

By Mr. Tarr, a petition (accompanied by bill, Senate, No. 194) of Bruce E. Tarr and Anthony J. Verga for legislation relative to the establishment of recidivist statute. Criminal Justice.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE ESTABLISHMENT OF A RECIDIVIST STATUTE.

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 274 of the General Laws, as appearing in the 1994
2 Official Edition, is hereby amended by adding after Section 7, the
3 following new section: —

4 Section 8. Notwithstanding any general or special law to the
5 contrary, whoever is found guilty of a felony offense or whoever
6 pleads guilty to a felony offense and it is shown that such offender
7 has previously been finally convicted of two felony offenses or
8 pleaded guilty to two felony offenses, shall be punished by
9 imprisonment in state prison for life, or for any term of not more
10 than ninety-nine or less than twenty-five years; provided, how-
11 ever, that where said offense may result in a more severe punish-
12 ment than provided in this section, such punishment shall remain
13 in effect.

