

SENATE No. 496

The Commonwealth of Massachusetts

SENATE, February 4, 1952.

The committee on the Judiciary, to whom was referred the petition (accompanied by bill, Senate, No. 180) of Richard H. Lee that provision be made for compensation for innocent persons who have been kept in confinement awaiting trial or imprisoned, report the accompanying Bill (Senate, No. 496).

For the committee,

RICHARD H. LEE.

[Representatives McINERNEY of Boston and GOOD of Cambridge dissent.]

The Commonwealth of Massachusetts

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

AN ACT TO MAKE PROVISION FOR COMPENSATION FOR CERTAIN INNOCENT PERSONS WHO HAVE BEEN IN CONFINEMENT AWAITING TRIAL.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 73 of chapter 277 of the General Laws is
2 hereby amended by striking out the words "six
3 months" wherever they appear in the first sentence
4 of said section 73, and inserting in place thereof the
5 words: — sixty days, — and by striking out in the
6 said section the words "if the delay in trial was not
7 at his request or with his consent or at the request or
8 with the consent of his attorney of record," — so
9 that the first sentence of said section 73, as amended
10 will read in part as follows: — Any person in the
11 commonwealth kept in confinement awaiting trial for
12 more than sixty days after having been indicted, and
13 finally acquitted or discharged without trial, may
14 receive compensation for the period of his confinement
15 after the lapse of said sixty days and until his ac-
16 quittal or discharge.