

SENATE No. 87

To accompany the petition of George M. Bowker and another that permits to be at liberty be withheld from certain prisoners. Social Welfare.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Sixteen.

AN ACT

To provide for Withholding Permits to be at Liberty
from Certain Prisoners.

*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 three of chapter eight hundred and
2 twenty-nine of the acts of the year nineteen hun-
3 dred and thirteen, as amended by chapter two
4 hundred and six of the general acts of the year
5 nineteen hundred and fifteen, is hereby further
6 amended by inserting after the word "held", in
7 the twenty-third line, the following new sentence:
8 — In no case shall a permit to be at liberty be
9 granted to any prisoner who has served or is
10 serving a third term of imprisonment for the
11 commission of a felony, to any prisoner who had
12 on his person when arrested a dangerous weapon,

13 or to any person convicted of highway robbery,—
14 so as to read as follows:— *Section 3.* All the
15 duties and powers of the board of prison commis-
16 sioners relating to the granting of permits to be
17 at liberty from the state prison, the Massachu-
18 setts reformatory, the reformatory for women and
19 the prison camp and hospital, and in relation to
20 the revocation of such permits and to the revoca-
21 tion of paroles from the said institutions are
22 hereby transferred to and vested in the several
23 boards of parole for said institutions. All pro-
24 visions of law relative to the granting of permits
25 to be at liberty by the prison commissioners, so
26 far as they are applicable, shall govern the grant-
27 ing of such permits under this act. The board of
28 prison commissioners shall furnish to the various
29 boards of parole all information in its possession
30 relating to any prisoner whose case is under con-
31 sideration. No permit to be at liberty from the
32 state prison, authorized by chapter four hundred
33 and fifty-one of the acts of the year nineteen hun-
34 dred and eleven or by chapter one hundred and
35 three of the acts of the year nineteen hundred and
36 twelve, and no permit to be at liberty from the
37 Massachusetts reformatory or the reformatory for
38 women or the prison camp and hospital, shall be
39 granted until the prisoner has been seen by the
40 parole board of the institution in which he is held.
41 In no case shall a permit to be at liberty be granted
42 to any prisoner who has served or is serving a
43 third term of imprisonment for the commission
44 of a felony, to any prisoner who had on his per-

45 son when arrested a dangerous weapon, or to any
46 person convicted of highway robbery. When a
47 board of parole has granted or revoked any such
48 permit or has revoked any parole, it shall notify
49 the secretary of the board of prison commis-
50 sioners, who shall thereupon issue such permit,
51 or, in case of the revocation of a permit or parole,
52 shall issue an order for the arrest and return of
53 the person whose permit or parole has been
54 revoked.

