

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

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**The Commonwealth of Massachusetts**

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:

Morrissey, Michael (SEN)

DISTRICT/ADDRESS:

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**

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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:*

1           SECTION 1. Section 87A of chapter 276 of the General Laws, as appearing in the 2004  
2 Official Edition, is hereby amended by adding after the first paragraph the following new  
3 paragraph:-  
  
4           The court may require a defendant who is financially able to do so to pay a vendor or other  
5 service provider, directly or through the court, for the actual costs of any program, service or  
6 function which the defendant has been required to attend, receive or undertake as a condition of  
7 probation or a term of probationary supervision, including but not limited to the costs of  
8 rehabilitative or assessment programs, urinalysis testing, or premiums for liability insurance  
9 coverage while performing community service work.