

[Similar Matter Filed During Past Session —
See Senate No. 506 of 1979]

SENATE No. 614

By Mr. Backman, a petition (accompanied by bill, Senate, No. 614) of Jack H. Backman for legislation to further define the Department of Public Health jurisdiction in correctional facilities. Human Services and Elderly Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

**AN ACT FURTHER DEFINING THE DEPARTMENT OF PUBLIC HEALTH
JURISDICTION IN CORRECTIONAL FACILITIES.**

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 111 of the General Laws is hereby amended by add-
- 2 ing after Section 21 the following paragraph: —
- 3 *Section 21A.* If the department finds that any correctional
- 4 facility fails to comply with the standards of fitness for human
- 5 habitation or other rules or regulations of the department, the
- 6 department shall enforce said standards, rules or regulations
- 7 by court action. The Superior Court shall have jurisdiction
- 8 over any actions to enforce said standards, rules or regulations
- 9 and the Attorney General shall appear in behalf of the depart-
- 10 ment in said action.

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