

By Mr. Moore, a petition (accompanied by bill, Senate, No. 1008) of Richard T. Moore and Edward G. Connolly for legislation relative to the postponement or waiver of a parole hearing. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

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
2 inserting after section 130 the following section:—

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

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

