

By Mr. Locke, a petition (accompanied by bill, Senate, No. 607) of David H. Locke, Argeo Paul Cellucci, William D. Weld, Steven D. Pierce and other members of the General Court for legislation to establish a regimented inmate discipline (RID) program. Human Services and Elderly Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT TO ESTABLISH A REGIMENTED INMATE DISCIPLINE (RID) PROGRAM
IN THE COMMONWEALTH OF MASSACHUSETTS.

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 1. There is hereby established a Regimented Inmate
2 Discipline program. The Department of Corrections shall
3 establish rules and regulations relative to the operation and
4 maintenance of the RID facility.

1 SECTION 2. Notwithstanding any other provision of law to
2 the contrary, in the event that an offender is sentenced to
3 confinement in a state correctional or county correctional facility
4 for two and one-half years or less, the Department of Correction
5 shall, with the approval of the sentencing judge and the consent
6 of the offender, have the authority to place the offender in a special
7 alternative incarceration unit in lieu of confinement in a regular
8 state or county correctional facility or program. In such a unit
9 the offender shall, at a minimum, be required to participate for
10 a period of not less than 90 days, or for such further period as
11 may be established, in an intensive regimen of work, exercise,
12 military-type discipline and available treatment programs in
13 accordance with policies and procedures established by the
14 Department of Corrections.

1 SECTION 3. An offender's participation in any available
2 treatment programs shall be in addition to, and shall not have
3 the effect of reducing or otherwise diminishing, the offender's
4 participation in the full regimen of work, exercise and military-
5 type discipline required by the RID program.

1 SECTION 4. In placing an offender in the RID unit, the
2 Department of Corrections shall give priority to eligible offenders
3 between the ages 17 and 23, but in no case shall the inmates age
4 exceed 30.

1 SECTION 5. No offenders shall be placed in the RID unit
2 unless and until the offender has been classified as a suitable
3 candidate for such a program in accordance with the Department
4 of Corrections policies and guidelines for the RID program.

1 SECTION 6. The Department of Corrections shall annually
2 report the results of said program to the House and Senate
3 Committees on Ways and Means and the Committee on Human
4 Services. Said report shall include a cost per inmate analysis, and
5 an examination of the recidivism rates for graduates of the
6 program and recommendations as to the future of the program.

1 SECTION 7. Offenders convicted as habitual criminals and/
2 or convicted of the following offenses shall be ineligible to
3 participate in the RID unit: Offenses involving first or second
4 degree murder, rape, child molestation, kidnapping, illegal
5 distribution or sale of controlled substances to minors.

1 SECTION 8. Notwithstanding any other provision of law to
2 the contrary, upon successful completion of the RID program,
3 the inmate will be subject to conditional release with intense
4 supervision, the term of which shall be the traditional duration
5 of parole for said sentence.

1 SECTION 9. This act shall take effect upon passage.