SENATE DOCKET, NO. 701 FILED ON: 1/17/2013

SENATE . . . . . No. 718

The Commonwealth of Massachusetts

PRESENTED BY:

Sal N. DiDomenico

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 relating to assault and battery on public employees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Sal N. DiDomenico	*Middlesex and Suffolk*
Michael J. Rodrigues	*First Bristol and Plymouth*
Martin J. Walsh	*13th Suffolk*
Tackey Chan	*2nd Norfolk*
Robert M. Koczera	*11th Bristol*
Christopher G. Fallon	*33rd Middlesex*
John F. Keenan	*Norfolk and Plymouth*
Michael O. Moore	*Second Worcester*
Benjamin Swan	*11th Hampden*

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By Mr. DiDomenico, a petition (accompanied by bill, Senate, No. 718) of Sal N. DiDomenico, Michael J. Rodrigues, Martin J. Walsh, Tackey Chan and other members of the General Court for legislation relating to assault and battery on public employees. The Judiciary.

The Commonwealth of Massachusetts

An Act relating to assault and battery on public employees.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to protect public and health care workers from being inhibited in their duties due to assault and battery, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

Sections 13D and 13I of Chapter 265 of the General Laws, as appearing in the 2010 Official Edition, are hereby amended by inserting after the final sentence in each section, the following sentence:-

Any officer authorized to make arrests may arrest without a warrant any person who the officer has probable cause to believe has committed the above offense and may keep said person in custody for not more than 24 hours, or until the next sitting of the court, during which period the officer shall seek the issuance of a complaint and request a bail determination.