

SENATE No. 2030

The Commonwealth of Massachusetts

PRESENTED BY:

Joanne M. Comerford

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 establishing a jail and prison construction moratorium.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>2/22/2021</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/24/2021</i>
<i>Erika Uyterhoeven</i>	<i>27th Middlesex</i>	<i>2/26/2021</i>
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>	<i>2/26/2021</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>3/15/2021</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>	<i>3/15/2021</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>3/19/2021</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	<i>3/21/2021</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>3/29/2021</i>
<i>Cindy F. Friedman</i>	<i>Fourth Middlesex</i>	<i>4/4/2021</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>4/4/2021</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>4/7/2021</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>4/9/2021</i>
<i>Joseph A. Boncore</i>	<i>First Suffolk and Middlesex</i>	<i>4/12/2021</i>
<i>Adam G. Hinds</i>	<i>Berkshire, Hampshire, Franklin and Hampden</i>	<i>4/20/2021</i>
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>	<i>6/24/2021</i>

<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>7/6/2021</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>8/17/2021</i>
<i>Maria Duaiame Robinson</i>	<i>6th Middlesex</i>	<i>8/17/2021</i>
<i>Adam Gomez</i>	<i>Hampden</i>	<i>8/24/2021</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>	<i>9/9/2021</i>
<i>Diana DiZoglio</i>	<i>First Essex</i>	<i>9/20/2021</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>10/21/2021</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>12/21/2021</i>

SENATE No. 2030

By Ms. Comerford, a petition (accompanied by bill, Senate, No. 2030) of Joanne M. Comerford, Lindsay N. Sabadosa, Jack Patrick Lewis, Erika Uytterhoeven and other members of the General Court for legislation to establish a jail and prison construction moratorium. State Administration and Regulatory Oversight.

The Commonwealth of Massachusetts

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

An Act establishing a jail and prison construction moratorium.

Whereas, The deferred operation of this act would tend to defeat its purposes, which are to forthwith establish an immediate prison and jail moratorium,, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and health.

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 7C of the General Laws is hereby amended by inserting after
2 section 72 the following section:-

3 Section 73. Notwithstanding any general or special law or rule or regulation to the
4 contrary, a state agency or public agency shall not:

5 (1) study, plan, design, acquire, lease, search for sites, or construct new correctional
6 facilities as defined in section 1 of chapter 125;

7 (2) expand the capacity of an existing correctional facility beyond its current design or
8 rated capacity;

9 (3) convert any part of an existing or dormant correctional facility for the purpose of
10 detention or incarceration, including to change or expand the populations incarcerated in that
11 facility;

12 (4) renovate an existing or dormant correctional facility beyond requirements for
13 maintenance or to comply with building code requirements; or

14 (5) repair an existing or dormant correctional facility for the purposes of expanding the
15 facility or increasing its bed capacity.

16 SECTION 2. Section 73 of chapter 7C of the General Laws shall expire 5 years after the
17 effective date of this act.