

HOUSE No. 4873

By Mr. Collaro of Worcester, petition of John J. Conte and Andrew Collaro relative to the penalty for the crime of breaking and entering with intent to commit a misdemeanor. Criminal Justice.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING THE CRIME OF BREAKING AND ENTERING WITH INTENT TO COMMIT A MISDEMEANOR.

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 16A, as appearing in the 1986 Official Edition, and
- 3 inserting in place thereof the following section: —
- 4 Section 16A. Whoever in the nighttime or daytime breaks and
- 5 enters a dwelling house, building, ship, vessel or vehicle with intent
- 6 to commit a misdemeanor shall be punished by imprisonment in
- 7 the state prison for not more than five years, or by a fine of not
- 8 more than one thousand dollars or by imprisonment in jail for
- 9 not more than two and one-half years, or both such fine and
- 10 imprisonment.

