

SENATE No. 1358

By Mr. Moore, a petition (accompanied by bill, Senate, No. 1358) of Richard T. Moore, Guy W. Glodis, Stephen M. Brewer and Bruce E. Tarr for legislation relative to the postponement or waiver of a parole hearing. Public Safety.

The Commonwealth of Massachusetts

In the Year Two Thousand and Three.

AN ACT RELATIVE TO THE POSTPONEMENT OR WAIVER OF A PAROLE HEARING.

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 127 of the General Laws is hereby amended by inserting
2 after section 130 the following section:—

3 Section 130A. In the absence of a criminal charge pending against
4 a prisoner, a parole hearing scheduled for such prisoner shall not be
5 postponed at the request of such inmate. A prisoner, except a pris-
6 oner serving a life sentence, with a criminal charge pending against
7 him may in writing to the parole board, within 10 days of being noti-
8 fied of the date of a scheduled parole hearing, request a postpone-
9 ment of such hearing to the next regularly scheduled hearing, not
10 less than one year from the date of waived or postponed hearing.

11 A prisoner may in writing within 10 days of being notified of a
12 parole hearing notify the parole board of his intent to waive his right
13 to such hearing, in which case a new hearing shall not be scheduled
14 until the next regularly scheduled hearing, not less than one year
15 from the date of waived or postponed hearing.

