

# HOUSE . . . . . No. 4245

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By Mr. Golden of Framingham, petition of J. Laurence Golden, George L. Sacco, Jr., and Kevin C. Sullivan for legislation to prohibit the publication of the name of a defendant in a criminal proceeding prior to a finding of guilty. The Judiciary.

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy.

### AN ACT PROHIBITING THE PUBLICATION OF THE NAME OF A DEFENDANT IN A CRIMINAL PROCEEDING PRIOR TO A FINDING OF GUILTY.

*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 277 of the General Laws is hereby amended by adding  
2 at the end the following section:—  
3 *Section 80.* Upon the institution of criminal proceedings in  
4 either a district court or the superior court, the trial judge shall  
5 issue an order, which shall become a part of the record in the  
6 case, that the name of the defendant shall not be made public  
7 and shall not be published in any newspaper doing business in  
8 the commonwealth. Such order of the trial judge shall remain  
9 in effect until such time as the defendant is found guilty by the  
10 court or a jury, except that if the defendant is found guilty in a  
11 district court and exercises his right to appeal to the superior  
12 court, such order shall remain in effect pending the commence-  
13 ment of criminal proceedings in the superior court.

The Commission of . . . . .

The Commission of . . . . .

has the honor to acknowledge the receipt of your letter of the . . . . .

dated . . . . . and in reply to inform you that the same has been forwarded to the . . . . .

for their consideration and report. The Commission is . . . . .

and will endeavor to complete its report as soon as possible.

Very respectfully,  
The Commission of . . . . .