

By Mrs. Gray of Framingham, petition of Barbara E. Gray for legislation to provide for a special sentence of imprisonment by "house arrest" in the case of certain offenders. Criminal Justice.

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**The Commonwealth of Massachusetts**

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

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**AN ACT PROVIDING FOR SPECIAL SENTENCE OF IMPRISONMENT IN THE CASE OF CERTAIN OFFENDERS.**

*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 279 of the General Laws is hereby amended by adding  
2 after Section 6A the following new section: —

3 Section 6B. When a person is sentenced on a first and second  
4 offense to imprisonment for a term which does not exceed one  
5 year, the court may order the sentence to be served in whole or  
6 in part at home under "house arrest". Such a sentence shall be  
7 known as a special sentence of imprisonment. If the offender  
8 receives a special sentence of imprisonment under this section, he  
9 or she shall, unless otherwise provided by the sentence of the court,  
10 be required to stay at home under "house arrest", report twice  
11 daily to a probation officer, and be subject to spot checks at his  
12 or her home.

13 On application of the offender, of the department of correc-  
14 tion or the director of the institution to which the offender is  
15 committed, or its own motion, the court may, after a hearing,  
16 rescind or modify an order under the first paragraph, and direct  
17 that the balance of the sentence of imprisonment shall be served  
18 consecutively. Before a special sentence is rescinded or modified  
19 the court shall cause the notification thereof to be given to the  
20 district attorney and to the offender.

