

HOUSE No. 57

Bill accompanying the recommendations of the Director of the Massachusetts Bureau of Prisons (House, No. 56). Joint Judiciary. January 4.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Eighteen.

AN ACT

Relative to the Release of Prisoners from the State Prison on Parole.

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. The provisions of section one hundred and
2 fifteen of chapter two hundred and twenty-five of the Re-
3 vised Laws shall not apply to any prisoner sentenced on
4 or after the first day of July, nineteen hundred and
5 eighteen.

1 SECTION 2. Chapter four hundred and fifty-one of the
2 acts of the year nineteen hundred and eleven is hereby
3 repealed.

1 SECTION 3. The board of parole may grant a special
2 permit to be at liberty from the state prison to a prisoner

3 held therein upon any sentence less than life imprison-
4 ment, if it appears to the board that the prisoner is likely
5 to lead an orderly life, and they have a reasonable assur-
6 ance that he will not become a charge upon public or
7 private charity.

1 SECTION 4. Every permit granted hereunder shall be
2 issued upon terms and conditions prescribed by the board
3 and shall be in force until the maximum term of the sen-
4 tence has expired. The board may revoke the permit for
5 any violation of its terms or conditions, and thereupon
6 may issue an order reciting the cause of the revocation,
7 and authorizing the arrest of the holder of the permit and
8 his return to the state prison, where he may be held ac-
9 cording to the terms of his original sentence; and in that
10 case the time between the release on permit and the re-
11 turn shall not be considered as any part of the term of
12 the sentence. The order for the arrest and return of the
13 prisoner may be executed by any officer authorized to
14 serve criminal process; and if at the time when the order
15 is issued the prisoner is confined in any prison under
16 another sentence, the service of the order shall be made
17 upon his release therefrom.

1 SECTION 5. Any prisoner may apply for release on
2 parole as herein provided. The application shall be trans-
3 mitted to the board of parole by the warden of the state
4 prison, who shall send with it a report of the prisoner's
5 conduct and industry, a statement concerning the prison-
6 er's health, and any other information respecting the case
7 which the warden can supply.

1 SECTION 6. This act shall take effect upon the first
2 day of July, nineteen hundred and eighteen.