

HOUSE No. 1508

The Commonwealth of Massachusetts

PRESENTED BY:

James R. Miceli

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 authorize the arrest for assault and battery on a public employee.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>James R. Miceli</i>	<i>19th Middlesex</i>	<i>1/17/2013</i>
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>	
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>	
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	
<i>Anne M. Gobi</i>	<i>5th Worcester</i>	
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	
<i>Michael D. Brady</i>	<i>9th Plymouth</i>	
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	
<i>Robert M. Koczera</i>	<i>11th Bristol</i>	
<i>Christopher G. Fallon</i>	<i>33rd Middlesex</i>	
<i>Thomas J. Calter</i>	<i>12th Plymouth</i>	
<i>Robert L. Hedlund</i>	<i>Plymouth and Norfolk</i>	
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>	
<i>Carl M. Sciortino, Jr.</i>	<i>34th Middlesex</i>	
<i>John H. Rogers</i>	<i>12th Norfolk</i>	
<i>Rhonda Nyman</i>	<i>5th Plymouth</i>	

HOUSE No. 1508

By Mr. Miceli of Wilmington, a petition (accompanied by bill, House, No. 1508) of James R. Miceli and others for legislation to authorize the arrest without a warrant of any person for probable cause of assault and battery on a public employee or health care worker. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to authorize the arrest for assault and battery on a public employee.

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

1 Whereas, the deferred operation of this act would tend to defeat its purpose, which is
2 forthwith to protect public and health care workers from being inhibited in their duties due to
3 assault and battery, it is hereby declared to be an emergency law, necessary for immediate
4 preservation of public convenience.

5 Sections 13D and 13I of Chapter 265 of the General Laws, are hereby amended by
6 inserting after the final sentence in each section, the following sentence:

7 Any officer authorized to make arrests may arrest without a warrant any person who he
8 has probable cause to believe has committed the above offense and may keep said person in
9 custody for not more than twenty-four hours, or until the next sitting of the court, during which
10 period the officer shall seek the issuance of a complaint and request a bail determination.