

By Mr. Feeney of Boston, petition of Michael Paul Feeney relative to the penalty for unlawfully removing, damaging or otherwise rendering inoperative a coin telephone. Government Regulations.

The Commonwealth of Massachusetts

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

AN ACT ESTABLISHING A PENALTY FOR UNLAWFULLY REMOVING, DAMAGING OR OTHERWISE RENDERING INOPERATIVE A COIN TELEPHONE AND CERTAIN OTHER MATTERS RELATIVE THERETO.

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 166 of the General Laws is hereby amended by
2 inserting after section 38 the following three sections: —

3 *Section 38A.* Whoever unlawfully and intentionally dis-
4 places, removes, damages, destroys or otherwise renders inoper-
5 ative any coin telephone, or any equipment or facilities asso-
6 ciated therewith or whoever enters or breaks into any coin box
7 associated therewith by force, lock pick, unauthorized use of a
8 key or by any other means shall be punished by a fine of five
9 hundred dollars or by imprisonment for not more than two
10 years, or both.

11 *Section 38B.* Whoever, without lawful authority, places or
12 inserts any paper, cloth, wadding or other article, object, mate-
13 rial, substance, instrument or contrivance within the return
14 coin shute or in any other part of a coin telephone in such a
15 manner as to prevent, interfere with or obstruct the return of
16 coins deposited therein to the users of such coin telephone, or
17 in such manner as to cause such coins to be unlawfully re-
18 turned, or who, by any other means or device whatsoever
19 prevents or contrives to prevent the return of coins to such
20 users, shall be punished by a fine of not more than one

21 hundred dollars or imprisonment for not more than six
22 months, or both.

23 *Section 38C.* Whoever does to a public telephone located on
24 a state highway, expressway, turnpike or other road which is
25 sparsely settled and without any access to any other telephones
26 shall be punished by a fine of not more than two thousand
27 dollars or by imprisonment for not less than three nor more
28 than five years.