SENATE DOCKET, NO. FILED ON: 1/9/2009

**SENATE . . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Morrissey, Michael (SEN)**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General
 Court assembled:*

 The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act permitting judges to require probationers to pay the out-of-pocket costs of their probation.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Morrissey, Michael (SEN) | Norfolk and Plymouth |

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00976 OF 2007-2008.]

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act permitting judges to require probationers to pay the out-of-pocket costs of their probation.

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

 SECTION 1.  Section 87A of chapter 276 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by adding after the first paragraph the following new paragraph:-

The court may require a defendant who is financially able to do so to pay a vendor or other service provider, directly or through the court, for the actual costs of any program, service or function which the defendant has been required to attend, receive or undertake as a condition of probation or a term of probationary supervision, including but not limited to the costs of rehabilitative or assessment programs, urinalysis testing, or premiums for liability insurance coverage while performing community service work.