SENATE No. 812

The Commonwealth of Massachusetts

PRESENTED BY:

Michael R. Knapik

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 eliminating presumed personal recognizance for certain defendants.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Michael R. Knapik	
Daniel B. Winslow	9th Norfolk
Bruce E. Tarr	

SENATE No. 812

By Mr. Knapik, a petition (accompanied by bill, Senate, No. 812) of Michael R. Knapik, Daniel B. Winslow and Bruce E. Tarr for legislation to eliminate presumed personal recognizance for certain defendants. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION SEE SENATE, NO. 1727 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to eliminating presumed personal recognizance for certain defendants.

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. Section 58 of chapter 276 of the General Laws, as appearing in the 2008
- 2 Official Edition, is hereby amended by inserting after the word "court", in line 13, the following
- 3 sentence:- It shall be presumed that any person who has been admitted to bail on an offense and
- 4 released, and failed on one or more occasion to appear at any court proceeding relating to that
- 5 offense, without sufficient excuse, will not appear before the court if admitted to bail on personal
- 6 recognizance without surety.
- 7 SECTION 2. Section 58 of Chapter 276 of the General Laws, as appearing in the 2000
- 8 Official Edition, is hereby amended by inserting after the word "hours", in line 60, the following
- 9 sentence: Said fees collected from the defendant, whom has failed to appear on the date
- 10 specified before the court, shall be administered to the town in which the said offense occurred.