

By Mr. Scibelli of Springfield, petition of Anthony M. Scibelli for legislation to provide mandatory sentences for assault and battery upon certain persons. Criminal Justice.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Eighty-Six.

**AN ACT PROVIDING MANDATORY SENTENCES FOR ASSAULT AND BATTERY UPON CERTAIN 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 265 of the General Laws is hereby amended by insert-  
2 ing after section 13G the following two sections: —

3 Section 13H. Whoever commits an assault and battery upon  
4 a person sixty years of age or older shall be punished by  
5 imprisonment for not less than one year nor more than two and  
6 one half years, in a jail or house of correction and by a fine of  
7 not less than one hundred dollars nor more than one thousand  
8 dollars. The sentence imposed on such persons shall not be  
9 reduced nor suspended, nor shall any person so sentenced be  
10 eligible for parole, probation, or furlough or receive any deduction  
11 from the sentence for good conduct. Prosecution commenced  
12 under this section shall not be continued without a finding or  
13 placed on file.

14 Section 13I. Whoever commits an assault and battery upon a  
15 person during the theft of a handbag or other article of personal  
16 property shall be punished by imprisonment for not less than one  
17 year nor more than two and one half years in a jail or house of  
18 correction and by a fine of not less than one hundred dollars nor  
19 more than one thousand dollars. The sentence imposed on such  
20 persons shall not be reduced nor suspended, nor shall any person  
21 so sentenced be eligible for parole, probation or furlough or  
22 receive any deduction from the sentence for good conduct.  
23 Prosecution under this section shall not be continued without a  
24 finding or placed on file.

