

**SENATE . . . . . No. 1642**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act to exempt certain criminal misdemeanors from the hearing provisions of G.L. C. 218..

*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 35A of chapter 218 of the General Laws, as appearing in the 2006  
2 Official Edition, is hereby amended by adding the following paragraph:-

3           This section shall not apply to (1) substitute complaints that are issued to correct a  
4 misstatement or omission of form in an earlier complaint; or (2) complaints for violations of  
5 section 82A of chapter 276; or (3) complaints that are issued after the accused was offered an  
6 opportunity to be heard pursuant to a civil citation procedure authorized by statute in which the  
7 accused was charged with the same conduct as a civil infraction.