

HOUSE No. 4560

The Commonwealth of Massachusetts

PRESENTED BY:

James J. O'Day and Bruce E. Tarr

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 adoption of the accompanying bill:

An Act protecting department of children and families social workers' home addresses.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Bruce J. Ayers</i>	<i>1st Norfolk</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>
<i>Carlo Basile</i>	<i>1st Suffolk</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>
<i>Linda Campbell</i>	<i>15th Essex</i>
<i>James M. Cantwell</i>	<i>4th Plymouth</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>
<i>Leah Cole</i>	<i>12th Essex</i>
<i>Thomas P. Conroy</i>	<i>13th Middlesex</i>

<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>
<i>Claire D. Cronin</i>	<i>11th Plymouth</i>
<i>Daniel Cullinane</i>	<i>12th Suffolk</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Geoff Diehl</i>	<i>7th Plymouth</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>
<i>Paul J. Donato</i>	<i>35th Middlesex</i>
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Peter J. Durant</i>	<i>6th Worcester</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>
<i>Carole Fiola</i>	<i>6th Bristol</i>
<i>Linda Dorcena Forry</i>	<i>First Suffolk</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Kate Hogan</i>	<i>3rd Middlesex</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Brian A. Joyce</i>	<i>Norfolk, Bristol and Plymouth</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>
<i>Stephen Kulik</i>	<i>1st Franklin</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Jay Livingstone</i>	<i>8th Suffolk</i>

<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>
<i>Timothy R. Madden</i>	<i>Barnstable, Dukes and Nantucket</i>
<i>John J. Mahoney</i>	<i>13th Worcester</i>
<i>Christopher M. Markey</i>	<i>9th Bristol</i>
<i>Thomas M. McGee</i>	<i>Third Essex</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>James R. Miceli</i>	<i>19th Middlesex</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>
<i>David M. Nangle</i>	<i>17th Middlesex</i>
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>
<i>Jerald A. Parisella</i>	<i>6th Essex</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>Michael J. Rodrigues</i>	<i>First Bristol and Plymouth</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Dennis A. Rosa</i>	<i>4th Worcester</i>
<i>Jeffrey N. Roy</i>	<i>10th Norfolk</i>
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Jeffrey Sánchez</i>	<i>15th Suffolk</i>
<i>Tom Sannicandro</i>	<i>7th Middlesex</i>
<i>Alan Silvia</i>	<i>7th Bristol</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Walter F. Timilty</i>	<i>7th Norfolk</i>
<i>Aaron Vega</i>	<i>5th Hampden</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>
<i>RoseLee Vincent</i>	<i>16th Suffolk</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>
<i>Donald H. Wong</i>	<i>9th Essex</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>

HOUSE No. 4560

By Representative O'Day of West Boylston and Senator Tarr, a joint petition (subject to Joint Rule 12) of James J. O'Day, Bruce E. Tarr and others relative to the disclosure of home addresses and telephone numbers of certain employees of the Department of Children and Families. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Fourteen

An Act protecting department of children and families social workers' home addresses.

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. Subclause (o) of clause Twenty-sixth of section 7 of chapter 4 of the
2 General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the
3 word "6", in line 222, the following words:- ; provided, however, that a department of children
4 and families social worker's home address and home telephone number shall not be disclosed in
5 any court proceeding and in any proceeding preliminary thereto unless upon order of a court of
6 competent jurisdiction pursuant to section 135C of chapter 112.

7 SECTION 2. Section 10 of chapter 66 of the General Laws, as so appearing, is hereby
8 amended by inserting after the word "6", in line 73, the following words:- ; provided, however,
9 that a department of children and families social worker's home address and home telephone
10 number shall not be disclosed in any court proceeding and in any proceeding preliminary thereto
11 unless upon order of a court of competent jurisdiction pursuant to section 135C of chapter 112.

12 SECTION 3. Chapter 112 of the General Laws, as so appearing, is hereby amended by
13 inserting after section 135C the following section:-

14 Section 135D. (a) In any court proceeding and in any proceeding preliminary thereto, a
15 social worker employed by the department of children and families shall have the privilege of
16 refusing to disclose and of preventing a witness from disclosing the social worker's home
17 address and home telephone number except as otherwise ordered by the court; provided, that the
18 court enters orders and conditions to limit the disclosure so as to protect the privacy and safety of
19 the social worker.

20 (b) Service of process, summons or subpoena upon a department of children and families
21 social worker in any court proceeding and in any proceeding preliminary thereto, shall be made
22 upon the agency employing such social worker and in accordance with the Massachusetts Rules
23 of Civil or Criminal Procedure governing any service of process. For the purpose of such service
24 the employing agency, upon request, shall certify to the summoning party the name and work
25 address of any such social worker as disclosed by its records, and service upon parties at a work
26 address so certified shall be sufficient.