

HOUSE No. 249

By Mr. Farrell of Worcester, petition of Thomas F. Farrell for legislation relative to the discharge of certain sex offenders. Public Welfare.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty.

AN ACT RELATIVE TO THE DISCHARGE OF CERTAIN SEX OFFENDERS.

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 129 of chapter 127 of the General Laws, as most re-
2 cently amended by section 66 of chapter 770 of the acts of 1955,
3 is hereby further amended by striking out the second paragraph
4 and inserting in place thereof the following paragraph:—

5 A prisoner in a correctional institution of the commonwealth
6 who is entitled to have the term of his imprisonment reduced
7 shall receive from the commissioner of correction a certificate of
8 discharge and shall be released from the correctional institution
9 in which he has been confined, upon the date which has been
10 determined by such deductions from the maximum term of his
11 sentence or sentences. A prisoner in a county penal institution
12 who is entitled to have the term of his imprisonment reduced
13 shall receive from the county commissioners or, in Suffolk
14 county, the penal institutions commissioner of Boston, a cer-
15 tificate of discharge, and shall be released from the institution
16 in which he has been confined, upon the date which has been de-
17 termined by such deductions from the maximum term of his sen-
18 tence or sentences. A prisoner released on parole from a cor-
19 rectional institution of the commonwealth who has faithfully
20 observed all the rules of his parole, and has not been returned
21 to prison for the violation of his parole, shall be entitled to have
22 the term of his imprisonment reduced by a deduction from the

23 maximum term for which he may be held under the sentence or
24 sentences, but only for that period of the sentence or sentences
25 during which he was actually confined, and in such case, the
26 parole board shall notify the commissioner of correction who
27 shall issue a certificate of final discharge and release from further
28 supervision upon the date which has been determined by such a
29 deduction from the maximum term of his sentence or sentences;
30 provided, however, that when any person serving a sentence im-
31 posed for a violation of sections **thirteen B, twenty-two,**
32 **twenty-two A, twenty-three, twenty-four and twenty-four**
33 **B** of chapter two hundred and sixty-five, **and sections seven-**
34 **teen, thirty-five, and thirty-five A** of chapter two hundred
35 **and seventy-two** or for an attempt to commit the crime re-
36 ferred to in said sections is released in accordance with the pro-
37 visions hereof, he shall not be given any certificate of discharge
38 hereunder, but shall be released on parole and shall be subject
39 to the provisions of law governing parole until the expiration
40 of the term of imprisonment to which he has been sentenced.