

By Mr. Jajuga, a petition (accompanied by bill, Senate, No. 756) of James P. Jajuga and the Massachusetts Chiefs of Police Association, by Paul L. Doherty, executive director, and Paul E. Caron for legislation relative to certain arrests made without a warrant. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Four

AN ACT RELATIVE TO CERTAIN ARRESTS MADE WITHOUT A WARRANT.

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

- 1 Amend General Laws Chapter 276, Section 28 to read as
- 2 follows:
- 3 Any officer authorized to serve criminal process may arrest
- 4 without the issuance of a warrant and detain a person found by
- 5 him in the act of stealing property in his presence regardless of the
- 6 value of the property stolen, and may arrest any person whom the
- 7 officer has probable cause to believe has violated the provisions
- 8 of General Laws Chapter 90, Section 24 G (b), and may arrest and
- 9 detain a person charged with a misdemeanor, without having a
- 10 warrant for such arrest in his possession, if the officer making
- 11 such arrest and detention shall have actual knowledge that a
- 12 warrant then in full force and effect for the arrest of such person
- 13 has in fact issued.

