

SENATE No. 1061

The Commonwealth of Massachusetts

PRESENTED BY:

John F. Keenan

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 the Massachusetts Sentencing Commission.

PETITION OF:

NAME:

John F. Keenan

*Norfolk District Attorney Michael
Morrissey*

DISTRICT/ADDRESS:

Norfolk and Plymouth

SENATE No. 1061

By Mr. Keenan, a petition (accompanied by bill, Senate, No. 1061) of John F. Keenan and Norfolk District Attorney Michael Morrissey for legislation relative to the Massachusetts Sentencing Commission. The Judiciary.

The Commonwealth of Massachusetts

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

An Act relative to the Massachusetts Sentencing Commission.

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 1 of Chapter 211E of the General Laws, as appearing in the 2018
2 Official Edition, is hereby amended by striking the fourth sentence of the first paragraph in
3 subsection (a) and inserting in place thereof the following sentence:- “Two of the voting
4 members shall be District Attorneys, selected from a list of four District attorneys recommended
5 by the Massachusetts District Attorneys' Association.”

6 SECTION 2. Section 3 of said Chapter 211E, as so appearing, is hereby amended by
7 striking the first paragraph of subsection (a) in its entirety and inserting in place thereof the
8 following:-

9 “(a) (1) The commission, by affirmative vote of at least six members, one of whom shall
10 be a District Attorney or Assistant Attorney General, and consistent with all pertinent provisions
11 of this chapter and existing law, shall recommend sentencing guidelines, which shall take effect

- 12 only if enacted into law. Provided further, in no case shall the Judiciary promulgate, use or rely
- 13 on any sentencing guidelines not approved by the Legislature.”