SENATE DOCKET, NO. 1561 FILED ON: 1/21/2011

SENATE . . . . . No. 800

The Commonwealth of Massachusetts

PRESENTED BY:

Brian A. Joyce

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 spousal immunity.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Brian A. Joyce	*Norfolk, Bristol, and Plymouth*

SENATE DOCKET, NO. 1561 FILED ON: 1/21/2011

SENATE . . . . . No. 800

By Mr. Joyce, a petition (accompanied by bill, Senate, No. 800) of Brian A. Joyce for legislation relative to spousal immunity. The Judiciary.

The Commonwealth of Massachusetts

AN ACT relative to spousal immunity.

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. Section 20 of said Chapter 233, as so appearing, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:-

Except as otherwise provided in section seven of chapter two hundred and seventy-three and except in any proceeding relating to child abuse, including incest, neither husband nor wife shall be compelled to testify before a grand jury or in the trial or any pre-trial or post-trial hearing, of an indictment, complaint, or other criminal proceeding against the other.