

HOUSE No. 1646

The Commonwealth of Massachusetts

PRESENTED BY:

Jay D. Livingstone

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 to improve after hours bail procedures.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>	<i>1/19/2023</i>

HOUSE No. 1646

By Representative Livingstone of Boston, a petition (accompanied by bill, House, No. 1646) of Jay D. Livingstone for legislation to improve after hours bail procedures. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act to improve after hours bail procedures.

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 24 of Chapter 262 of the General Laws as appearing in the 2018
2 Official Edition is hereby amended by striking out the first paragraph and inserting in place
3 thereof the following paragraph:-

4 (a) Subject to appropriation, the Trial Court shall be responsible for compensation to
5 persons authorized to take bail outside of regular working hours pursuant to this section.

6 SECTION 2. Section 24 of Chapter 262 of the General Laws as appearing in the 2018
7 Official Edition is further amended by striking out the second paragraph.

8 SECTION 3. Section 24 of Chapter 262 of the General Laws as appearing in the 2018
9 Official Edition is further amended by striking out the third paragraph and inserting in place
10 thereof the following paragraph:- (b) Persons authorized to take bail may administer though wire
11 or electronic means any oath or affirmation required in the course of taking bail or releasing on

- 12 personal recognizance. No person authorized to take bail shall delegate the setting or taking of
- 13 bail or the setting or taking of release on personal recognizance to any other person.