



# THE ROAD TO OPPORTUNITY ACT

## AN ACT TO INCREASE OPPORTUNITY BY ENDING DEBT-BASED DRIVING RESTRICTIONS

H.3662 & S.2368 | Rep. Brandy Fluker-Reid & Sen. Julian Cyr

### DEBT-BASED DRIVING RESTRICTIONS MAKE EVERYDAY LIFE IMPOSSIBLE

Currently, Massachusetts suspends driver's licenses for outstanding traffic, toll, and other fines and fees. The result: tens of thousands of Massachusetts residents are struggling to survive because they can't lawfully drive.

### IT'S TIME TO END DEBT-BASED DRIVING RESTRICTIONS

**Debt-based driver's license suspensions cost people their livelihoods.** 70% of Massachusetts residents drive to work and many jobs require a driver's license. Much of our state lacks robust and reliable public transportation alternatives, and without a license, you can't take your children to school, buy groceries, or get the healthcare you need. Many people have no choice but to continue driving — meaning they risk more fines and fees, a criminal conviction, and incarceration.

**Suspending licenses harms economic growth.** People who can't work due to a suspended license can't contribute to the Commonwealth's income tax revenue, exacerbate the state's labor shortage, and have less money to pay off their initial fines and fees.

**Debt-based license suspensions undermine public safety.** When law enforcement uses valuable time to cite, stop, fine, and arrest people for driving on a suspended license due to unpaid fines and fees, they have less time to investigate and focus on crimes that endanger people's lives.

**Charges for driving with a debt-based license suspension severely burden our courts.** Driving without a license and driving on a suspended license are the two most common charges in district court: annually, they represent over 30,000 cases, or more than 15% of *all* district court charges. Outstanding debts are at the root of the problem in most cases.

**Massachusetts is in the minority of states that suspend driver's licenses for failure to pay.** Over half of the states — across the political spectrum — have passed legislation to eliminate or significantly curb debt-based license suspensions.

## HOW WILL THE ROAD TO OPPORTUNITY ACT HELP?

**Get rid of debt-based license suspensions.** Remove the statutory triggers that force the RMV to suspend a person's license for failure to pay a fine or fee.

**Maintain all road safety-related license suspensions.** Continue to suspend licenses for dangerous driving, OUI, and repeat unsafe driving offenses.

**Improve debt collection.** Direct the RMV to send payment reminders via text message — a system shown in other jurisdictions to be effective at encouraging on-time payment of fines and fees by those who can afford them.

**Waive fees for indigency.** Allow people to apply for indigency waivers if they cannot afford to pay. Peg indigency waivers to clear existing standards, like eligibility for free legal counsel or poverty-based benefits.

**Maintain accountability for failure to pay.** Prohibit license renewal when a driver fails to pay. Non-renewal is a better penalty than license suspension because it allows people to keep working, earn money, and plan for payment.

## ENDORISING ORGANIZATIONS

ACLU of Massachusetts  
Allston Brighton Health Collaborative  
Alternatives for Community and Environment  
Codman Square Neighborhood Development Corporation  
Color of Change  
Community Action Agency of Somerville  
Committee for Public Counsel Services  
Dorchester Bay Economic Development Corporation  
Episcopal City Mission  
Fairmount Indigo CDC Collaborative  
Greater Boston Legal Services  
Jewish Alliance for Law & Social Action  
Justice 4 Housing, Inc.  
LivableStreets Alliance

## WHO WILL THE ROAD TO OPPORTUNITY ACT HELP?

**Safe drivers & their families.** Licensed drivers can keep earning money and caring for their families.

**Public safety.** Fewer suspended licenses means more police officers focused on dangerous crime and more insurance coverage for drivers on the road.

**The Massachusetts economy.** Our economy is stronger when wage-earners can get to work.

**Overburdened courts.** Ending debt-based driving restrictions will improve court efficiency and shrink the court's overburdened criminal docket.

**The RMV.** Fewer unnecessary suspensions means less administrative work. More targeted debt collection means more efficient payments to the RMV.

Massachusetts Law Reform Institute  
National Consumer Law Center  
Prison Policy Initiative  
Prisoners' Legal Services of Massachusetts  
Progressive Massachusetts  
Public Health Institute of Western Massachusetts  
Real Costs of Prisons Project  
Southwest Boston Community Development Corporation  
The F8 Foundation  
The Responsible Business Initiative for Justice  
Transportation for Massachusetts  
Unitarian Universalist Mass Action  
UTEC  
Western Massachusetts Transportation Advocates Network



# IT'S TIME TO END DEBT-BASED DRIVING RESTRICTIONS.

To learn more or take action, visit [aclum.org](https://aclum.org)