

HOUSE No. 2650

The Commonwealth of Massachusetts

PRESENTED BY:

Paul F. Tucker

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 ensure timely restitution payments to victims of crime.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: |
|------------------------------------|-----------------------|
| <i>Paul F. Tucker</i> | <i>7th Essex</i> |
| <i>Timothy R. Whelan</i> | <i>1st Barnstable</i> |
| <i>Paul A. Schmid, III</i> | <i>8th Bristol</i> |
| <i>David Paul Linsky</i> | <i>5th Middlesex</i> |
| <i>Louis L. Kafka</i> | <i>8th Norfolk</i> |
| <i>Kevin G. Honan</i> | <i>17th Suffolk</i> |
| <i>David M. Rogers</i> | <i>24th Middlesex</i> |
| <i>Kay Khan</i> | <i>11th Middlesex</i> |
| <i>Todd M. Smola</i> | <i>1st Hampden</i> |
| <i>José F. Tosado</i> | <i>9th Hampden</i> |
| <i>Alan Silvia</i> | <i>7th Bristol</i> |
| <i>Denise Provost</i> | <i>27th Middlesex</i> |
| <i>Harold P. Naughton, Jr.</i> | <i>12th Worcester</i> |
| <i>Michael S. Day</i> | <i>31st Middlesex</i> |
| <i>Marjorie C. Decker</i> | <i>25th Middlesex</i> |
| <i>David Henry Argosky LeBoeuf</i> | <i>17th Worcester</i> |
| <i>Sean Garballey</i> | <i>23rd Middlesex</i> |
| <i>David Biele</i> | <i>4th Suffolk</i> |

Daniel J. Hunt

Michelle M. DuBois

13th Suffolk

10th Plymouth

HOUSE No. 2650

By Mr. Tucker of Salem, a petition (accompanied by bill, House, No. 2650) of Paul F. Tucker and others for legislation to authorize the Department of Revenue to collect unpaid amounts of restitution payments to victims of crime by withholding wages of offenders. Revenue.

The Commonwealth of Massachusetts

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

An Act to ensure timely restitution payments to victims of crime.

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. When a defendant is released from custody or probation and a restitution
2 order has not been paid in full to a victim or family member as defined in section 1 of chapter
3 258B, the department of revenue shall collect the unpaid amount by withholding the wages of the
4 offender. Any withholding of income shall take effect immediately when the offender is found
5 in violation or contempt of an order of restitution, including a default in payment or any
6 installment of payment as ordered.

7 The department of revenue shall establish a division of restitution enforcement which
8 shall be provided, subject to appropriation, with such resources as may be necessary to
9 implement the provisions of this section. The commissioner may promulgate regulations for the
10 effective administration of the restitution enforcement program.