALTY: imprisonment not more than 2½ years; or not more than $1000; or both.)

119/51F **CHILD ABUSE REGISTRY INFO, DISCLOSE** c119 §51F (Effective 7/9/08)
on **[DATE OF OFFENSE:]**, being an employee in the central registry of children whose names had been reported to the Department of Children and Families pursuant to G.L. c.119 §51A, did permit data and information stored in such registry to be released without authorization to persons or agencies other than those specified in the rules and regulations of such Department, in violation of G.L. c.119, §51F. (PENALTY: imprisonment not more than 2½ years; or not more than $1000; or both.)

119/55 **PARENT OF DELINQUENT CHILD FAIL APPEAR** c119 §55 (Effective 9/16/86)
on **[DATE OF OFFENSE:]**, being the parent or guardian of, or the person with whom resided, a child who had been summoned to appear before a court upon a charge of delinquency by reason of having committed wilful or malicious destruction or wanton destruction of property in violation of G.L. c.266, §127 or §127A, did wilfully fail to so appear, in violation of G.L. c.119, §55. (PENALTY: not less than $200, not more than $300.)

119/63 **CONTRIBUTE TO DELINQUENCY OF CHILD** c119 §63 (Effective 7/21/65-12/26/96)
on **[DATE OF OFFENSE:]**: (1) did knowingly cause, induce, abet, encourage or contribute toward the waywardness or delinquency of a child; or (2) did knowingly act in a way tending to cause or induce such waywardness or delinquency, in violation of G.L. c.119, §63. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both; court may place case on file upon recognizance for good behavior.)

119/63 **CONTRIBUTE TO DELINQUENCY OF CHILD** c119 §63 (Effective 12/27/96)
NOTE: WHERE A DIVISION OF THE JUVENILE COURT DEPARTMENT HAS BEEN FORMALLY ESTABLISHED, THIS OFFENSE IS WITHIN THE EXCLUSIVE JURISDICTION OF THE JUVENILE COURT; ELSEWHERE, IT IS WITHIN THE EXCLUSIVE JURISDICTION OF THE DISTRICT COURT JUVENILE SESSION.
on **[DATE OF OFFENSE:]**: (1) did knowingly cause, induce, abet, encourage or contribute toward the delinquency of a child; or (2) did knowingly act in a way tending to cause or induce such delinquency, in violation of G.L. c.119, §63. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both; court may place case on file upon recognizance for good behavior.)

119/63A/A **AID CHILD TO VIOLATE JUVENILE COURT ORDER** c119 §63A (Effective 7/8/08-9/17/13)
NOTE: WHERE A DIVISION OF THE JUVENILE COURT DEPT HAS BEEN ESTABLISHED, THIS OFFENSE IS WITHIN THE EXCLUSIVE JURISDICTION OF THE JUVENILE COURT; ELSEWHERE, IT IS WITHIN THE EXCLUSIVE JURISDICTION OF THE DISTRICT COURT JUVENILE SESSION.
on **[DATE OF OFFENSE:]**, being 19 years of age or older, did knowingly and willfully aid or abet a child under the age of 17, or under the age of 18 and in state custody, to violate an order of a Juvenile Court, in violation of G.L. c. 119, § 63A. (PENALTY: house of correction not more than 1 year; or fine not more than $500; or both such fine and imprisonment.)

119/63A/A **AID CHILD TO VIOLATE JUVENILE COURT ORDER** c119 §63A (Effective 9/18/13)
NOTE: WHERE A DIVISION OF THE JUVENILE COURT DEPT HAS BEEN ESTABLISHED, THIS OFFENSE IS WITHIN THE EXCLUSIVE JURISDICTION OF THE JUVENILE COURT; ELSEWHERE, IT IS WITHIN THE EXCLUSIVE JURISDICTION OF THE DISTRICT COURT JUVENILE SESSION.
on **[DATE OF OFFENSE:]**, being 19 years of age or older, did knowingly and willfully aid or abet a child under the age of 18 to violate an order of a Juvenile Court, in violation of G.L. c. 119, § 63A. (PENALTY: house of correction not more than 1 year; or fine not more than $500; or both such fine and imprisonment.)

119/63A/B **CONCEAL/HARBOR FLEEING CHILD** c119 §63A (Effective 7/8/08)
NOTE: WHERE A DIVISION OF THE JUVENILE COURT DEPT HAS BEEN ESTABLISHED, THIS OFFENSE IS WITHIN THE EXCLUSIVE JURISDICTION OF THE JUVENILE COURT; ELSEWHERE, IT IS WITHIN THE EXCLUSIVE JURISDICTION OF THE DISTRICT COURT JUVENILE SESSION.
on **[DATE OF OFFENSE:]**, being 19 years of age or older, did knowingly and willfully conceal or harbor a child who had taken flight from the custody of the court, a parent, a legal guardian, the Department of Children and Families or the Department of Youth Services, in violation of G.L. c. 119, § 63A. (PENALTY: house of correction not more than 1 year; or fine not more than $500; or both such fine and imprisonment.)

119A/2A **CHILD SUPPORT ENFORCEMENT, OBSTRUCT** c119A §2A (Effective 4/15/94)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, and thereby: (1) did willfully corrupt or by force or threats of force attempt to intimidate or impede an officer or employee of this Commonwealth acting in an official capacity under G.L. c.119A; or (2) did in some other way corrupt or by force or threats of force obstruct or impede, or attempt to instruct or impede, the due administration of G.L. c.119A, in violation of G.L. c.119A, §2A. (PENALTY if committed only by threats of force: imprisonment not more than 1 year; or not more than $3000; or both. PENALTY otherwise: imprisonment not more than 3 years; or not more than $5000.)

120/26 **ESCAPE FROM DYS, AID CHILD TO** c120 §26 (Effective thru 9/30/96)
on **[DATE OF OFFENSE:]** did aid or assist a child in the custody of the Department of Youth Services to escape or attempt to escape, in violation of G.L. c.120, §26. (PENALTY: imprisonment not more than 2 years; or not more than $500.)

120/26 **ESCAPE OR AID ESCAPE FROM DYS** c120 §26 (Effective 10/1/96)
on **[DATE OF OFFENSE:]**: (1) did escape from the custody of the Department of Youth Services; or (2) did aid or assist a child in the custody of the Department of Youth Services to escape or attempt to escape therefrom, in violation of G.L. c.120, §26. (PENALTY: imprisonment not more than 2 years; or not more than $500.)

120/26/B **ESCAPE FROM DYS, ATTEMPT** c120 §26 (Effective 10/1/96)
on **[DATE OF OFFENSE:]** did attempt to escape from the custody of the Department of Youth Services, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.120, §26. (PENALTY: imprisonment not more than 2 years; or not more than $500.)

121B/32A **PARKING VIOLATION, HOUSING AUTHORITY** c121B §32A (Effective 11/6/79)
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation for the use of parking areas under its control adopted by the **[NAME OF HOUSING AUTHORITY:]** pursuant to G.L. c.121B, §32A. (PENALTY: not more than $20.)

121B/32F **PUBLIC HOUSING RESTRAINING ORDER, VIOL** c121B §32F (Effective 10/25/95)
on **[DATE OF OFFENSE:]** did violate a temporary restraining order or a preliminary or permanent injunction issued pursuant to G.L. c.121B, §32C, that was then in effect, ordering him or her to refrain from entering or remaining in a public or subsidized housing development or from harming a witness under this section, in violation of G.L. c.121B, §32F. (PENALTY: house of correction not more than 2 years; or not more than $3,500 fine; or both.)

122/23 **TEWKSBURY HOSP PATIENT POSSESS LIQUOR** c122 §23
on **[DATE OF OFFENSE:]**, being a patient of Tewksbury hospital, did possess some liquid or other article with intent to consume the same as an inebriant, or to convey, give, sell or deliver the same to some other patient thereof for such consumption, in violation of G.L. c.122, §23. (PENALTY: jail or house of correction not more than 6 months; or not more than $50.)

123/26 **MENTAL HEALTH FIDUCIARY FL REGISTER/REPT** c123 §26
on **[DATE OF OFFENSE:]**, being a fiduciary of a person who was an inpatient or resident at a facility of the Department of Mental Health: (1) did fail to register with the superintendent of such facility on a form supplied by such Department; or (2) did fail to submit an annual report to such Department, in violation of G.L. c.123, §26. (PENALTY: not more than $500.)

123B/12 **DEVELOPMENTAL SERVICES FIDUCIARY FL REGISTER** c123B §12 (Effective 7/1/87)
on **[DATE OF OFFENSE:]**, being a fiduciary of a person who was a resident at a facility of the Department of Developmental Services: (1) did fail to register with the superintendent of such facility on a form supplied by such Department; or (2) did fail to submit an annual report to such Department, in violation of G.L. c.123B, §12. (PENALTY: not more than $500.)

126/37/A **ESCAPE FROM COUNTY PRISON FARM** c126 §37
on **[DATE OF OFFENSE:]**, being a prisoner at a county industrial farm established pursuant to G.L. c.126, §35, did escape therefrom, in violation of G.L. c.126, §37. (PENALTY: jail or house of correction not more than 1 year.)

126/37/B **ESCAPE FROM COUNTY PRISON FARM, ATTEMPT** c126 §37
on **[DATE OF OFFENSE:]**, being a prisoner at a county industrial farm established pursuant to G.L. c.126, §35, did attempt to escape therefrom, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.126, §37. (PENALTY: jail or house of correction not more than 1 year.)

127/38 **GAG, PUNISHMENT USE OF** c127 §38
on **[DATE OF OFFENSE:]**, being an officer of a penal, reformatory or charitable institution, did use a gag as a punishment, in violation of G.L. c.127, §38. (PENALTY: not more than $50.)

127/38A **HOSTAGE-TAKING BY PRISONER** c127 §38A (Effective 7/29/53)
on **[DATE OF OFFENSE:]**, being a prisoner in a penal or reformatory institution, did hold an officer or employee of such institution or some other person as a hostage, in violation of G.L. c.127, §38A. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

127/38B **A&B ON CORRECTIONAL OFFICER** c127 §38B (Effective 4/5/93-7/10/10)
on **[DATE OF OFFENSE:]**, being a prisoner in a jail or house of correction, or in a correctional institution of the Commonwealth, did commit an assault or an assault and battery upon an officer, guard or other employee of a jail, house of correction or correctional institution or upon a duly authorized officer, guard or other employee of such jail, house of correction or correctional institution engaged in the transportation of a prisoner for lawful reasons, in violation of G.L. c.127, §38B. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

127/38B **A&B ON CORRECTIONAL FACILITY EMPLOYEE** c127 §38B(b) (Effective 7/11/10)
on **[DATE OF OFFENSE:]**, being a person in the custody of a correctional facility, including any jail, house of correction or state prison, did commit an assault or an assault and battery upon an officer or other employee, or a volunteer, or an employer of a contractor in such facility, or upon a duly authorized officer or other employee of such facility engaged in the transportation of a prisoner for a lawful purpose, in violation of G.L. c.127, §38B(b). (PENALTY to be served "from and after all sentences currently outstanding and unserved at the time of said assault or assault and battery" : state prison not more than 10 years; or jail or house of correction not more than 2½ years. District Court has final jurisdiction under G.L. c.218, §26.)

127/38B/A **A&B WITH BODILY SUBSTANCE ON CORRECTIONAL FACILITY EMPLOYEE** c127 §38B(c) (Effective 7/11/10)
on **[DATE OF OFFENSE:]**, being a person in the custody of a correctional facility, including any jail, house of correction or state prison, did commit an assault or an assault and battery by means of a bodily substance, as defined in G.L. c.127, §38(a), upon an officer or other employee, or a volunteer, or an employer of a contractor in such facility, or upon a duly authorized officer or other employee of such facility engaged in the transportation of a prisoner for a lawful purpose, in violation of G.L. c.127, §38B(c). (PENALTY to be served "from and after all sentences currently outstanding and unserved at the time of said assault or assault and battery" : state prison not more than 10 years; or jail or house of correction not more than 2½ years. District Court has final jurisdiction under G.L. c.218, §26.)

127/49/A **ESCAPE FROM COUNTY WORK RELEASE PROGRAM** c127 §49
on **[DATE OF OFFENSE:]**, being an inmate of a county correctional facility participating in a work release program established pursuant to G.L. c.127, §48, did escape from such facility: (1) by leaving his or her place of employment, or (2) by neglecting or refusing to return to such correctional facility after having been ordered to do so, in violation of G.L. c.127, §49. (PENALTY: county correctional facility for not more than 1 year or term for which originally sentenced, whichever is less.)

127/49/B **ESCAPE FROM STATE WORK RELEASE PROGRAM** c127 §49
on **[DATE OF OFFENSE:]**, being an inmate of a state correctional facility participating in a work release program established pursuant to G.L. c.127, §48, did escape from such facility: (1) by leaving his or her place of employment, or (2) by neglecting or refusing to return to such correctional facility after having

been ordered to do so, in violation of G.L. c.127, §49. (PENALTY: state correctional facility for not less than 3 years, not more than 5 years.)

127/60 **PRISON INDUSTRIES, FAIL PURCHASE FROM** c127 §60
on **[DATE OF OFFENSE:]**, being an officer, did **[DESCRIPTION OF OFFENSE:]**, in wilful refusal or neglect of a provision of G.L. c.127 relative to the purchase of articles and materials from the prisons, in violation of G.L. c.127, §60. (PENALTY: not more than $100.)

127/83C/A **ESCAPE FROM PRISON CAMP** c127 §83C (Effective 10/27/89)
on **[DATE OF OFFENSE:]** did escape from a prison camp or from land adjacent thereto or from the custody of the officer thereof or while being conveyed to and from such camp, in violation of G.L. c.127, §83C. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

127/83C/B **ESCAPE FROM PRISON CAMP, ATTEMPT** c127 §83C (Effective 1/30/52)
on **[DATE OF OFFENSE:]** did attempt to escape from a prison camp or from land adjacent thereto or from the custody of the officer thereof or while being conveyed to and from such camp, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.127, §83C. (NO DISTRICT COURT FINAL JURISDICTION IN ADULT SESSION.)

127/133D/A **COMMUNITY PAROLE SUPERVISION VIOL** c127 §133D(c) (Effective 9/10/99)
on **[DATE OF OFFENSE]** did **[DESCRIPTION OF PAROLE VIOLATION:]**, and thereby did violate a condition of his or her community parole supervision for life, imposed pursuant to G.L. c. 265, §45, c.275, §18, and c.127, §133D, in violation of G.L. c.127, § 133D(c). (PENALTY: "If the parolee has served the entire period of confinement under his original sentence, the original term of imprisonment shall, upon a first violation, be increased to imprisonment in a house of correction for 30 days if such violation does not otherwise constitute a criminal offense . . . . If such violation otherwise constitutes a criminal offense, said increased term of imprisonment shall be served on and after any sentence received for commission of the new offense.")

127/133D/B **COMMUNITY PAROLE SUPERVISION VIOL, 2ND OFF.** c127 §133D(c) (Effective 9/10/99)
on **[DATE OF OFFENSE]** did **[DESCRIPTION OF PAROLE VIOLATION:]**, and thereby did violate a condition of his or her community parole supervision for life, imposed pursuant to G.L. c. 265, §45, c.275, §18, and c.127, §133D, the defendant having previously been convicted of such an offense, in violation of G.L. c.127, § 133D(c). (PENALTY: "If the parolee has served the entire period of confinement under his original sentence . . . . [u]pon a second violation, said original term of imprisonment shall be increased to 180 days in the house of correction if such violation does not otherwise constitute a criminal offense . . . . If such violation otherwise constitutes a criminal offense, said increased term of imprisonment shall be served on and after any sentence received for commission of the new offense.")

127/133D/C **COMMUNITY PAROLE SUPERVISION VIOL, 3RD OFF.** c127 §133D(c) (Effective 9/10/99)
on **[DATE OF OFFENSE]** did **[DESCRIPTION OF PAROLE VIOLATION:]**, and thereby did violate a condition of his or her community parole supervision for life, imposed pursuant to G.L. c. 265, §45, c.275, §18, and c.127, §133D, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.127, § 133D(c). (PENALTY: "If the parolee has served the entire period of confinement under his original sentence . . . . [u]pon a third or subsequent violation, said original term of imprisonment shall be increased to one year in the house of correction if such violation does not otherwise constitute a criminal offense . . . . If such violation otherwise constitutes a criminal offense, said increased term of imprisonment shall be served on and after any sentence received for commission of the new offense.")

127/166 **PAROLE/PARDON, COMPENSATION TO OBTAIN** c127 §166
on **[DATE OF OFFENSE:]**, in the attempt to procure a pardon, parole, commutation of or respite from sentence of a prisoner then confined in, or at liberty after having been confined in, or under sentence to serve a term of imprisonment in, a penal institution of this Commonwealth: (1) did knowingly pay or offer to pay, or solicit, offer to receive or receive, either by way of gift or of reward or of compensation for services, or otherwise, money or other thing of value other than for proper legal services; or (2) did transmit the same from one person to another; or (3) in such attempt or for such procurement did make, or offer or promise to make, or to procure or induce the making of, an appointment to a position, whether or not in the public service, in violation of G.L. c.127, §166. (PENALTY from §168: imprisonment not more than 2 years; or not more than $5000; or both.)

127/167 **PAROLE/PARDON, FAIL FILE STATEMENT RE:** c127 §167
on **[DATE OF OFFENSE:]** did represent or purport to represent a prisoner then confined in, or at liberty after having been confined in, or then under sentence to serve a term of imprisonment in, a penal institution of this Commonwealth, in the attempt to procure or for the procurement of a pardon, parole, commutation of or respite from sentence, without: (1) having first have filed in the office of the State Secretary a written statement signed by him or her and made under the penalties of perjury, stating in substance that none of the provisions of G.L. c.127, §167 had been violated, that such person was acting with the written consent of the prisoner, and that such person had not received or been promised, and did not expect to receive or to be promised, any money or other reward for so acting, other than fees or other reward for legal services, the amount of which and a detailed description of such legal services being set forth in such statement; or (2) having so filed the additional statement required by §167, in violation of G.L. c.127, §167. (PENALTY from §168: imprisonment not more than 2 years; or not more than $5000; or both.)

128/2B/A **RIDING SCHOOL VIOLATION** c128 §2B
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Agriculture, 330 Code Mass. Regs. §16.02, adopted pursuant to G.L. c.128, §2B. (PENALTY: not more than $100.)

128/2B/B **RIDING SCHOOL VIOLATION, SUBSQ. OFF.** c128 §2B
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Agriculture, 330 Code Mass. Regs. §16.02, adopted pursuant to G.L. c.128, §2B. (PENALTY: imprisonment not more than 2½ years; or not more than $500; or both.)

128/2B/C **RIDING SCHOOL, UNLICENSED** c128 §2B
on **[DATE OF OFFENSE:]** did engage in the business of operating a riding school or a stable where horses are kept for hire without having in effect a license therefor from the Commissioner of Agriculture, in violation of G.L. c.128, §2B. (PENALTY: not more than $100.)

128/2B/D **RIDING SCHOOL, UNLICENSED, SUBSQ. OFF.** c128 §2B
on **[DATE OF OFFENSE:]** did engage in the business of operating a riding school or a stable where horses are kept for hire without having in effect a license therefor from the Commissioner of Agriculture, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §2B. (PENALTY: imprisonment not more than 2½ years; or not more than $500; or both.)

128/8B **MINK RANCH, UNREGISTERED** c128 §8B

on **[DATE OF OFFENSE:]** did conduct a mink ranch, to wit: a place where mink that had been propagated in captivity for two or more generations were raised and propagated in captivity, that was not currently listed with the Department of Agriculture, in violation of G.L. c.128, §8B. (PENALTY: not more than $100.)

128/14/A **DAIRY INSPECTOR, OBSTRUCT** c128 §14
on **[DATE OF OFFENSE:]** did hinder, obstruct, or in some way interfere with an officer or duly authorized agent of the Department of Agriculture in the performance of his or her duty to inspect a place, vehicle, vessel or can used in the manufacture, storage, transportation or sale of dairy products or imitations thereof, in violation of G.L. c.128, §14. (PENALTY: $100.)

128/14/B **DAIRY INSPECTOR, OBSTRUCT, SUBSQ.OFFENSE** c128 §14
on **[DATE OF OFFENSE:]** did hinder, obstruct, or in some way interfere with an officer or duly authorized agent of the Department of Agriculture in the performance of his or her duty to inspect a place, vehicle, vessel or can used in the manufacture, storage, transportation or sale of dairy products or imitations thereof, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §14. (PENALTY: $200.)

128/19 **NURSERY, UNLICENSED** c128 §19
on **[DATE OF OFFENSE:]** did sell, exchange, give, deliver or ship with this Commonwealth one or more trees, shrubs or plants commonly known as nursery stock without holding a valid grower's certificate issued by the Department of Agriculture pursuant to G.L. c.128, §17 or an agent's license issued pursuant to §128, in violation of G.L. c.128, §19. (PENALTY from §29: not less than $10, not more than $100. §30: Prosecution to be instituted by Commissioner of Agriculture's designee.)

128/20 **NURSERY STOCK, IMPORT UNINSPECTED** c128 §20
on **[DATE OF OFFENSE:]** did bring into this Commonwealth nursery stock that did not bear an unexpired certificate of inspection, in violation of G.L. c.128, §20. (PENALTY from §29: not less than $10, not more than $100. §30: Prosecution to be instituted by Commissioner of Agriculture's designee.)

128/29 **NURSERY STOCK VIOLATION** c128 §29
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, contrary to a requirement of G.L. c.128, §16-29, in violation of G.L. c.128, §29. (PENALTY: not less than $10, not more than $100. §30: Prosecution to be instituted by Commissioner of Agriculture's designee.)

128/31 **INSECT QUARANTINE VIOLATION** c128 §31
on **[DATE OF OFFENSE:]** did violate, or did offer hindrance to the carrying out of, an order of the Director of Regulatory Services of the Department of Agriculture prohibiting the transportation of specified trees, plants, shrubs or other vegetable growths or products, and specified containers or other articles, in order to prevent the spread of an insect pest other than the gypsy and brown tail moth, or plant disease, which order was issued pursuant to G.L. c.128, §31. (PENALTY: not less than $25, not more than $300. §30: Prosecution to be instituted by Commissioner of Agriculture's designee.)

128/31A **CORN BORER CONTROL ORDER, FAIL FOLLOW** c128 §31A
on **[DATE OF OFFENSE:]**, in a place in which an order issued under G.L. c.128, §31 in connection with the suppression of the European corn borer was in effect: (1) being in possession of land on which corn of some kind had been grown, did fail by December first of the year of its growth either to plow or cause to be plowed the field in which it was grown, so as to bury the stubble to a depth of at least 6 inches, or to pull up such stubble or cause it to be pulled up and destroyed, or to cause it to be destroyed by burning; or (2) having in his or her possession corn stalks, did fail by April 10 of the year following that of their growth to completely dispose of such corn stalks by using them as fodder or by burning them, not being excepted by order of the Director of Regulatory Services of the Department of Agriculture, in violation of G.L. c.128, §31A. (PENALTY: not less than $25, not more than $500. §30: Prosecution to be instituted by Commissioner of Agriculture's designee.)

128/33/A **HONEY BEE VIOLATION** c128 §33
on **[DATE OF OFFENSE:]**: (1) did knowingly maintain a colony or colonies of honey bees in hives, other receptacles, trees or other lodging places in which brood combs were fastened to the container or the colony or cross-built; or (2) did neglect, expose, sell, barter, give or in some other way dispose of diseased bees or a colony container, comb, frame or other appliance used about the diseased bees in such manner as to cause the spread of the disease, in violation of G.L. c.128, §33. (PENALTY from §38: not more than $30.)

128/33/B **HONEY BEE VIOLATION, 2ND OFF.** c128 §33
on **[DATE OF OFFENSE:]**: (1) did knowingly maintain a colony or colonies of honey bees in hives, other receptacles, trees or other lodging places in which brood combs were fastened to the container or the colony or cross-built; or (2) did neglect, expose, sell, barter, give or in some other way dispose of diseased bees or a colony container, comb, frame or other appliance used about the diseased bees in such manner as to cause the spread of the disease, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §33. (PENALTY from §38: not more than $75.)

128/33/C **HONEY BEE VIOLATION, 3RD OFF.** c128 §33
on **[DATE OF OFFENSE:]**: (1) did knowingly maintain a colony or colonies of honey bees in hives, other receptacles, trees or other lodging places in which brood combs were fastened to the container or the colony or cross-built; or (2) did neglect, expose, sell, barter, give or in some other way dispose of diseased bees or a colony container, comb, frame or other appliance used about the diseased bees in such manner as to cause the spread of the disease, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.128, §33. (PENALTY from §38: not more than $150.)

128/35/A **BEES, IMPORT UNINSPECTED** c128 §35
on **[DATE OF OFFENSE:]** did ship or transport into or deliver in this Commonwealth a colony of bees or used bee equipment from another state or country without a certificate stating that the inspector of apiaries of other officer charged with similar duties in that state or country had inspected such colony or equipment within 60 days and that it was free from infectious or contagious disease, in violation of G.L. c.128, §35. (PENALTY from §38: not more than $30.)

128/35/B **BEES, IMPORT UNINSPECTED, 2ND OFF.** c128 §35
on **[DATE OF OFFENSE:]** did ship or transport into or deliver in this Commonwealth a colony of bees or used bee equipment from another state or country without a certificate stating that the inspector of apiaries of other officer charged with similar duties in that state or country had inspected such colony or equipment within 60 days and that it was free from infectious or contagious disease, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §35. (PENALTY from §38: not more than $75.)

128/35/C **BEES, IMPORT UNINSPECTED, 3RD OFF.** c128 §35
on **[DATE OF OFFENSE:]** did ship or transport into or deliver in this Commonwealth a colony of bees or used bee equipment from another state or country

without a certificate stating that the inspector of apiaries of other officer charged with similar duties in that state or country had inspected such colony or equipment within 60 days and that it was free from infectious or contagious disease, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.128, §35. (PENALTY from §38: not more than $150.)

128/36B/A **HONEY, IMITATION** c128 §36B
on **[DATE OF OFFENSE:]**: (1) did package, label, sell, keep for sale, expose or offer for sale an article or product in imitation or semblance of honey that was branded as "honey", "liquid or extracted honey", "strained honey", "imitation honey" or "pure honey" which was not pure honey made by honey bees; or (2) did manufacture, sell, expose or offer for sale as "honey" or "imitation honey" a compound or mixture branded or labeled as "honey" which consisted of honey mixed with some other substance or ingredient; or (3) did manufacture, sell, expose or offer for sale a compound or mixture which consisted of honey mixed with some other substance or ingredient and which was branded or labeled with the word "honey", other than in an accurate statement of the ingredients of which such compound or mixture was made and in the same size type as the other ingredients, in violation of G.L. c.128, §36B. (PENALTY from §38: not more than $2000.)

128/36B/B **HONEY, IMITATION, 2ND OFF.** c128 §36B
on **[DATE OF OFFENSE:]**: (1) did package, label, sell, keep for sale, expose or offer for sale an article or product in imitation or semblance of honey that was branded as "honey", "liquid or extracted honey", "strained honey", "imitation honey" or "pure honey" which was not pure honey made by honey bees; or (2) did manufacture, sell, expose or offer for sale as "honey" or "imitation honey" a compound or mixture branded or labeled as "honey" which consisted of honey mixed with some other substance or ingredient; or (3) did manufacture, sell, expose or offer for sale a compound or mixture which consisted of honey mixed with some other substance or ingredient and which was branded or labeled with the word "honey", other than in an accurate statement of the ingredients of which such compound or mixture was made and in the same size type as the other ingredients, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §36B. (PENALTY from §38: not more than $5000.)

128/36B/C **HONEY, IMITATION, 3RD OFF.** c128 §36B
on **[DATE OF OFFENSE:]**: (1) did package, label, sell, keep for sale, expose or offer for sale an article or product in imitation or semblance of honey that was branded as "honey", "liquid or extracted honey", "strained honey", "imitation honey" or "pure honey" which was not pure honey made by honey bees; or (2) did manufacture, sell, expose or offer for sale as "honey" or "imitation honey" a compound or mixture branded or labeled as "honey" which consisted of honey mixed with some other substance or ingredient; or (3) did manufacture, sell, expose or offer for sale a compound or mixture which consisted of honey mixed with some other substance or ingredient and which was branded or labeled with the word "honey", other than in an accurate statement of the ingredients of which such compound or mixture was made and in the same size type as the other ingredients, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.128, §36B. (PENALTY from §38: not more than $10,000.)

128/36C/A **MAPLE SYRUP, IMITATION** c128 §36C
on **DATE OF OFFENSE:]**: (1) did manufacture, label, package, sell, keep for sale, expose or offer for sale a food article or food product branded as maple, maple syrup, maple candy, maple creams, maple butter, or maple sugar which was not made from pure maple syrup derived from the sap of the maple tree; or (2) did manufacture, label, package, sell, keep for sale, expose or offer for sale a compound or mixture branded or labelled as maple, maple syrup, maple candy, maple creams, maple butter or maple sugar, or branded as an imitation thereof, which consisted of maple syrup mixed with some other substances or ingredients, and which did not have printed on the package containing such compound or mixture a statement of its ingredients set forth in the same size type as the words "maple syrup"; or (3) did use the words "maple" or "maple syrup" in the labelling or branding of a food product which did not contain any maple syrup in its ingredients, in violation of G.L. c.128, §36C. (PENALTY from §38: not more than $2000.)

128/36C/B **MAPLE SYRUP, IMITATION, 2ND OFF.** c128 §36C
on **DATE OF OFFENSE:]**: (1) did manufacture, label, package, sell, keep for sale, expose or offer for sale a food article or food product branded as maple, maple syrup, maple candy, maple creams, maple butter, or maple sugar which was not made from pure maple syrup derived from the sap of the maple tree; or (2) did manufacture, label, package, sell, keep for sale, expose or offer for sale a compound or mixture branded or labelled as maple, maple syrup, maple candy, maple creams, maple butter or maple sugar, or branded as an imitation thereof, which consisted of maple syrup mixed with some other substances or ingredients, and which did not have printed on the package containing such compound or mixture a statement of its ingredients set forth in the same size type as the words "maple syrup"; or (3) did use the words "maple" or "maple syrup" in the labelling or branding of a food product which did not contain any maple syrup in its ingredients, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §36C. (PENALTY from §38: not more than $5000.)

128/36C/C **MAPLE SYRUP, IMITATION, 3RD OFF.** c128 §36C
on **DATE OF OFFENSE:]**: (1) did manufacture, label, package, sell, keep for sale, expose or offer for sale a food article or food product branded as maple, maple syrup, maple candy, maple creams, maple butter, or maple sugar which was not made from pure maple syrup derived from the sap of the maple tree; or (2) did manufacture, label, package, sell, keep for sale, expose or offer for sale a compound or mixture branded or labelled as maple, maple syrup, maple candy, maple creams, maple butter or maple sugar, or branded as an imitation thereof, which consisted of maple syrup mixed with some other substances or ingredients, and which did not have printed on the package containing such compound or mixture a statement of its ingredients set forth in the same size type as the words "maple syrup"; or (3) did use the words "maple" or "maple syrup" in the labelling or branding of a food product which did not contain any maple syrup in its ingredients, the defendant having previously been convicted two or more times of such an offense, in violation of G.L. c.128, §36C. (PENALTY from §38: not more than $10,000.)

128/49 **FAIR, SALES/GAMBLING NEAR AGRICULTURAL** c128 §49
on **[DATE OF OFFENSE:]**, during the regular or stated time of holding a cattle show, agricultural fair or exhibition or meeting of a farmers' club, without the consent of the authorities having charge thereof, and within one-half mile of the place of holding such show, fair, exhibition or meeting: (1) did establish a tent, booth or vehicle of some kind for the purpose of vending goods, wares, merchandise, provisions or refreshments; or (2) did engage in gaming or horse racing, or did exhibit a show or play, or did engage in pool selling, not being excepted by law, in violation of G.L. c.128, §49. (PENALTY from §50: forfeiture of not more than $20.)

128/61/A **FEED VIOLATION, COMMERCIAL ANIMAL** c128 §61
on **[DATE OF OFFENSE:]**: (1) did sell, offer or expose for sale commercial feed or a mixture thereof without complying with the requirements of G.L. c.128, §52-§61, or a rule or regulation promulgated thereunder; or (2) did falsely mark or label such feed or mixture; or (3) did impede, obstruct, or hinders the Commissioner of Agriculture or one or more of his or her authorized agents acting pursuant to §52-§61, in violation of G.L. c.128, §61. (PENALTY: not less than $25, not more than $100.)

128/61/B **FEED VIOLATION, COMMERCIAL ANIMAL, SUBSQ** c128 §61

on **[DATE OF OFFENSE:]**: (1) did sell, offer or expose for sale commercial feed or a mixture thereof without complying with the requirements of G.L. c.128, §52-§61, or a rule or regulation promulgated thereunder; or (2) did falsely mark or label such feed or mixture; or (3) did impede, obstruct, or hinders the Commissioner of Agriculture or one or more of his or her authorized agents acting pursuant to §52-§61, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §61. (PENALTY: not less than $100, not more than $500.)

128/79/A **FERTILIZER SALES VIOL, COMMERCIAL** c128 §79
on **[DATE OF OFFENSE:]**: (1) did sell, offer or expose for sale commercial fertilizer or a mixture thereof, or a soil conditioner or agricultural liming material without complying with the requirements of G.L. c.128, §65-§78, or a rule or regulation promulgated thereunder; or (2) did falsely mark or label such product; or (3) did impede, obstruct, or hinder the Commissioner of Agriculture or one or more of his or her authorized agents acting pursuant to §65-§78, in violation of G.L. c.128, §79. (PENALTY: not less than $25, not more than $100.)

128/79/B **FERTILIZER SALES VIOL, COMMERCIAL, 2ND** c128 §79
on **[DATE OF OFFENSE:]**: (1) did sell, offer or expose for sale commercial fertilizer or a mixture thereof, or a soil conditioner or agricultural liming material without complying with the requirements of G.L. c.128, §65-§78, or a rule or regulation promulgated thereunder; or (2) did falsely mark or label such product; or (3) did impede, obstruct, or hinder the Commissioner of Agriculture or one or more of his or her authorized agents acting pursuant to §65-§78, the defendant having previously been convicted of such an offense, in violation of G.L. c.128, §79. (PENALTY: not less than $100, not more than $500.)

128/100 **SEED VIOLATION** c128 §100
on **[DATE OF OFFENSE:]**: (1) did sell, offer or expose for sale one or more lots of agricultural seeds or mixtures thereof, vegetable seeds, flower seeds or tree and shrub seeds without complying with the requirements of G.L. c.128, §84-§99 or in violation of an order under §95 of the Commissioner of Agriculture, or of the Superior Court if an appeal was taken; or (2) did falsely mark or label some such seed or mixture; or (3) did impede, obstruct or hinder the Commissioner or one or more of his or her authorized agents acting pursuant to §84-§89, in violation of G.L. c.128, §100. (PENALTY: not more than $500.)

128/101 **SEED POTATOES, SELL NONCONFORMING** c128 §101
on **[DATE OF OFFENSE:]** did sell, offer to sell or expose for sale seed potatoes that did not conform to the standards and allowable tolerances set forth in the rules and regulations, 330 Code Mass. Regs. §6.01, established by the Division of Markets in the Department of Agriculture, in violation of G.L. c.128, §101. (PENALTY: not more than $500.)

128A/5C/1 **RACING BETTING ACCOUNT VIOLATION** c128A §5C (Effective 11/17/01)
on **[DATE OF OFFENSE:]**, being licensed to conduct a running horse, harness horse or dog racing meeting, did **[DESCRIPTION OF OFFENSE:]**, in violation of G.L. c.128A, §5C. (PENALTY: house of correction not more than 2 years; or fine not more than $10,000; or both.)

128A/5C/2 **RACING WAGER, REBATE ON** c128A §5C (Effective 11/17/01)
on **[DATE OF OFFENSE:]**, being licensed to conduct a running horse, harness horse or dog racing meeting, did rebate money to a bettor based on a wager made under G.L. c.128A or 128C, in violation of G.L. c.128A, §5C. (PENALTY: fine not more than $10,000; or revocation of license; or both.)

128A/6 **RACING REPORT, FAIL SUBMIT HORSE/DOG** c128A §6
on **[DATE OF OFFENSE:]**, being licensed pursuant to G.L. c.128A, §2: (1) did fail or refuse within 60 days after the close of a horse or dog racing meeting to submit to the State Racing Commission financial statements certified by a certified public accountant, not having being excepted by the Commission; or (2) did fail or refuse to pay the amount found to be due as provided in G.L. c.128A, in violation of G.L. c.128A, §6. (PENALTY: not less than $1000, not more than $10,000.)

128A/9 **RACING REGULATION VIOLATION** c128A §9
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the State Racing Commission for horse or dog races, 205 Code Mass. Regs. §2.01-§6.16, adopted pursuant to G.L. c.128A, §9. (PENALTY "upon a complaint brought by the commission": imprisonment not more than 1 year; or not more than $5000; or both.)

128A/10 **RACING, PERMIT MINOR TO WAGER ON** c128A §10
on **[DATE OF OFFENSE:]**, being licensed pursuant to G.L. c.128A, §2, did permit one or more minors to participate in the pari-mutuel or certificate system of wagering at a racing meeting held or conducted by such licensee, in violation of G.L. c.128A, §10. (PENALTY: not more than $100.)

128A/10A **RACE TRACK, TRESPASS AT** c128A §10A
on **[DATE OF OFFENSE:]**, having been notified by a commissioner or representative of the State Racing Commission or a licensee of a racing meeting not to enter or attempt to enter its premises, did thereafter, without the express approval of a commissioner or representative of such Commission or the licensee, enter such premises while a racing meeting was being conducted therein, in violation of G.L. c.128A, §10A. (PENALTY: imprisonment not more than 6 months; or not more than $1000; or both.)

128A/10B **RACING PARIMUTUEL TICKET, FALSE** c128A §10B
on **[DATE OF OFFENSE:]**, with intent to defraud: (1) did falsely make, alter or forge a pari-mutuel betting ticket issued under the provisions of G.L. c.128A, §5; or (2) did utter and publish as true a false, forged or altered pari-mutuel betting ticket issued under the provisions of G.L. c.128A, §5, knowing the same to be false, forged or altered, in violation of G.L. c.128A, §10B. (PENALTY: state prison not more than 5 years; or jail not more than 2 years; or not more than $1000.)

128A/11A **RACING OWNER HOLD INTEREST IN FAIR** c128A §11A
on **[DATE OF OFFENSE:]**, being an officer, director, or stockholder of a corporation engaged in commercial racing in this Commonwealth, did serve simultaneously as an officer or director of, or have some ownership interest in, a fair, in violation of G.L. c.128A, §11A. (PENALTY: imprisonment not more than 2 years; or not more than $2000; or both.)

128A/12 **RACING VIOLATION** c128A §12
on **[DATE OF OFFENSE:]** did hold or conduct, or assist, aid or abet in holding or conducting, a horse or dog racing meeting within this Commonwealth in violation of one or more of the provisions of G.L. c.128A, §12, to wit: **[DESCRIPTION OF OFFENSE:]**, in violation of G.L. c.128A, §12. (PENALTY: imprisonment not more than 1 year; or not more than $10,000; or both.)

128A/13/A **GAMING ON HORSE/DOG RACE** c128A §13
on **[DATE OF OFFENSE:]**, in a manner not authorized by G.L. c.128A, §13: (1) did make a handbook at a race track within this Commonwealth; or (2) did hold or conduct a gambling pool or manage some other type of wagering or betting on the results of a horse or dog race; or (3) did aid or abet such wagering or betting, in violation of G.L. c.128A, §13. (PENALTY: imprisonment not more than 1 year; and not more than $2000.)

128A/13/B **GAMING ON HORSE/DOG RACE, SUBSQ.OFFENSE** c128A §13
on **[DATE OF OFFENSE:]**, in a manner not authorized by G.L. c.128A, §13: (1) did make a handbook at a race track within this Commonwealth; or (2) did hold or conduct a gambling pool or manage some other type of wagering or betting on the results of a horse or dog race; or (3) did aid or abet such wagering or betting, the defendant having previously been convicted of such an offense, in violation of G.L. c.128A, §13. (PENALTY: imprisonment not more than 2 years; and not more than $10,000.)

128A/13B **RACING HORSE/DOG, DRUG** c128A §13B
on **[DATE OF OFFENSE:]** did administer or cause to be administered a drug, internally or externally by injection, drench or otherwise, to a horse or dog for the purpose of retarding, stimulating or in some other manner affecting the speed of such horse or dog in or in connection with a race conducted under the provisions of G.L. c.128A, §13B. (PENALTY: imprisonment not more than 1 year; or $5000; or both.)

128A/13C/A **RACE, THROW** c128A §13C
on **[DATE OF OFFENSE:]** did influence, induce or conspire or connive with an owner, trainer, jockey, agent, driver, groom or other person associated with or interested in or having charge of or access to a horse or dog entered or to be entered in a race, for the purpose of fraudulently affecting the ultimate result of such race, in violation of G.L. c.128A, §13C. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $3000; or both.)

128A/13C/B **RACE, THROW, ATTEMPT** c128A §13C
on **[DATE OF OFFENSE:]** did attempt to influence, induce or conspire or connive with an owner, trainer, jockey, agent, driver, groom or other person associated with or interested in or having charge of or access to a horse or dog entered or to be entered in a race, for the purpose of fraudulently affecting the ultimate result of such race, and in such attempt did **[DESCRIPTION OF OVERT ACT:]**, in violation of G.L. c.128A, §13C. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $3000; or both.)

128A/18 **MASS HORSE RACING AUTH, CONFLICT OF INT** c128A §18 (Effective 1/6/88)
on **[DATE OF OFFENSE:]**, being a member, agent or employee of the Massachusetts Horse Racing Authority, did have some financial interest in a property to be included in, or a contract for property or materials to be furnished or used in connection with, a project which such authority is authorized to undertake pursuant to G.L. c.128A, §17-§32, in violation of G.L. c.128A, §18. (PENALTY: imprisonment not more than 1 year; or not less than $100, not more than $1000; or both.)

128C/7/A **GREYHOUND DISPOSITION FORM, FALSE STATEMENT ON** c128C §7 (Effective 11/17/01)
on **[DATE OF OFFENSE:]**, being the owner, trainer or kennel operator of a racing or retired greyhound, did knowingly make a false written statement under the pains and penalties of perjury on a greyhound disposition form required by G.L. c.128C, §7, in violation of G.L. c.128C, §7. (PENALTY: imprisonment for up to 2 years; or fine of up to $2500; or both.)

128C/7/B **GREYHOUND DISPOSITION VIOLATION, SUBSQ. OFF.** c128C §7 (Effective 11/17/01)
on **[DATE OF OFFENSE:]**, being the owner, trainer or kennel operator of a racing or retired greyhound, did knowingly **[DESCRIPTION OF OFFENSE:]**, such violation being a second or subsequent offense, in violation of G.L. c.128C, §7. (PENALTY: imprisonment not less than 1 year, not more than 5 years; or not less than $5000 fine; or both.)

128C/7A **GREYHOUND INJURY FORM, VET'S FALSE STATEMENT ON** c128C §7A (Effective 11/17/01)
on **[DATE OF OFFENSE:]**, being a race track veterinarian, did knowingly make a false written statement under the pains and penalties of perjury on a greyhound injury form signed pursuant to G.L. c.128C, §7A, in violation of G.L. c.128C, §7A. (PENALTY: imprisonment for up to 2 years; or fine of up to $2500; or both.)

128C/7B **GREYHOUND INJURY FORM, VET'S FALSE STATEMENT ON, SUBSQ. OFF.** c128C §7A (Effective 11/17/01)
on **[DATE OF OFFENSE:]**, being a race track veterinarian, did knowingly make a false written statement under the pains and penalties of perjury on a greyhound injury form signed pursuant to G.L. c.128C, §7A, the defendant having previously been convicted of such an offense, in violation of G.L. c.128C, §7A. (PENALTY: imprisonment not less than 1 year, not more than 5 years; or not less than $5000 fine; or both.)

129/7 **ANIMAL INSPECTION, OBSTRUCT DFA** c129 §7
on **[DATE OF OFFENSE:]**: (1) did prevent, obstruct or interfere with the Director of Animal Health of the Department of Agricultural Resources, or his or her agent, inspector or other person having like authority, in the performance of his or her duties; or (2) did hinder, obstruct or interfere with such person making an inspection or examination of one or more animals or the places where they are kept; or (3) did secrete or remove one or more animals for the purpose of preventing such inspection or examination, in violation of G.L. c.129, §7. (PENALTY: imprisonment not more than 2 months; or not more than $100; or both.)

129/9 **ANIMAL INSPECTION, OBSTRUCT MSPCA/ARL** c129 §9
on **[DATE OF OFFENSE:]** did prevent, obstruct or interfere with one or more agents of the Massachusetts Society for the Prevention of Cruelty to Animals or the Animal Rescue League of Boston engaged, for the purpose of preventing violations of law and of detecting and punishing the same, in visiting a place at which neat cattle, horses, mules, sheep, swine or other animals are delivered for transportation or are slaughtered, or a pet shop where animals, birds, fish or reptiles are sold or exhibited or for sale, or a guard dog business, or a hearing dog business, or a stable where horses are kept for hire or boarded for a fee, or a licensed kennel where animals are boarded for a fee, or an animal dealer licensed with the United States Department of Agriculture, in violation of G.L. c.129, §9. (PENALTY: imprisonment not more than 2 months; or not more than $100; or both.)

129/18 **ANIMAL INSPECTOR, NONFEASANCE BY** c129 §18
on **[DATE OF OFFENSE:]**, being an inspector of animals appointed pursuant to G.L. c.129, §15 or §16, did refuse or neglect to comply with and enforce an orders or regulations directed to him or her by the Director of Animal Health of the Department of Agricultural Resources, in violation of G.L. c.129, §18. (PENALTY: not more than $500.)

129/26A **CATTLE, IMPORT UNINSPECTED** c129 §26A

on **[DATE OF OFFENSE:]** did ship, drive or transport into this Commonwealth cattle to be used for dairy purposes which had not been inspected or passed as healthy by a veterinary inspector of the United States Department of Agriculture, Animal Health Division, or a veterinarian of the state of origin authorized by the state and approved by such Animal Health Division, and were accompanied by a certificate of health approved by the proper livestock officials of the state of origin stating that each such animal six months of age or over was negative to an agglutination blood test for Bangs' abortion disease, in violation of G.L. c.129, §26A. (PENALTY: not more than $200.)

129/26B/A **POULTRY, NONCONFORMING** c129 §26B
on **[DATE OF OFFENSE:]** did buy, sell or transport within or import into this Commonwealth: (1) hatching eggs which were not the produce of flocks which meet the minimum requirements for "pullorum passed" or "pullorum clean" grades of poultry, as established by the Commissioner of Agriculture, 350 Code Mass. Regs. §5.01 et seq., or the equivalent thereof; or (2) baby chicks or live poultry, other than poultry intended for immediate slaughter or for exhibition subject to permit granted by the state Department of Agriculture, which did not meet, or were the first generation progeny of flocks which met, such minimum requirements, in violation of G.L. c.129, §26B. (PENALTY: not more than $100.)

129/26B/B **POULTRY, NONCONFORMING, SUBSQ. OFF.** c129 §26B
on **[DATE OF OFFENSE:]** did buy, sell or transport within or import into this Commonwealth: (1) hatching eggs which were not the produce of flocks which meet the minimum requirements for "pullorum passed" or "pullorum clean" grades of poultry, as established by the Commissioner of Agriculture, 350 Code Mass. Regs. §5.01 et seq., or the equivalent thereof; or (2) baby chicks or live poultry, other than poultry intended for immediate slaughter or for exhibition subject to permit granted by the state Department of Agriculture, which did not meet, or were the first generation progeny of flocks which met, such minimum requirements, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §26B. (PENALTY: not less than $50, not more than $200.)

129/28 **ANIMAL, FAIL NOTIFY OF CONTAGIOUS** c129 §28
on **[DATE OF OFFENSE:]**, having knowledge of or reason to suspect the existence of a contagious disease among some domestic animals in this Commonwealth, or that a domestic animal was affected with a contagious disease, did fail immediately to give written notice thereof to the Director of Animal Health of the Department of Agricultural Resources, or to an inspector of animals appointed under G.L. c.129, §15 or §16 for the town where such animal was kept, in violation of G.L. c.129, §28. (PENALTY: not more than $100.)

129/30 **ANIMAL QUARANTINE, BREAK** c129 §30
on **[DATE OF OFFENSE:]:** (1) did knowingly break, or authorize or cause to be broken, an order of quarantine or isolation for one or more animals imposed by the Director of Animal Health of the Department of Agricultural Resources, or an inspector of animals appointed under G.L. c.129, §15 or §16; or (2) contrary to such order of quarantine or isolation, did knowingly remove an animal, or authorize or cause it to be removed, from a building, place or enclosure where it was quarantined or isolated; or (3) contrary to such order or notice of quarantine, did knowingly place, or cause or authorize to be placed, other animals within a building, place or enclosure where an animal was quarantined, or in contact therewith; or (4) did knowingly conceal, sell, remove or transport, or knowingly cause or authorize to be concealed, sold, removed or transported, an animal, knowing or having reasonable cause to believe that it was affected with a contagious disease; or (5) did knowingly authorize or permit such an animal to go at large upon a public way within this Commonwealth; or (6) did knowingly bring or authorize or permit to be brought from another country, state, district or territory into this Commonwealth, an animal which was affected with or had been exposed to a contagious disease; or (7) did disobey a lawful order or regulation of the Director or of any of his or her agents or inspectors in the performance of their duties under G.L. c.129, in violation of G.L. c.129, §28. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

129/31A/A **TUBERCULIN, FAIL REPORT ANIMAL** c129 §21A
on **[DATE OF OFFENSE:]**: (1) did ship from a place within this Commonwealth, or otherwise deliver, tuberculin to a person within this Commonwealth without having forthwith filed with the Director of Animal Health of the Department of Agricultural Resources a written statement containing the name and address of the person to whom the same was shipped or delivered and the quantity thereof; or (2) having received tuberculin for use in connection with domestic animals, did fail forthwith after such use to file with such Director a written statement containing the name and address of the person whose cattle have been tested with such tuberculin and of the person from whom the same was received, together with records of such test, in violation of G.L. c.129, §21A. (PENALTY: not less than $25, not more than $100.)

129/31A/B **TUBERCULIN, FAIL REPORT ANIMAL,SUBSQ.OFF** c129 §21A
on **[DATE OF OFFENSE:]**: (1) did ship from a place within this Commonwealth, or otherwise deliver, tuberculin to a person within this Commonwealth without having forthwith filed with the Director of Animal Health of the Department of Agricultural Resources a written statement containing the name and address of the person to whom the same was shipped or delivered and the quantity thereof; or (2) having received tuberculin for use in connection with domestic animals, did fail forthwith after such use to file with such Director a written statement containing the name and address of the person whose cattle have been tested with such tuberculin and of the person from whom the same was received, together with records of such test, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §21A. (PENALTY: not less than $50, not more than $500.)

129/33A **CATTLE VIOLATION, TUBERCULIN-POSITIVE** c129 §33A
on **[DATE OF OFFENSE:]**: (1) did remove the special metal identification tag which had been attached by a veterinarian to the external ear of a bovine animal which had reacted to a tuberculin test; or (2) did dispose of any animal which had reacted to a tuberculin test other than for the purpose of immediate slaughter; or (3) did neglect or refuse to have slaughtered a reacting animal sold to him or her for that purpose, in violation of G.L. c.129, §33A. (PENALTY: imprisonment not more than 30 days; or not more than $100.)

129/33B **CATTLE TUBERCULOSIS QUARANTINE, BREAK** c129 §33B
on **[DATE OF OFFENSE:]**: (1) did ship or transport bovine animals into a geographical area of the Commonwealth which had been found to be substantially free from bovine tuberculosis and proclaimed as a modified accredited area by the Director of Animal Health of the Department of Agricultural Resources, without a permit and health certificate issued by such Director or some officer designated by such Director for the purpose; or (2) did otherwise violate a term or condition of such quarantine, contrary to rules and regulations adopted by such Director pursuant to G.L. c129, §33B. (PENALTY: imprisonment not more than 1 year; or not more than $500; or both.)

129/33C **CATTLE BRUCELLOSIS QUARANTINE, BREAK** c129 §33C
on **[DATE OF OFFENSE:]**: (1) did ship or transport bovine animals into a geographical area of the Commonwealth which had been found to be substantially free from bovine brucellosis and proclaimed as a modified certified brucellosis free area by the Director of Animal Health of the Department of Agricultural Resources, without a permit and health chart issued by such Director or some officer designated by such Director for the purpose; or (2) did otherwise violate a term or condition of such quarantine, contrary to rules and regulations adopted by such Director pursuant to G.L. c129, §33C. (PENALTY: imprisonment

not more than 1 year; or not more than $500; or both.)

129/34 **CATTLE, MISTREAT CONDEMNED** c129 §34
on **[DATE OF OFFENSE:]**, being an owner of condemned cattle, did fail to comply with reasonable regulations of the Director of Animal Health of the Department of Agricultural Resources relative to their cleanliness, ventilation, light, disinfection and water supply, in violation of G.L. c.129, §34. (PENALTY: not more than $50.)

129/35 **CATTLE QUARANTINE, BREAK** c129 §35
on **[DATE OF OFFENSE:]** did drive on a public way or road, or outside the stockyards connected with a railroad in this Commonwealth, or did keep in the same stockyard pen as other cattle are kept, cattle which the Director of Animal Health of the Department of Agricultural Resources had reason to believe might spread contagious disease, contrary to an order of such Director, adopted pursuant to G.L. c.129, §35. (PENALTY: not less than $20, not more than $100.)

129/36 **ANIMAL, FAIL NOTIFY OF CONTAGIOUS DEAD** c129 §36
on **[DATE OF OFFENSE:]**, having killed an animal or caused it to be killed with the consent of the owner or person in possession thereof, upon suspicion that it was affected with or had been exposed to a contagious disease, and having found or being of opinion that it was affected with a contagious disease upon inspecting the carcass thereof, did fail forthwith to notify such owner or person in possession thereof, and the Director of Animal Health of the Department of Agricultural Resources or an inspector for the town where such animal was kept, of the existence of such disease, and of the place where the animal was found, the name of the owner or person in possession thereof and of the disposal made of such carcass, in violation of G.L. c.129, §36. (PENALTY: imprisonment not more than 2 months; or not more than $100; or both.)

129/39/A **CATTLE/PIGS SALE VIOLATION** c129 §39
on **[DATE OF OFFENSE:]**, being licensed pursuant to G.L. c.129, §39 to engage in the business of dealing in bovine and porcine animals, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39. (PENALTY from §43: not more than $100.)

129/39/B **CATTLE/PIGS SALE VIOLATION, SUBSQ. OFF.** c129 §39
on **[DATE OF OFFENSE:]**, being licensed pursuant to G.L. c.129, §39 to engage in the business of dealing in bovine and porcine animals, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39, the defendant having previously been convicted of such an offense. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39/C **CATTLE/PIGS, UNLICENSED SALE OF** c129 §39
on **[DATE OF OFFENSE:]** did engage in the business of dealing in bovine and porcine animals without having in effect a license therefor from the Director of Animal Health of the Department of Agricultural Resources, in violation of G.L. c.129, §39. (PENALTY from §43: not more than $100.)

129/39/D **CATTLE/PIGS, UNLICENSED SALE OF, SUBSQ.** c129 §39
on **[DATE OF OFFENSE:]** did engage in the business of dealing in bovine and porcine animals without having in effect a license therefor from the Director of Animal Health of the Department of Agricultural Resources, in violation of G.L. c.129, §39, the defendant having previously been convicted of such an offense. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39A/A **PET SHOP VIOLATION** c129 §39A
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §39A to operate a pet shop, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39A. (PENALTY from §43: not more than $100.)

129/39A/B **PET SHOP VIOLATION, SUBSQ. OFF.** c129 §39A
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §39A to operate a pet shop, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39A, the defendant having previously been convicted of such an offense. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39A/C **PET SHOP, UNLICENSED** c129 §39A
on **[DATE OF OFFENSE:]** did engage in the business of operating a pet shop without having in effect a license therefor from the Director of Animal Health of the Department of Agricultural Resources, 330 Code Mass. Regs. §12.01, in violation of G.L. c.129, §39A. (PENALTY from §43: not more than $100.)

129/39A/D **PET SHOP, UNLICENSED, SUBSQ. OFF.** c129 §39A
on **[DATE OF OFFENSE:]** did engage in the business of operating a pet shop without having in effect a license therefor from the Director of Animal Health of the Department of Agricultural Resources, 330 Code Mass. Regs. §12.01, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §39A. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39B/A **GUARD DOG BUSINESS VIOLATION** c129 §39B
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §39B to operate a guard dog business, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39B. (PENALTY from §43: not more than $100.)

129/39B/B **GUARD DOG BUSINESS VIOLATION, SUBSQ. OFF.** c129 §39B
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §39B to operate a guard dog business, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39B, the defendant having previously been convicted of such an offense. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39B/C **GUARD DOG BUSINESS, UNLICENSED** c129 §39B
on **[DATE OF OFFENSE:]** did operate a guard dog business without having in effect a license therefor under G.L. c.129, §39B, in violation of G.L. c.129, §39B. (PENALTY from §43: not more than $100.)

129/39B/D **GUARD DOG BUSINESS, UNLICENSED, SUBSQ.** c129 §39B
on **[DATE OF OFFENSE:]** did operate a guard dog business without having in effect a license therefor under G.L. c.129, §39B, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §39B. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39C/A **HEARING DOG BUSINESS VIOLATION** c129 §39C
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §39C to operate a hearing dog business, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39C. (PENALTY from §43: not more than $100.)

129/39C/B **HEARING DOG BUSINESS VIOLATION, SUBSQ.** c129 §39C
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §39C to operate a hearing dog business, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Director of Animal Health of the Department of Agricultural Resources, adopted pursuant to G.L. c.129, §39C, the defendant having previously been convicted of such an offense. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/39C/C **HEARING DOG BUSINESS, UNLICENSED** c129 §39C
on **[DATE OF OFFENSE:]** did operate a hearing dog business without having in effect a license therefor under G.L. c.129, §39C, in violation of G.L. c.129, §39C. (PENALTY from §43: not more than $100.)

129/39C/D **HEARING DOG BUSINESS, UNLICENSED, SUBSQ.** c129 §39C
on **[DATE OF OFFENSE:]** did operate a hearing dog business without having in effect a license therefor under G.L. c.129, §39C, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §39C. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/40A/A **HOG CHOLERA VACCINE VIOLATION** c129 §40A
on **[DATE OF OFFENSE:]** did use, sell, expose for sale, deliver, give away, have in his or her possession, introduce or deliver for introduction into commerce hog cholera vaccine, in violation of G.L. c.129, §40A. (PENALTY from §43: not more than $100.)

129/40A/B **HOG CHOLERA VACCINE VIOLATION, SUBSQ.OFF** c129 §40A
on **[DATE OF OFFENSE:]** did use, sell, expose for sale, deliver, give away, have in his or her possession, introduce or deliver for introduction into commerce hog cholera vaccine, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §40A. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/41/A **CATTLE, TRANSPORT W/O BILL OF SALE** c129 §41
on **[DATE OF OFFENSE:]**: (1) did transport bovine animals upon a public way in connection with the purchase or sale thereof, without having in his or her possession a bill of sale or memorandum signed by the owner or vendor of such animals, containing the address of such owner or vendor, the date of purchase or sale, the number of animals, breed, eartag number or other means of identification of each animal; or (2) did accept a bovine animal over 6 months of age which had been transported over such a way that was not accompanied by such bill of sale or memorandum, in violation of G.L. c.129, §41. (PENALTY from §43: not more than $100.)

129/41/B **CATTLE, TRANSPORT W/O BILL OF SALE, SUBQ** c129 §41
on **[DATE OF OFFENSE:]**: (1) did transport bovine animals upon a public way in connection with the purchase or sale thereof, without having in his or her possession a bill of sale or memorandum signed by the owner or vendor of such animals, containing the address of such owner or vendor, the date of purchase or sale, the number of animals, breed, eartag number or other means of identification of each animal; or (2) did accept a bovine animal over 6 months of age which had been transported over such a way that was not accompanied by such bill of sale or memorandum, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §41. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/42/A **CATTLE, NON-VETERINARIAN TAG** c129 §42
on **[DATE OF OFFENSE:]**, not being a licensed veterinarian or an agent of the Director of Animal Health of the Department of Agricultural Resources, did tag a bovine animal with a state or federal identification tag, in violation of G.L. c.129, §42. (PENALTY from §43: not more than $100.)

129/42/B **CATTLE, NON-VETERINARIAN TAG, SUBSQ. OFF.** c129 §42
on **[DATE OF OFFENSE:]**, not being a licensed veterinarian or an agent of the Director of Animal Health of the Department of Agricultural Resources, did tag a bovine animal with a state or federal identification tag, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §42. (PENALTY from §43: imprisonment not more than 2½ years; or not more than $500; or both.)

129/44/A **HORSE IMPORTATION VIOLATION** c129 §44
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Agricultural Resources, 330 Code Mass. Regs. §16.03 or §19.01, adopted pursuant to G.L. c.129, §44. (PENALTY: not more than $100.)

129/44/B **HORSE IMPORTATION VIOLATION, SUBSQ. OFF.** c129 §44
on **[DATE OF OFFENSE:]** did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Agricultural Resources, 330 Code Mass. Regs. §16.03 or §19.01, adopted pursuant to G.L. c.129, §44, the defendant having previously been convicted of such an offense. (PENALTY: imprisonment not more than 2½ years; or not more than $150; or both.)

129/44/C **HORSE, IMPORT UNCERTIFIED** c129 §44
on **[DATE OF OFFENSE:]** did import into this Commonwealth an equine animal without a certificate relative to such animal from a laboratory approved by the United States Department of Agriculture, dated within 6 months from the time of such importation, certifying a negative agar gel immunodiffusion test, commonly known as the Coggins test, for equine infectious anemia, in violation of G.L. c.129, §44. (PENALTY: not more than $100.)

129/44/D **HORSE, IMPORT UNCERTIFIED, SUBSQ. OFF.** c129 §44
on **[DATE OF OFFENSE:]** did import into this Commonwealth an equine animal without a certificate relative to such animal from a laboratory approved by the United States Department of Agriculture, dated within 6 months from the time of such importation, certifying a negative agar gel immunodiffusion test,

commonly known as the Coggins test, for equine infectious anemia, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §44. (PENALTY: imprisonment not more than 2½ years; or not more than $150; or both.)

129/45/A **HORSE DEALING VIOLATION** c129 §45
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §45 to engage in the business of dealing in equine animals or auction of such animals and tack, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Agricultural Resources, 330 Code Mass. Regs. §19.01, adopted pursuant to G.L. c.129, §45. (PENALTY from §48: not more than $100.)

129/45/B **HORSE DEALING VIOLATION, SUBSQ. OFF.** c129 §45
on **[DATE OF OFFENSE:]**, being licensed under G.L. c.129, §45 to engage in the business of dealing in equine animals or auction of such animals and tack, did **[DESCRIPTION OF OFFENSE:]**, in violation of a rule or regulation of the Department of Agricultural Resources, 330 Code Mass. Regs. §19.01, adopted pursuant to G.L. c.129, §45, the defendant having previously been convicted of such an offense. (PENALTY from §48: imprisonment not more than 2½ years; or not more than $500; or both.)

129/45/C **HORSE DEALING, UNLICENSED** c129 §45
on **[DATE OF OFFENSE:]** did engage in the business of dealing in equine animals or auction of such animals and tack without having in effect a license therefor, in violation of G.L. c.129, §45. (PENALTY from §48: not more than $100.)

129/45/D **HORSE DEALING, UNLICENSED, SUBSQ. OFF.** c129 §45
on **[DATE OF OFFENSE:]** did engage in the business of dealing in equine animals or auction of such animals and tack without having in effect a license therefor, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §45. (PENALTY from §48: imprisonment not more than 2½ years; or not more than $500; or both.)

129/46/A **HORSE, TRANSPORT IMPROPERLY** c129 §46
on **[DATE OF OFFENSE:]**, being a person engaged in the business of dealing with equine animals, did transport equine animals in a multiple deck vehicle or a so-called “possum belly” vehicle, in violation of G.L. c.129, §46. (PENALTY from §48: not more than $100.)

129/46/B **HORSE, TRANSPORT IMPROPERLY, SUBSQ. OFF.** c129 §46
on **[DATE OF OFFENSE:]**, being a person engaged in the business of dealing with equine animals, did transport equine animals in a multiple deck vehicle or a so-called “possum belly” vehicle, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §46. (PENALTY from §48: imprisonment not more than 2½ years; or not more than $500; or both.)

129/46/C **HORSE, TRANSPORT WITHOUT LIC** c129 §46
on **[DATE OF OFFENSE:]**, being a person engaged in the business of dealing with equine animals, did operate on a way a vehicle to transport an equine animal, which vehicle did not bear a metal license plate, attached to the side of the vehicle to the left of the person operating or driving the same, furnished by the Director of Animal Health of the Department of Agricultural Resources, in violation of G.L. c.129, §46. (PENALTY from §48: not more than $100.)

129/46/D **HORSE, TRANSPORT WITHOUT LIC, SUBSQ. OFF.** c129 §46
on **[DATE OF OFFENSE:]**, being a person engaged in the business of dealing with equine animals, did operate on a way a vehicle to transport an equine animal, which vehicle did not bear a metal license plate, attached to the side of the vehicle to the left of the person operating or driving the same, furnished by the Director of Animal Health of the Department of Agricultural Resources, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §46. (PENALTY from §48: imprisonment not more than 2½ years; or not more than $500; or both.)

129/47/A **HORSE, TRANSPORT W/O BILL OF SALE** c129 §47
on **[DATE OF OFFENSE:]**: (1) did transport equine animals for immediate slaughter upon a public way in connection with the purchase or sale thereof, without having in his or her possession a bill of sale or memorandum signed by the owner or vendor of such animals, containing the address of such owner or vendor, the date of purchase or sale, the number of animals, and means of identification of each animal; or (2) did accept such an equine animal which had been transported over such a way that was not accompanied by such bill of sale or memorandum, in violation of G.L. c.129, §47. (PENALTY from §48: not more than $100.)

129/47/B **HORSE, TRANSPORT W/O BILL OF SALE, SUBSQ** c129 §47
on **[DATE OF OFFENSE:]**: (1) did transport equine animals for immediate slaughter upon a public way in connection with the purchase or sale thereof, without having in his or her possession a bill of sale or memorandum signed by the owner or vendor of such animals, containing the address of such owner or vendor, the date of purchase or sale, the number of animals, and means of identification of each animal; or (2) did accept such an equine animal which had been transported over such a way that was not accompanied by such bill of sale or memorandum, the defendant having previously been convicted of such an offense, in violation of G.L. c.129, §47. (PENALTY from §48: imprisonment not more than 2½ years; or not more than $500; or both.)