

HOUSE No. 2785

By Mr. Flaherty of Boston, petition of Michael F. Flaherty that provision be made for mandatory imprisonment for the second conviction for breaking and entering in the daytime or nighttime. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING A MANDATORY IMPRISONMENT SENTENCE FOR THE SECOND CONVICTION FOR BREAKING AND ENTERING IN THE DAY TIME OR NIGHT TIME.

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 266 of the General Laws is hereby amended by inserting
- 2 after section 19 of the following section: —
- 3 *Section 19A.* Whoever having once been convicted of any of the
- 4 offenses set forth in sections fourteen to nineteen, inclusive, shall,
- 5 upon a second conviction thereof, receive the maximum sentence
- 6 provided for in his last conviction, whether such offense was
- 7 committed in the day time or night time, and such sentence shall
- 8 not be suspended.

