

SENATE No. 772

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 regarding arraignments on subsequent criminal offenses.

PETITION OF:

NAME:

Cynthia S. Creem

DISTRICT/ADDRESS:

First Middlesex and Norfolk

SENATE No. 772

By Ms. Creem, a petition (accompanied by bill, Senate, No. 772) of Cynthia S. Creem for legislation relative to arraignments on subsequent criminal offenses. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 674 OF 2013-2014.]

The Commonwealth of Massachusetts

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**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**
—————

An Act regarding arraignments on subsequent criminal offenses.

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. Chapter 278 of the General Laws, as appearing in the 2012 Official Edition,
2 is hereby amended by striking out the first sentence of section 11A and inserting in place thereof
3 the following sentence:- If a defendant is charged with a crime for which more severe
4 punishment is provided for second and subsequent offenses, and the complaint or indictment
5 alleges that the offense charged is a second or subsequent offense, the defendant on arraignment
6 shall be inquired of for pleas of guilty or not guilty to the crime charged and the subsequent
7 offense.