

HOUSE No. 1329

The Commonwealth of Massachusetts

PRESENTED BY:

John P. Fresolo

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 the arrest powers of municipal police officers.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|------------------------|-----------------------|------------------|
| <i>John P. Fresolo</i> | <i>16th Worcester</i> | <i>1/17/2013</i> |
| <i>Keiko M. Orrall</i> | <i>12th Bristol</i> | <i>1/18/2013</i> |

HOUSE No. 1329

By Mr. Fresolo of Worcester, a petition (accompanied by bill, House, No. 1329) of John P. Fresolo and Keiko M. Orrall relative to the arrest powers of municipal police officers. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3144 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to the arrest powers of municipal police officers.

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

1 Chapter 41 of the General Laws, as appearing in the 2002 Official Edition, is hereby
2 amended after SECTION 98G by inserting the following new section:--

3 Section 98H. Extraterritorial Arrests By Police Officers.

4 Police officers shall have the authority to exercise arrest powers anywhere in the
5 Commonwealth for any offense committed in his presence for which he would have the right to
6 arrest without a warrant if he were a police officer of the city or town in which the arrest was
7 made. Any officer who makes an arrest outside his territorial jurisdiction shall allow the police
8 department of the city or town in which the arrest was made to take custody of the arrested
9 person. Nothing in this section shall authorize a police department to perform investigations or
10 provide other police services outside its territorial jurisdiction.