

By Mr. Flaherty of Boston, petition of Michael F. Flaherty and others that no police officer shall be prosecuted for any crime allegedly committed in the performance of his duties unless the court having jurisdiction over the offense holds a hearing to determine whether there is sufficient cause for prosecution. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING THAT NO POLICE OFFICER SHALL BE PROSECUTED FOR ANY CRIME ALLEGEDLY COMMITTED IN THE PERFORMANCE OF HIS DUTIES UNLESS THE COURT HAVING JURISDICTION OVER THE OFFENSE HOLDS A HEARING TO DETERMINE WHETHER THERE IS SUFFICIENT CAUSE FOR PROSECUTION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- 1 Chapter 265 of the General Laws is hereby amended by
- 2 inserting after section 13G the following section: —
- 3 *Section 13H.* No police officer shall be prosecuted for any
- 4 crime allegedly committed in the performance of his duties unless
- 5 the court having jurisdiction over the alleged offense holds a
- 6 hearing to determine whether there is sufficient cause for
- 7 prosecution.

