

**SENATE . . . . . No. 719**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Cynthia S. Creem*

*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 to exempt certain criminal misdemeanors from the hearing provisions of G.L. C. 218..

PETITION OF:

NAME:

*Cynthia S. Creem*

DISTRICT/ADDRESS:

**SENATE . . . . . No. 719**

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By Ms. Creem, a petition (accompanied by bill, Senate, No. 719) of Cynthia S. Creem for legislation to exempt certain criminal misdemeanors from the hearing provisions as required by law. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1642 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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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  
2 the 2006 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.