
[Senate, May 23, 1983 — Substituted by amendment by the Senate (committee on Bills in the Third Reading) as a new text of Senate Bill, No. 936.]

The Commonwealth of Massachusetts

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

1 SECTION 1. Section 1 of chapter 185C of the General Laws,
2 as appearing in section 92 of chapter 478 of the acts of 1978,
3 is hereby amended by striking out the first sentence and in-
4 serting in place thereof the following sentence: — The hous-
5 ing court department established under section one of chapter
6 two hundred and eleven B shall be composed of a division for
7 Hampden county, a division for Worcester county and a divi-
8 sion for the city of Boston.

1 SECTION 2. The first paragraph of section 3 said chapter
2 185C, as amended by section 3 of chapter 72 of the acts of
3 1979, is hereby further amended by striking out, in lines 5
4 and 6, the words "and arising in the county of Hampden in
5 the case of that division," and inserting in place thereof the
6 words: — , in the county of Hampden in the case of that divi-
7 sion and in the county of Worcester in the case of that divi-
8 sion — and by striking out, in lines 28 and 29, the words "and
9 Hampden county, in the case of that division" and inserting
10 in place thereof the words: — Hampden county, in the case
11 of that division and Worcester county, in the case of that
12 division.

1 SECTION 3. Section 4 of said chapter 185C, as appearing in
2 section 92 of chapter 478 of the acts of 1978, is hereby amend-
3 ed by adding the following sentences: — The division of the
4 housing court department for Worcester county shall hold its
5 sittings in the facilities of the Worcester County courthouse
6 in the city of Worcester and at regular and frequent inter-
7 vals in a district courthouse in the northern and southern
8 areas of said county, but in no event less frequently than once
9 per week in each of said northern and southern areas. With

10 the consent of the chief administrative justice, the court shall
11 also sit in such other courthouse facilities within said county
12 as the administrative justice of the housing court department
13 may deem to be expedient or convenient.

1 SECTION 4. Section 8 of said chapter 185C, as so appearing,
2 is hereby amended by striking out the first sentence and in-
3 serting in place thereof the following sentence: — There shall
4 be one justice appointed for the Hampden county division, one
5 justice appointed for the Worcester county division and two
6 justices appointed for the city of Boston division of the hous-
7 ing court department.

1 SECTION 5. Said chapter 185C, as so appearing, is hereby
2 amended by adding the following section: —

3 *Section 24.* There shall be established a permanent citizens'
4 advisory committee to the Worcester county division of the
5 housing court department whose members are to be appointed
6 by the presiding justice of that division.

7 The membership of the committee shall be representative
8 of the geographic area served and of the interest of the poten-
9 tial litigants of the division, such interests shall include, but
10 not be limited to, those of tenants, landlords, attorneys, code
11 enforcement officials and municipalities.

12 Members shall serve without compensation.

13 The purpose of the committee shall be to insure the effec-
14 tiveness of the court by serving as an impartial observer of
15 its procedures and activities, meeting on a regular basis with
16 the judge and staff to discuss methods of improving the court's
17 services, and promoting awareness and proper use of the court
18 on the part of the citizenry.

19 The committee shall hold an annual public hearing to re-
20 ceive comments about the quality and availability of the
21 court's services during the preceding year. Following this
22 hearing, the committee shall report to the chief administra-
23 tive justice and to the administrative justice of the housing
24 court department a summary of the information obtained at
25 said hearing. The initial report of the committee shall be due
26 fifteen months following the first day of business of the
27 Worcester county division of the housing court department.

28 Subsequent annual reports shall be due at twelve month in-
29 tervals thereafter.

30 The committee shall have the power to elect officers, estab-
31 lish bylaws, and otherwise conduct its business in accordance
32 with its functions and purposes set forth herein.

1 SECTION 6. Section 127G of chapter 111 of the General
2 Laws is hereby amended by striking out the last sentence as
3 most recently amended by section 2 of chapter 591 of the acts
4 of 1973 and inserting in place thereof the following sentence:
5 — The provisions of this section shall not apply to any case
6 brought in the housing court of the city of Boston, the hous-
7 ing court of the county of Hampden or the housing court of
8 the county of Worcester.

1 SECTION 7. Section 86A of chapter 223 of the General Laws
2 as amended by section 109 of chapter 1114 of the acts of 1973
3 is hereby further amended by striking out, in lines 3 and 4,
4 the words, “or housing court of the county of Hampden” and
5 inserting in place thereof the words: — , housing court of the
6 county of Hampden or housing court of the county of Worces-
7 ter.

1 SECTION 8. The first sentence of section 6 of chapter 224
2 of the General Laws as most recently amended by section 47
3 of chapter 377 of the acts of 1975 is hereby further amended
4 by striking out, in lines 14 and 15, the words, “or in the hous-
5 ing court of the county of Hampden” and inserting in place
6 thereof the words: — , in the housing court of the county of
7 Hampden or in the housing court of the county of Worcester.

1 SECTION 9. Section 111 of chapter 231 of the General Laws
2 as most recently amended by section 199 of chapter 1114 of
3 the acts of 1973 is hereby further amended by striking out the
4 first paragraph and inserting in place thereof the following
5 paragraph: —

6 A justice of the superior court or land court or the judge of
7 the housing court of the city of Boston, the housing court of
8 the county of Hampden or the housing court of the county of
9 Worcester, after verdict or after a finding of the facts by the
10 court, may report the case for determination by the appeals
11 court.

1 SECTION 10. Said chapter 231 is hereby amended by strik-
2 ing out section 113, as most recently amended by section 202
3 of chapter 1114 of the acts of 1973, and inserting in place
4 thereof the following section: —

5 *Section 113.* A party aggrieved by a final judgment of the
6 superior court, the land court, the housing court of the city
7 of Boston, the housing court of the county of Hampden or the
8 housing court of the county of Worcester, may appeal there-
9 from to the appeals court or, subject to the provisions of sec-
10 tion ten of chapter two hundred and eleven A, to the full
11 court of the supreme judicial court.

1 SECTION 11. Chapter 261 of the General Laws is hereby
2 amended by striking out section 8, as most recently amended
3 by section 18 of chapter 591 of the acts of 1973, and inserting
4 in place thereof the following section: —

5 *Section 8.* If two or more cases are tried together in the
6 supreme judicial court, in the superior court, in the housing
7 court of the city of Boston, and in the housing court of the
8 county of Hampden, in the housing court of the county of
9 Worcester or in a district court, the presiding justice may re-
10 duce the witness fees and other costs; but not less than the
11 ordinary witness fees and other costs recoverable in one of the
12 cases which are so tried together shall be allowed.

1 SECTION 12. Section 4 of chapter 263 of the General Laws
2 is hereby amended by striking out the first paragraph, as most
3 recently amended by section 19 of chapter 591 of the acts
4 of 1973, and inserting in place thereof the following para-
5 graph: —

6 No person shall be held to answer in any court for an al-
7 leged crime, except upon an indictment by a grand jury or
8 upon a complaint before a district court, the housing court
9 of the city of Boston, the housing court of the county of
10 Hampden, the housing court of the county of Worcester or in
11 proceedings before a court-martial.

1 SECTION 13. Said chapter 263 is hereby further amended
2 by striking out section 8A, as most recently amended by sec-
3 tion 21 of chapter 591 of the acts of 1973, and inserting in
4 place thereof the following section: —

5 *Section 8A.* A person shall not be held to answer in a dis-
6 trict court or the housing court of the city of Boston, the
7 housing court of the county of Hampden, or the housing court
8 of the county of Worcester to a second complaint for an of-
9 fense for which he has already been tried upon the merits in
10 district court or in the housing court of the city of Boston,
11 the housing court of the county of Hampden or the housing
12 court of the county of Worcester.

1 SECTION 14. This act shall take effect upon its passage,
2 insofar as the appointing, commissioning and qualifying of the
3 judge and clerk of the court hereby established are concerned,
4 and it shall be in full force and effect, and the authority and
5 jurisdiction of the court hereby established shall begin on the
6 first day of January, nineteen hundred and eighty-four or
7 at such earlier date as is deemed practicable.

1 SECTION 15. If any provision of this act or the application
2 thereof to any person or circumstance is held invalid, such
3 invalidity shall not affect other provisions or applications of
4 the act which can be given effect without the invalid provision
5 or application, and to that end the provisions of this act are
6 declared to be severable.

The first part of the report deals with the general situation in the country during the year 1941. It is noted that the economy has been severely affected by the war, and that there has been a general decline in production and consumption. The report also mentions that the government has taken various measures to cope with the situation, such as rationing and price controls.

The second part of the report discusses the financial situation of the country. It is noted that the government has incurred large losses during the year, and that the national debt has increased significantly. The report also mentions that the government has taken various measures to reduce its losses, such as increasing taxes and reducing expenditures.

The third part of the report discusses the social situation in the country. It is noted that there has been a general decline in living standards, and that there has been an increase in unemployment. The report also mentions that the government has taken various measures to improve the social situation, such as providing food and clothing to the poor.

The fourth part of the report discusses the political situation in the country. It is noted that there has been a general decline in public confidence in the government, and that there has been an increase in opposition. The report also mentions that the government has taken various measures to improve its political situation, such as holding elections and reforming the government.

The fifth part of the report discusses the international situation in the country. It is noted that the country has been severely affected by the war, and that there has been a general decline in international relations. The report also mentions that the government has taken various measures to improve its international situation, such as seeking aid from other countries and participating in international organizations.



