

OFFENSES WITHIN DISTRICT COURT CRIMINAL JURISDICTION

G.L. c. 218, § 26
(as amended through St. 2010, c. 74, § 1A, effective 7/11/2010)

The District Court has final jurisdiction over (i.e., jurisdiction to try and sentence for) the following offenses:

1. **Municipal ordinances.** Violations of municipal bylaws, orders, ordinances, rules and regulations
2. **Misdemeanors.** All misdemeanors except criminal libels
3. **5-year felonies.** All felonies punishable by state prison for not more than 5 years
4. **Certain other felonies.** The following felonies punishable by state prison for more than 5 years:
 - G.L. c.90, §24G(a) Felony vehicular homicide
 - G.L. c.90, §24L(1) Felony OUI-Motor Vehicle causing serious bodily injury
 - G.L. c.90B, §8(a)(1) Fourth-offense or Fifth-offense OUI-Boat
 - G.L. c.94C, §32(a) First-offense distribution or possession with intent to distribute Class A controlled substance
 - G.L. c.94C, §32A(a) First-offense distribution or possession with intent to distribute Class B controlled substance
 - G.L. c.94C, §32J Drug violation near school/park
 - G.L. c.127, § 38B Assault and battery on a correctional facility employee
 - G.L. c.140, §131E Purchase firearm for another's unlawful use or for an unlicensed person
 - G.L. c.265, §13B Indecent assault and battery on a child under 14
 - G.L. c.265, §13K(c) Assault and battery on person 60 or older or disabled person with serious injury
 - G.L. c.265, §13K(e) Caretaker permit serious injury to person 60 or older or disabled person
 - G.L. c.265, §15A(a) Assault and battery on person 60 or older with dangerous weapon
 - G.L. c.265, §15A(b) Assault and battery with a dangerous weapon
 - G.L. c.265, §21A Armed carjacking
 - Carjacking
 - G.L. c.266, §16 Breaking and entering in the nighttime for felony
 - Breaking into depository
 - G.L. c.266, §17 Entering in the nighttime for felony and putting in fear, armed or not
 - Breaking and entering in the daytime for felony and putting in fear, armed or not
 - G.L. c.266, §18 Breaking and entering in the daytime for felony, armed or not
 - Entering dwelling in the nighttime for felony, armed or not
 - G.L. c.266, §19 Breaking and entering a railroad car for felony
 - Entering a railroad car in the nighttime for felony
 - G.L. c.266, §28(a) Larceny of motor vehicle or trailer
 - Malicious damage to a motor vehicle
 - Receiving, concealing or controlling a stolen motor vehicle or trailer
 - Taking and stealing parts from a motor vehicle
 - G.L. c.266, §28(b) Concealing a motor vehicle thief
 - G.L. c.266, §30(5) Larceny over \$250 from a person over 60 or disabled person
 - G.L. c.266, §49 Making or possessing a burglarious instrument or auto master key
 - G.L. c.266, §127 Malicious destruction of personal property over \$250
 - G.L. c.267, §§ 1, 5 Forgery or uttering of forged promissory note or order for money or property
 - G.L. c.268, §13B Intimidation of a witness or juror
 - G.L. c.268, §16 Escape or attempted escape from penal institution
 - G.L. c.273, §§ 1(2) or 15 & 15A(2) Leave Commonwealth without supporting spouse or child
 - G.L. c.273, §§ 1(3) or 15 & 15A(2) Enter Commonwealth without supporting spouse or child
5. **Referred by SJC.** Proceedings referred to the District Court by an SJC justice pursuant to G.L. c. 211, § 4A.