

SENATE No. 323.

Commonwealth of Massachusetts.

SENATE, June 8, 1894.

The committee on the Judiciary, to whom was referred the Bill "relating to proceedings to prevent the commission of crime" (House, No. 586), report that the same ought to pass in a new draft herewith submitted.

For the Committee,

FRANCIS W. KITTREDGE.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-four.

AN ACT

Relative to Proceedings to prevent the Commission of Crime.

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 1. Section four of chapter two hundred and
2 eleven of the Public Statutes is hereby amended by strik-
3 ing out all after the word "magistrate," in the second
4 line, and inserting in place thereof the following words:—
5 "he may, if found guilty, be sentenced to pay a fine not
6 exceeding one hundred dollars, or to be imprisoned in the
7 jail, house of correction or house of industry for a term
8 not exceeding six months. He shall have the same right
9 of appeal as in other criminal cases, and the provisions of
10 section sixty-two of chapter one hundred fifty-five of the
11 Public Statutes shall apply to such appeals;" so as to read
12 as follows:—

13 *Section 4.* When the party complained of is brought be-
14 fore the court or magistrate, he may, if found guilty, be
15 sentenced to pay a fine not exceeding one hundred dollars,
16 or to be imprisoned in the jail, house of correction or
17 house of industry for a term not exceeding six months.

18 He shall have the same right of appeal as in other crimi-
19 nal cases, and the provisions of section sixty-two of chap-
20 ter one hundred fifty-five of the Public Statutes shall
21 apply to such appeals.

1 SECT. 2. Section five of said chapter two hundred
2 and eleven is hereby amended by inserting in the first
3 line, before the word “If,” the following words:—“In-
4 stead of imposing sentence, the court or magistrate may
5 order the person complained of to enter into a recogni-
6 zance, with sufficient sureties in such sum as the court or
7, magistrate directs, to keep the peace towards all the peo-
8 ple of the Commonwealth, and especially towards the per-
9 son requiring such security, for such term, not exceeding
10 six months, as the court or magistrate may order,” and
11 by inserting in the fifth line, after the word “until,” the
12 words “within that time;” so as to read as follows:—

13 *Section 5.* Instead of imposing sentence, the court or
14 magistrate may order the person complained of to enter
15 into a recognizance, with sufficient sureties in such sum as
16 the court or magistrate directs, to keep the peace towards
17 all the people of the Commonwealth, and especially
18 towards the person requiring such security, for such term,
19 not exceeding six months, as the court or magistrate may
20 order. If the person so ordered to recognize complies
21 with the order, he shall be discharged; but if he refuses
22 or neglects, the court or magistrate shall commit him to
23 the jail, house of correction or house of industry during
24 the period for which he was required to give security or
25 until within that time he so recognizes, stating in the war-
26 rant the cause of commitment, with the sum and time for
27 which security was required.

1 SECT. 3. This act shall take effect upon its passage.

