

HOUSE No. 1253

By Mr. Danovitch of Norwood, petition of the Penal Committee, Massachusetts State Council No. 41, AFSC&ME, AFL-CIO, and Alan Paul Danovitch for establishing a minimum penalty for assault and battery by a prisoner in a state correctional institution on certain custodians and guards. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT ESTABLISHING A MINIMUM PENALTY FOR ASSAULT AND BATTERY BY A PRISONER IN A CORRECTIONAL INSTITUTION OF THE COMMONWEALTH ON CERTAIN CUSTODIANS AND GUARDS.

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 127 of the General Laws is hereby amended by
2 striking out section 38B, as amended by chapter 279 of the
3 acts of 1966, and inserting in place thereof the following
4 section:—

5 *Section 38B.* A prisoner in any jail or house of correction
6 who commits an assault or an assault and battery upon an
7 officer, guard or other employee of such jail or house of
8 correction shall be punished by imprisonment in the state
9 prison for not more than five years. A prisoner in a correc-
10 tional institution of the commonwealth who commits an
11 assault or an assault and battery upon an officer, guard or
12 other employee of the institution shall be punished by
13 imprisonment in the state prison for not less than two and
14 one half nor more than five years. Such sentence shall begin
15 from and after all sentences currently outstanding and un-
16 served at the time of said assault or assault and battery.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government

REPORT OF THE COMMISSION ON THE ADMINISTRATION OF THE STATE GOVERNMENT

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.

The Commission on the Administration of the State Government
has the honor to acknowledge the receipt of the report of the
Committee on the Administration of the State Government
and to express its appreciation for the valuable information
therein contained.