

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**James H. Fagan**

*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 Relative to Certain Criminal Sentences.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James H. Fagan	3rd Bristol

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1400 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO CERTAIN CRIMINAL SENTENCES.

*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. Chapter 279 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by  
2 inserting after section 4B the following section:—  
3 Section 4C. The trial judge, in a district or superior court, upon his own motion or the written motion of a defendant  
4 filed within twenty-four months after the imposition of the sentence, within twenty-four months after receipt by the  
5 trial court of a rescript issued upon affirmance of the judgment or dismissal of the appeal, or within twenty-four  
6 months after entry of any order or judgment of an appellate court denying review of, or having the effect of  
7 upholding a judgment of conviction, may, upon such terms and conditions as he shall order, revise or revoke such  
8 sentence if it appears that justice may not have been done.