HOUSE DOCKET, NO. 400 FILED ON: 1/21/2021

HOUSE . . . . . No. 3077

The Commonwealth of Massachusetts

PRESENTED BY:

Paul F. Tucker

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 relative to timely restitution payments.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Paul F. Tucker	*7th Essex*	*1/21/2021*
Timothy R. Whelan	*1st Barnstable*	*2/5/2021*
Paul A. Schmid, III	*8th Bristol*	*2/24/2021*
David Paul Linsky	*5th Middlesex*	*2/25/2021*
Steven S. Howitt	*4th Bristol*	*2/25/2021*
Jessica Ann Giannino	*16th Suffolk*	*2/25/2021*
Steven G. Xiarhos	*5th Barnstable*	*2/25/2021*
Natalie M. Higgins	*4th Worcester*	*2/26/2021*
Meghan Kilcoyne	*12th Worcester*	*3/29/2021*

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By Mr. Tucker of Salem, a petition (accompanied by bill, House, No. 3077) of Paul F. Tucker and others for legislation to authorize the Department of Revenue to collect unpaid amounts of restitution payments to victims of crime by withholding wages of offenders. Revenue.

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act relative to timely restitution payments.

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

SECTION 1. When a defendant is released from custody or probation and a restitution order has not been paid in full to a victim or family member as defined in section 1 of chapter 258B, the department of revenue shall collect the unpaid amount by withholding the wages of the offender. Any withholding of income shall take effect immediately when the offender is found in violation or contempt of an order of restitution, including default in payment or any installment of payment as ordered.

The department of revenue shall establish a division of restitution enforcement which shall be provided, subject to appropriation, with such resources as may be necessary to implement the provisions of this section. The commissioner may promulgate regulations for the effective administration of the restitution enforcement program.