

SENATE No. 1651

The Commonwealth of Massachusetts

PRESENTED BY:

Creem, Cynthia (SEN)

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to drug mandatory minimum sentences.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Cynthia Stone Creem	First Middlesex and Norfolk
Steven A. Tolman	Second Suffolk and Middlesex
Thomas M. McGee	Third Essex and Middlesex
Patricia D. Jehlen	Second Middlesex
Kenneth J. Donnelly	Fourth Middlesex
Elizabeth A. Malia	11th Suffolk
Ellen Story	3rd Hampshire
Kay Khan	11th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00884 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO DRUG MANDATORY MINIMUM SENTENCES.

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

1 SECTION 1. Section 32H of chapter 94C, as appearing in the 2004 Official Edition, is
2 hereby amended by striking out, in line 13, the word “parole,” and is hereby further amended by
3 inserting at the end of said section the following paragraph:-

4 Notwithstanding any general or special law to the contrary, a person convicted of violating any
5 provisions of sections 32, 32A, 32B, 32E, 32F, and 32J of chapter 94C of the General, who is
6 serving a sentence where two-thirds of the maximum term of imprisonment imposed is less than
7 the mandatory minimum sentence required under that section shall be eligible for parole after
8 serving two-thirds of the maximum term of imprisonment imposed.

9 SECTION 2. Notwithstanding the provisions of sections 32, 32A, 32B, 32E, 32F, and 32J
10 of chapter 94C of the General Laws, or any other general or special law to the contrary, persons
11 serving mandatory minimum sentences for violations of the above referenced sections as of July
12 1, 2009, shall be eligible for parole after serving two-thirds of their maximum sentence.