HOUSE DOCKET, NO. 2204 FILED ON: 1/17/2013

HOUSE . . . . . No. 1281

The Commonwealth of Massachusetts

PRESENTED BY:

Angelo L. D'Emilia

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 passage of the accompanying:

An Act relative to prison mitigation.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Angelo L. D'Emilia	*8th Plymouth*
Paul McMurtry	*11th Norfolk*
Richard J. Ross	*Norfolk, Bristol and Middlesex*
Stephen L. DiNatale	*3rd Worcester*
Jennifer L. Flanagan	*Worcester and Middlesex*
Jonathan D. Zlotnik	*2nd Worcester*
Jennifer E. Benson	*37th Middlesex*
Harold P. Naughton, Jr.	*12th Worcester*
Viriato Manuel deMacedo	*1st Plymouth*

HOUSE DOCKET, NO. 2204 FILED ON: 1/17/2013

HOUSE . . . . . No. 1281

By Mr. D'Emilia of Bridgewater, a petition (accompanied by bill, House, No. 1281) of Angelo L. D'Emilia and others for legislation to establish a prison mitigation fund for cities and towns hosting Department of Correction facilities. The Judiciary.

The Commonwealth of Massachusetts

An Act relative to prison mitigation.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 29 of the General Laws, as most recently amended by chapter 224 of the acts of 2012, is hereby amended by inserting after section 2GGGG the following:-

Section 2HHHH. There shall be established and set upon the books of the commonwealth a separate fund to be known as the Prison Mitigation Fund, which shall be used exclusively for cities and towns hosting department of correction facilities. Amounts credited to the fund shall be administered by the department of correction.

There shall be credited to the fund, revenue from appropriations or other monies authorized by the general court and specifically designated to be credited to the fund and investment income earned on the fund's assets, and all other sources. Money remaining in the fund at the end of the fiscal year shall not revert to the General Fund.

One hundred per cent of the monies deposited in the fund, but not less than $2,000,000 in the aggregate, in each fiscal year shall be distributed to each said city and town in accordance with the following formula: the aggregate amount in the fund divided by the average daily prisoner population at all department of correction facilities, multiplied by the average daily prisoner population located within said city or town.