SENATE . . . . No. 1007

The Commonwealth of Massachusetts

PRESENTED BY:

Patricia D. Jehlen

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 probation violations.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Patricia D. Jehlen	*Second Middlesex*

SENATE . . . . No. 1007

By Ms. Jehlen, a petition (accompanied by bill, Senate, No. 1007) of Patricia D. Jehlen for legislation relative to probation violations. The Judiciary.

The Commonwealth of Massachusetts

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

_____

An Act relative to probation violations.

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 133 of Chapter 127 of the General Laws, as appearing in the 2020

2 Official Edition, is hereby amended by striking out the last sentence.

3   SECTION 2. Section 3 of Chapter 279 of the General Laws, as so appearing, is hereby

4 amended by striking out the third sentence and inserting in place thereof the following 4

5 sentences:-

6   If such suspended sentence is to the state prison and is revoked, the sentence shall be in

7 full force and effect. If such suspended sentence is to the house of correction and is revoked, the

8 court shall have discretion to impose (i) the full term of the suspended sentence; or (ii) a portion

9 of the suspended sentence with the remaining balance suspended. If the court imposes a portion

10 of the suspended sentence, then the remaining balance of the suspended sentence and the length

11   of time for which the balance is suspended shall be reduced by the time served on revocation. If

12   the court imposes less than the full term of the suspended sentence, the court shall also have

13   discretion to revise the conditions of probation.