

**HOUSE . . . . . No. 2280**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Daniel B. Winslow***

*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 adoption of the accompanying bill:

An Act relative establishing judicial review of Parole Board decisions.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Daniel B. Winslow</i>	<i>9th Norfolk</i>
<i>Steven L. Levy</i>	<i>4th Middlesex</i>

**HOUSE . . . . . No. 2280**

By Mr. Winslow of Norfolk, a petition (accompanied by bill, House, No. 2280) of Daniel B. Winslow and Steven L. Levy for legislation to provide judicial review of Parole Board decisions. The Judiciary.

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Eleven**

An Act relative establishing judicial review of Parole Board decisions.

*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 1 of chapter 30A of the General Laws, as appearing in the 2008  
2 Official Edition, is hereby amended by striking in the definition of "agency" the words "the  
3 parole board;"

4 SECTION 2. Section 1C of chapter 30A of the General Laws, as so appearing, is hereby  
5 amended by inserting after the word "inclusive," the following:- "and ten"

6 SECTION 3. Section 7 of chapter 30A of the General Laws, as so appearing, is hereby  
7 amended by inserting after the word "any", in line 2, the following:-

8 "decision of the parole board,"

9 SECTION 4. Section 10 of chapter 30A of the General Laws, as so appearing, is hereby  
10 amended by inserting at the end thereof the following:- "Notwithstanding any general or special  
11 law to the contrary, decisions of the parole board may be appealed by the Commonwealth and  
12 shall be subject to judicial review whether said decisions are an abuse of discretion."

13           SECTION 5. Section 133 of chapter 127, as so appearing, is hereby amended by inserting  
14 after the word “sentences”, in line 10, the following:-

15           “provided, that an inmate who has served or is serving more than one sentence of  
16 imprisonment for life shall be subject to a rebuttable presumption of being inappropriate for such  
17 permit”