

SENATE NO. 870

AN ACT RELATIVE TO THE RECUSAL OF JUDGES

*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 211b, Sec 11, is amended by adding the following new paragraph:
- 2 Upon receiving a written motion calling for the recusal of a Judge, before hearing the motion he
- 3 shall evaluate his own conscience as to his impartiality.
- 4 He shall note over his signature on the face of the motion he considers himself to be impartial
- 5 and forward a copy forthwith to the Chief Justice of the court to which he is assigned and to all
- 6 parties and their attorneys of record.
- 7 If the Judge does not consider himself to be impartial, he shall recuse himself and note his
- 8 recusal on the face of the motion and request the assignment of another Judge.