

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Eugene L. O'Flaherty

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 the interstate compact warrant.

PETITION OF:

NAME:

Eugene L. O'Flaherty

DISTRICT/ADDRESS:

2nd Suffolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO THE INTERSTATE COMPACT WARRANT.

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 151D of chapter 127 of the General Laws is hereby amended by inserting at the end of
2 the section the following:

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4 If the chairman of the parole board or commissioner of probation or their respective designees
5 believes that an offender under the supervision of their respective agencies received or
6 transferred under the provisions of the Interstate Compact has violated a term or condition of
7 his or her supervision, said chairman, commissioner, or their designees may issue a warrant for
8 the arrest and detention of such offender for a period of time not to exceed sixty (60) days
9 pending action by the sending state to retake and return said offender. The offender shall be
10 afforded the opportunity for a probable cause hearing on the alleged violation(s). No bail or
11 other release conditions shall be available to an offender held on a warrant issued pursuant to
12 this section.

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14 Such compact warrant shall constitute sufficient authority to the parole officer, local police
15 officer, state police officer, and any other peace officer to whom it is issued and to the
16 superintendent, jailer or any other person in charge of any jail, prison, house of correction, lock
17 up or place of detention to whom it is exhibited who shall hold in temporary custody the
18 offender detained pursuant thereto.

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