

HOUSE No. 1135

By Mr. Collaro of Worcester, petition of John J. Conte and Andrew Collaro relative to the penalty imposed for breaking and entering. Criminal Justice.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE PENALTY FOR BREAKING AND ENTERING.

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 266 of the General Laws is hereby amended by striking
2 out Section 17, as most recently amended by Section 2 of Chapter
3 312 of the Acts of 1985 and inserting in place thereof the following
4 section: —

5 Section 17. Whoever, in the night time, enters without
6 breaking, or breaks and enters in the day time, a dwelling house,
7 building, ship, vessel, or vehicle, with intent to commit a felony,
8 the owner or any other person lawfully therein being put in fear,
9 shall be punished by imprisonment in the state prison for not more
10 than twenty years.

