

Accompanying the second recommendation of the Department of Correction (House, No. 47). Human Services and Elderly Affairs.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-Two.

**AN ACT AUTHORIZING CAREFULLY SCREENED INMATES TO ADDRESS PUBLIC GATHERINGS.**

*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 127 of the General Laws is hereby amended by inserting  
2 after section 860 the following two sections: —

3 *Section 86H.* The commissioner of correction may permit an  
4 inmate to leave a state correctional facility to address a public  
5 gathering provided the following conditions are met: (a) the com-  
6 missioner receives a request in writing from the sponsor of the  
7 public gathering desiring such an address: (b) the inmate selected to  
8 present the address is recommended by the committee established  
9 under the provisions of section forty-nine A: (c) the inmate leaves  
10 the correctional facility in the custody of an officer or employee of  
11 the department and remains in such custody until returned to the  
12 facility by said officer or employee: and (d) the sponsor of the  
13 public gathering bears the cost of transportation for the inmate and  
14 the officer.

15 An inmate shall, at all times during his absence from a correc-  
16 tional facility under this section, be considered as in the custody of  
17 the officer having charge of the correctional facility, and the time  
18 away from the facility shall be considered as part of the term of the  
19 sentence.

20 *Section 86I.* The administrator of a county correctional facility  
21 may permit an inmate to leave such facility in order to address a  
22 public gathering provided the following conditions are met: (a) the  
23 administrator receives a request in writing from the sponsor of the

24 public gathering desiring such an address: (b) the inmate is selected  
25 after a careful screening process: (c) the inmate leaves the facility in  
26 the custody of an officer or employee of the facility and remains in  
27 such custody until returned to the facility by said officer or em-  
28 ployee: and (d) the sponsor of the public gathering bears the cost of  
29 transportation for the inmate and officer.

30 An inmate shall, at all times during his absence from a correc-  
31 tional facility under this section, be considered as in the custody of  
32 the officer having charge of the correctional facility, and the time  
33 away from the facility shall be considered as part of the term of the  
34 sentence.