

HOUSE No. 2036

By Mr. Landers of Palmer, petition of Patrick F. Landers III for legislation to regulate the minimum term of imprisonment of persons convicted under the controlled substances law. Criminal Justice.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT RELATIVE TO THE FULL MINIMUM TERM OF IMPRISONMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 The second paragraph of section 32H of said chapter 94C is
2 hereby amended by striking out the first sentence and inserting
3 in place thereof the following sentence: — A person convicted of
4 violating any provisions of said sections shall not, until he shall
5 have served the mandatory minimum term of imprisonment
6 established in said sections, be eligible for probation, parole,
7 furlough, work release nor for any deduction from his sentence
8 for good conduct, earned good time or statutory good time;
9 provided, however, that the commissioner of correction may, on
10 the recommendation of the warden, superintendent, or other
11 person in charge of the correctional institution, grant to said
12 offender a temporary release in the custody of an officer of such
13 institution for the following purposes: to attend the funeral of a
14 relative, to visit a critically ill relative, or to obtain emergency
15 medical or psychiatric services unavailable at said institution.

