

HOUSE No. 1525

The Commonwealth of Massachusetts

PRESENTED BY:

Frank A. Moran

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 adoption of the accompanying bill:

An Act relative to access to community corrections.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Frank A. Moran</i>	<i>17th Essex</i>
<i>Andres X. Vargas</i>	<i>3rd Essex</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Gerard J. Cassidy</i>	<i>9th Plymouth</i>
<i>Carlos Gonzalez</i>	<i>10th Hampden</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>
<i>Joseph A. Boncore</i>	<i>First Suffolk and Middlesex</i>
<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Russell E. Holmes</i>	<i>6th Suffolk</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>

<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Marcos A. Devers</i>	<i>16th Essex</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>
<i>Liz Miranda</i>	<i>5th Suffolk</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>
<i>Jon Santiago</i>	<i>9th Suffolk</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Chynah Tyler</i>	<i>7th Suffolk</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>

HOUSE No. 1525

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 1525) of Frank A. Moran and others relative to access to community corrections. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to access to community corrections.

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 1 of chapter 211F of the General Laws, as appearing in the 2018
2 Official Edition, is hereby amended by adding the following definition:-

3 “Re-entry services program”, any program that is operated by a state, local or private
4 service agency that the office of community corrections has deemed appropriate for a person
5 previously released from custody, provided, however, that re-entry service programs shall be a
6 separate track of programming from community correction programs offered under section 3 of
7 this chapter; provided further, that sanctions under said section 3 shall not be applicable to the re-
8 entry service program track.

9 SECTION 2. Section 2 of said chapter 211F, as so appearing, is hereby amended by
10 inserting after the word “of”, in line ?, the following words:- re-entry and.

11 SECTION 3. Said section 2 of said chapter 211F, as so appearing, is hereby further
12 amended by inserting the word “developing” in line ?, the following words:- re-entry and.

13 SECTION 4. Said section 2 of said chapter 211F, as so appearing, is hereby further
14 amended by inserting after the word “corrections” in line ?, the following words:- and re-entry.

15 SECTION 5. Section 3 of Chapter 211F of the General Laws, as appearing in the 2018
16 Official Edition, is hereby amended by striking out the final paragraph and inserting in place
17 thereof:-

18 (e) An offender’s eligibility for sentencing to a community corrections program cannot be
19 based solely on a charge or conviction for a specific offense.

20 SECTION 6. Chapter 211F of the General Laws, as appearing in the 2018 Official
21 Edition, is hereby amended by inserting after Section 3B the following section:-

22 Section 3C. Utilization of re-entry programs offered through community corrections
23 program for persons released from any correctional institution of the commonwealth.

24 (a) The re-entry programs offered by community corrections may be utilized by any
25 person released from any correctional institution for the commonwealth provided (i) there is
26 available space; and (ii) their application is approved by the Office of Community Corrections.

27 (b) The parole status of any released person shall not affect eligibility for re-entry
28 services.

29 (c) The Department of Probation may consider allowing third parties to provide re-
30 entry services through evidence based, effective, and innovative programs.

31 (d) The Department of Probation may work to house the re-entry services in different
32 locations from the sanctions and corrections programs it administers at Community Corrections
33 Centers.

34 SECTION 7. Notwithstanding any general or special law or rule or regulation to the
35 contrary, the Department of Corrections and Houses of Corrections and Jails shall furnish
36 government identification to each leaving prisoner, along with information about re-entry
37 services available through Community Corrections Centers and any other re-entry program of
38 note.