

SENATE No. 547

By Mr. McCann, a petition (accompanied by bill, Senate, No. 547) of Francis X. McCann for legislation to require that prison sentences be imposed upon persons convicted of operating motor vehicles while under the influence of narcotic drugs or intoxicating liquor and specifying the manner in which said sentence shall be served. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Four.

AN ACT REQUIRING THAT PRISON SENTENCES BE IMPOSED UPON PERSONS CONVICTED OF OPERATING MOTOR VEHICLES WHILE UNDER THE INFLUENCE OF NARCOTIC DRUGS OR INTOXICATING LIQUOR AND SPECIFYING THE MANNER IN WHICH SAID SENTENCE SHALL BE SERVED.

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 24 of chapter 90 is hereby amended by inserting
2 after the first sentence in subsection (1) (a) thereof the
3 following sentence: — A sentence of imprisonment for not less
4 than the minimum specified in this section shall be imposed
5 upon each person found guilty of a violation of this paragraph,
6 and said sentence shall not be suspended; provided, however,
7 that the court or magistrate imposing such sentence may
8 order that it be served on Saturdays and Sundays, or legal
9 holidays or at such other times or periods of time as may
10 make possible such persons' retention of gainful employment.

