

By Mr. Honan of Boston, petition of Kevin G. Honan and another relative to the arrest of certain persons failing to appear on recognizance. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO ARREST AFTER FAILURE TO APPEAR ON RECOGNIZANCE.

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 276, section 71, is hereby amended by inserting the
2 following after the first paragraph:—

3 Upon issuance of any default warrant, the issuing court shall pro-
4 duce a certified copy of the warrant to be known as the “warrant
5 copy”. Said warrant copy shall be sent to the sheriff of the county
6 where the court is located and the original warrant shall be sent to
7 the local police department.

8 The sheriff’s department in each county shall maintain a war-
9 rant file and check said file for outstanding warrants on all per-
10 sons committed to its custody. Any outstanding warrants shall be
11 attached to the defendant’s mittimus and the appropriate police
12 department shall be notified that the defendant is in custody and a
13 warrant is outstanding.

14 If a sheriff determines that a fugitive is a threat to public safety,
15 considering the number of outstanding warrants, the seriousness
16 of the underlying charge, or any other factor the sheriff deems rel-
17 evant, the sheriff or his deputy may arrest and return the fugitive
18 to the criminal court that issued the warrants. If the court is not
19 sitting, the fugitive will be held in the county jail until the next
20 criminal session.

21 When a sheriff or his deputy arrests a fugitive and delivers the
22 fugitive to the appropriate court pursuant to a warrant copy, the
23 sheriff shall return the warrant copy, clearly marked “served” to
24 the police department that holds the original warrant.

In the House of Representatives of the United States of America, in the year of our Lord one thousand nine hundred and ten, and of our Independence the hundred and thirty-fourth.

THE HOUSE OF REPRESENTATIVES

REPORT OF THE

COMMISSIONERS OF THE GENERAL LAND OFFICE

FOR THE YEAR ENDING 31st MARCH 1910

IN PURSUANCE OF AN ORDER OF THE HOUSE OF REPRESENTATIVES PASSED ON 27th FEBRUARY 1910

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