

HOUSE No. 3428

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to diverting students to truancy programs..

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 39E of chapter 119 of the General Laws, as appearing in the 2006
2 Official Edition, is hereby amended by adding the following language after the word “merits” In
3 line 47:-

4 Notwithstanding the assignment of a probation officer to assist a child who is involved in
5 proceedings conducted pursuant to sections 39E through 39J, the matter shall not be deemed a
6 “probation case” for purposes of reporting records to the criminal offender record information
7 system pursuant to General Laws chapter 6, section 168A.

8 Section 2. Chapter 69 of the General Laws, as appearing in the 2006 Official Edition, is
9 hereby amended by adding after section 1N the following new section:-

10 Section 1O. The Department of Elementary and Secondary Education shall promulgate
11 regulations establishing a truancy prevention program certification process. School districts may
12 establish a truancy prevention program which meets the requirements for certification by the
13 department and apply to the department for certification.

14 Grants may be awarded to assist schools in planning and implementing truancy
15 prevention programs which meet the certification requirements established pursuant to this
16 section.

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22 prevention programs which meet the certification requirements established pursuant to this
23 section.