

**HOUSE . . . . . No. 1404**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Bradley H. Jones, Jr.***

*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 children from domestic violence.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>Bradford R. Hill</i>	<i>4th Essex</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>

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By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 1404) of Bradley H. Jones, Jr., and others relative to protecting children from domestic violence. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1407 OF 2013-2014.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act protecting children from domestic violence.

*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 13A of chapter 265 of the General Laws, as appearing in the 2012  
2 Official Edition, is hereby amended by adding the following subsection:--

3 (d) Whoever commits an assault or an assault and battery upon another within a dwelling  
4 and in the presence of a child under 16 years of age shall be punished by imprisonment in the  
5 state prison for not more than 5 years or in the house of correction for not more than 2½ years,  
6 or by a fine of not more than \$5,000, or by both such fine and imprisonment. Furthermore, the  
7 law enforcement agency filing the charges shall provide the department of children and families,  
8 as established in chapter 18B, with a notice of the charges, to be used at the department's  
9 discretion.