

HOUSE No. 00450

The Commonwealth of Massachusetts

PRESENTED BY:

Kay Khan

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 bill:

An Act to expand juvenile jurisdiction, increase public safety and protect children from harm.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>
<i>William N. Brownsberger</i>	<i>24th Middlesex</i>
<i>Karen E. Spilka</i>	<i>Second Middlesex and Norfolk</i>
<i>George Ross</i>	<i>2nd Bristol</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>

HOUSE No. 00450

By Ms. Kay Khan of Newton, petition (accompanied by bill, House, No. 00450) of Denise Provost and others relative to youthful offenders and criminal offender record information. Joint Committee on the Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to expand juvenile jurisdiction, increase public safety and protect children from harm.

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. Section 167 of chapter 6 of the General Laws, as appearing in the 2008 Official
2 Edition, is hereby amended by striking out, in lines 21, 23 and 24 the word “seventeen” and
3 inserting in place thereof the following word:- eighteen

4 SECTION 2. Section 20 of chapter 31 of the General Laws, as appearing in the 2008 Official
5 Edition, is hereby amended by striking out in line 10 the word “seventeen” and inserting in place
6 thereof the following word:- eighteen

7 SECTION 3. Section 24 of chapter 37 of the General Laws, as appearing in the 2008 Official
8 Edition, is hereby amended by striking out in paragraph (d) the word “seventeen” and inserting
9 in place thereof the following word:- eighteen

10 SECTION 4. Section 32H of chapter 94C, as most recently amended by section 71 of Chapter
11 256 of the Acts of 2010, is hereby further amended by striking out in the last sentence the
12 number “17” and inserting in place thereof the following number:- 18

13 SECTION 5. Section 32M of chapter 94C of the General Laws, as appearing in the 2008 Official
14 Edition, is hereby amended by striking out in line 6 the word “seventeen” and inserting in place
15 thereof the following word:- eighteen

16 SECTION 6. Section 36 of said chapter 94C, as so appearing, is hereby amended by striking out,
17 in line 6 the word “seventeenth” and inserting in place thereof the following word:- eighteenth

18 SECTION 7. Section 52 of said chapter 119, as so appearing, is hereby amended by striking out
19 in line 5 in the definition of “Delinquent child” the word “seventeen” and inserting in place
20 thereof the following word:- eighteen

21 SECTION 8. Said section 52 of said chapter 119, as so appearing, is hereby further amended by
22 striking out in line 14 in the definition of “Youthful offender,” the word “seventeen” and
23 inserting in place thereof the following word:- eighteen

24 SECTION 9. Section 54 of said chapter 119, as so appearing, is hereby amended by striking out
25 in lines 2 and 20 the word “seventeen” and inserting in place thereof the following word:-
26 eighteen

27 SECTION 10. The second sentence of the first paragraph of section 58 of said chapter 119, as so
28 appearing, is hereby amended by inserting in lines 9 and 10 after the words “or age nineteen in
29 the case of a child whose case is disposed of after he has attained his eighteenth birthday” the
30 following:-

31 or age twenty in the case of a child whose case is disposed of after he has attained his nineteenth
32 birthday.

33 SECTION 11. The second paragraph of said section 58 of said chapter 119 , as so appearing, is
34 hereby further amended by inserting after the words “or nineteen in the case of a child whose
35 case is disposed of after he has attained his eighteenth birthday” the following:-

36 , or age twenty in the case of a child whose case is disposed of after he has attained his
37 nineteenth birthday.

38 SECTION 12. Said section 58 of said chapter 119, as so appearing, is hereby further amended by
39 striking out in line 67 the word “seventeenth” and inserting in place thereof the following word:-
40 eighteenth

41 SECTION 13. Said section 58 of said chapter 119, as so appearing, is hereby further amended by
42 inserting in line 89 after the words “child attains his eighteenth birthday” the following:-

43 or his nineteenth birthday in the case of a child whose case is disposed of after he has attained his
44 eighteenth birthday

45 SECTION 14. The second paragraph of section 60A of said chapter 119, as so appearing, is
46 hereby amended by striking out the word “seventeenth” and inserting in place thereof the
47 following word:- eighteenth

48 SECTION 15. Said paragraph of said section of said chapter is hereby further amended by
49 striking out the word, “seventeen” where it so appears and inserting in place thereof the
50 following word:- eighteen

51 SECTION 16. In clause (i) of paragraph 1 of section 63A of said chapter 119, as so appearing, is
52 hereby amended by striking out the words “seventeen, or under the age of 18 and in state
53 custody,” and inserting in place thereof the follow word:- eighteen

54 SECTION 17. Section 65 of said chapter 119, as so appearing is hereby amended by striking out
55 in line 2 the word “seventeenth” and inserting in place thereof the following word:- eighteenth

56 SECTION 18. Section 66 of said chapter 119, as so appearing, is hereby amended by striking out
57 in lines 2 to 3, inclusive, and in line 5 the word “seventeen” and inserting in place thereof the
58 following word:- eighteen

59 SECTION 19. Section 67 of said chapter 119, as so appearing, is hereby amended by striking out
60 in lines 2, 19, 20, 35 and 45 the word “seventeen” and inserting in place thereof the following
61 word:- eighteen

62 SECTION 20. Section 68 of said Chapter 119, as so appearing, is hereby amended by striking
63 out in lines 2, 31 and 46 the word “seventeen” and inserting in place thereof the following word:-
64 eighteen

65 SECTION 21. Section 68A of said chapter 119, as so appearing, is hereby amended by striking
66 out in line 1 the word “seventeen” and inserting in place thereof the following word:- eighteen

67 SECTION 22. Section 70 of said chapter 119, as so appearing, is hereby amended by striking out
68 in line 2 the word “seventeen” and inserting in place thereof the following word:- eighteen

69 SECTION 23. Section 72 of said chapter 119, as so appearing, is hereby amended by striking out
70 in line 8 the word “nineteenth” and inserting in place thereof the following word:- twentieth

71 SECTION 24. Said section 72 of said chapter 119, as so appearing, is hereby further amended by
72 striking out, in lines 9 to 12, inclusive, the words “seventeenth birthday, and is not apprehended
73 until between his seventeenth and eighteenth birthday, the court shall deal with such child in the
74 same manner as if he has not attained his seventeenth birthday” and inserting in place thereof the
75 following:-

76 eighteenth birthday, and is not apprehended before his nineteenth birthday, the court shall deal
77 with such child in the same manner as if he has not attained his eighteenth birthday

78 SECTION 25. Section 72A of said chapter 119, as so appearing , is hereby amended by striking
79 out in lines 2 to 3, inclusive, the words “seventeenth birthday, and is not apprehended until after
80 his eighteenth birthday,” and inserting in place thereof the following:-

81 eighteenth birthday, and is not apprehended until after his nineteenth birthday,

82 SECTION 26. Section 72B of said chapter 119, as so appearing, is hereby amended by striking
83 out in lines 2, 7 and 24 the word “seventeenth” and inserting in place thereof the following
84 word:- eighteenth

85 SECTION 27. Section 74 of said chapter 119, as so appearing, is hereby amended by striking out
86 in line 3 the word “seventeenth” and inserting in place thereof the following word:- eighteenth

87 SECTION 28. Said section 74 of said chapter 119, as so appearing, is hereby further amended by
88 striking out in lines 10 and 14 the word “seventeen” and inserting in place thereof the following
89 word:- eighteen

90 SECTION 29. Section 84 of said chapter 119, as so appearing, is hereby amended by striking out
91 in line 11 the words “seventeen (or eighteen)” and inserting in place thereof the following:-
92 eighteen (or nineteen)

93 SECTION 30. Section 15 of chapter 120 of the General Laws, as appearing in the 2008 Official
94 Edition, is hereby amended by striking out in lines 3 and 4 the word “seventeen” and inserting in
95 place thereof the following word:- eighteen

96 SECTION 31. Section 21 of said chapter 120, as so appearing, is hereby amended by striking out
97 in line 17 the word “seventeen” and inserting in place thereof the following word:- eighteen

98 SECTION 32. Section 13 of chapter 250 of the General Laws, as appearing in the 2008 Official
99 Edition, is hereby amended by striking out in line 3 the word “seventeen” and inserting in place
100 thereof the following word:- eighteen

101 SECTION 33. Section 89A of chapter 276 of the General Laws, as appearing in the 2008
102 Official Edition, is hereby amended by striking out in line 3 the word “seventeen” and inserting
103 in place thereof the following word:- eighteen

104 SECTION 34. Section 2 of chapter 276A of the General Laws, as appearing in the 2008 Official
105 Edition, is hereby amended by striking out in lines 6 and 10 the word “seventeen” in and
106 inserting in place thereof the following word:- eighteen

107 SECTION 35. Section 6B of chapter 280 of the General Laws, as appearing in the 2008 Official
108 Edition, is hereby amended by striking out in line 3 the word “seventeen” and inserting in place
109 thereof the following word:- eighteen

110 SECTION 36. This act shall take effect upon its passage.