

HOUSE No. 2384

By Mr. Cavanaugh of Medford, petition of Paul J. Cavanaugh for legislation to prohibit the incarceration in prisons of certain defective delinquents. Social Welfare.

The Commonwealth of Massachusetts

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

AN ACT TO PROHIBIT THE INCARCERATION IN PRISON OF CERTAIN DEFECTIVE DELIQUENTS.

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

1 Notwithstanding any provision of general or special law
2 to the contrary, no person who is determined to be a defective
3 delinquent in accordance with the provisions of chapter one
4 hundred and twenty-three of the General Laws shall be
5 confined to any correctional institution as punishment for
6 the commission of a crime, but shall be placed under the
7 jurisdiction of the department of mental health and confined
8 in an institution under the jurisdiction of said department.

THE CONSTITUTION OF THE STATE

IN THE YEAR ONE THOUSAND NINE HUNDRED AND SEVENTEEN

AND THE SEVENTEENTH YEAR OF THE REIGN OF OUR SOVEREIGN LORD THE KING

EDWARD SEVENTH

BY HIS MOST EXCELLENT MAJESTY THE KING IN PARLIAMENT ASSEMBLED

It is enacted by His Majesty the King in Parliament assembled, that the following provisions shall have effect as if they had been enacted in the first session of the present Parliament, that is to say, in the year one thousand nine hundred and seven, and that the said provisions shall be deemed to have been so enacted, notwithstanding that the said provisions were not so enacted in the first session of the present Parliament, and that the said provisions shall be deemed to have been so enacted, notwithstanding that the said provisions were not so enacted in the first session of the present Parliament, and that the said provisions shall be deemed to have been so enacted, notwithstanding that the said provisions were not so enacted in the first session of the present Parliament.