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By Mr. Gammal of Worcester, petition of Edward W. Brooke and Albert A. Gammal, Jr., that provision be made for the summoning of witnesses in behalf of indigent defendants. The Judiciary.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Sixty-Seven.

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### AN ACT TO PROVIDE FOR THE SUMMONING OF WITNESSES ON BEHALF OF INDIGENT 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 233 of the General Laws is hereby amended by add-  
2 ing thereto a new section 3A as follows:—  
3 *Section 3A.* Upon the representation under oath of a de-  
4 fendant in any criminal case in the district or superior court, or  
5 of his counsel, that he is without funds to secure the attendance  
6 of witnesses necessary to enable him to establish his defense, the  
7 presiding justice of the court wherein such case is pending may,  
8 if satisfied as to the truth of the defendant's representations,  
9 order that the fees and expenses necessary to secure the at-  
10 tendance of witnesses necessary to enable him to establish his  
11 defense, the presiding justice of the court wherein such case is  
12 pending may, if satisfied as to the truth of the defendant's rep-  
13 resentations, order that the fees and expenses necessary to se-  
14 cure the attendance of said witnesses be paid by the common-  
15 wealth in the same manner as fees and expenses required to se-  
16 cure the attendance of witnesses for the commonwealth.

