

# SENATE . . . . . No. 1000

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By Mr. Thomas P. White, a petition (accompanied by bill, Senate, No. 1000) of Thomas P. White and W. Paul White for legislation relative to the forfeiture of bail. The Judiciary.

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## The Commonwealth of Massachusetts

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

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### AN ACT RELATIVE TO THE FORFEITURE OF BAIL.

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

1 Section 80 of Chapter 276 of the General Laws is hereby  
2 amended by deleting the section in its entirety and substituting  
3 in place thereof the following paragraph: —

4 At any time after default of the defendant, the court may order  
5 forfeited the money, bonds or bank books deposited at the time  
6 of the recognizance and the court or clerk of the court with whom  
7 the deposit was made shall retain these funds to be used for  
8 computerization, modernization and administrative purposes as  
9 deemed necessary by said clerk. The clerk of court shall  
10 immediately proceed to sell any bonds so deposited either at public  
11 or private sale, and shall retain the proceeds thereof, after  
12 deducting all expenses connected with such sale, to be used for  
13 computerization, modernization and administrative purposes,  
14 and if bank books are so deposited, the said clerk shall collect  
15 the amount of bail from the depository and return the same, less  
16 expenses of collection, to be used for computerization,  
17 modernization and administrative purposes as deemed necessary  
18 by said clerk. Said clerk shall make an accounting of these funds  
19 retained on a yearly basis to the state treasurer.

