

**HOUSE . . . . . No. 1670**

By Mr. O’Flaherty of Chelsea, petition of Eugene L. O’Flaherty to exempt certain criminal misdemeanors from certain hearing provisions. The Judiciary.

**The Commonwealth of Massachusetts**

In the Year Two Thousand and Seven.

AN ACT TO EXEMPT CERTAIN CRIMINAL MISDEMEANORS FROM THE HEARING PROVISIONS OF G.L.C.218, SEC. 35A.

*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 35A of chapter 218 of the General Laws, as appearing in  
2 the 2004 Official Edition, is hereby amended by inserting at the end  
3 thereof the following paragraph:—  
4 This section shall not apply to (1) substitute complaints that are  
5 issued to correct a misstatement or omission of form in an earlier  
6 complaint; or (2) complaints for violations of Section 82A of  
7 Chapter 276; or (3) complaints that are issued after the accused was  
8 offered an opportunity to be heard pursuant to a civil citation proce-  
9 dure authorized by statute in which the accused was charged with  
10 the same conduct as a civil infraction.