

By Mr. Scibelli of Springfield, petition of Anthony M. Scibelli that provision be made for a mandatory prison sentence for persons committing assault and battery upon certain persons. Criminal Justice.

**The Commonwealth of Massachusetts**

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

AN ACT PROVIDING MANDATORY SENTENCES FOR ASSAULT AND BATTERY UPON CERTAIN PERSONS.

*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 inserting  
2 after section 13G the following two sections: —

3 *Section 13H.* Whoever commits an assault and battery upon a  
4 person sixty years of age or older shall be punished by imprison-  
5 ment for not less than one year nor more than two and one half  
6 years, in a jail or house of correction and by a fine of not less than  
7 one hundred dollars nor more than one thousand dollars. The  
8 sentence imposed on such persons shall not be reduced nor sus-  
9 pended, nor shall any person so sentenced be eligible for parole,  
10 probation, or furlough or receive any deduction from the sentence  
11 for good conduct. Prosecution commenced under this section shall  
12 not be continued without a finding or placed on file.

13 *Section 13I.* Whoever commits an assault and battery upon a  
14 person during the theft of a handbag or other article of personal  
15 property shall be punished by imprisonment for not less than one  
16 year nor more than two and one half years in a jail or house of  
17 correction and by a fine of not less than one hundred dollars nor  
18 more than one thousand dollars. The sentence imposed on such  
19 persons shall not be reduced nor suspended, nor shall any person  
20 so sentenced be eligible for parole, probation or furlough or receive  
21 any deduction from the sentence for good conduct. Prosecution  
22 under this section shall not be continued without a finding or  
23 placed on file.

