

SENATE No. 762

The Commonwealth of Massachusetts

PRESENTED BY:

Cynthia S. Creem

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 the preservation of certain appellate rights.

PETITION OF:

NAME:

Cynthia S. Creem

DISTRICT/ADDRESS:

First Middlesex and Norfolk

SENATE No. 762

By Ms. Creem, a petition (accompanied by bill, Senate, No. 762) of Cynthia S. Creem for legislation to preserve certain appellate rights. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 698 OF 2013-2014.]

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act relative to the preservation of certain appellate rights.

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. Chapter 233 of the General Laws, as appearing in the 2012 Official Edition,
2 is hereby amended by adding at the end thereof the following new section:-

3 Section 84. In a criminal proceeding, a written motion in limine shall be sufficient to
4 preserve an objection for appellate purposes, regardless of whether the objection is orally
5 renewed at trial, unless the trial judge specifically states that the issue must be raised again at
6 trial in order to be considered on the record as it then stands.