

HOUSE No. 80

The Commonwealth of Massachusetts

PRESENTED BY:

Thomas M. Stanley

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 relative to the reporting of the abuse of mentally retarded persons.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>1/10/2011</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	<i>1/14/2011</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>2/1/2011</i>
<i>James E. Timilty</i>		<i>1/25/2011</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>	<i>1/13/2011</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/4/2011</i>

HOUSE No. 80

By Mr. Stanley of Waltham, petition (accompanied by Bill, House, No. 00080) of Thomas M. Stanley and others relative to the reporting of the abuse of mentally retarded persons. Joint Committee on Children, Families and Persons with Disabilities.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 131 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to the reporting of the abuse of mentally retarded persons.

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. Chapter 19B of the General Laws, as appearing in the 2008 Official
2 Edition, is hereby amended by striking out section 10 and inserting in place thereof the following
3 section:— Section 10. The superintendent of any state school, the director of any mental
4 retardation facility of the department, whether run by the department or by a vendor on behalf of
5 the department, or the service coordinator of a department client residing with a caretaker, as
6 defined in section one of chapter nineteen C, who has reason to believe that a crime, punishable
7 by imprisonment in state prison, or abuse, as defined in section one of chapter nineteen C,
8 regardless of the punishment, has been committed by or upon any person in the care of the
9 particular facility, but not on the premises thereof, or upon a department client by his caretaker,
10 shall, no later than one week from the date of the commission of the crime or abuse, report the

- 11 same to the disabled persons protection commission, the local police department, and the district
- 12 attorney within which the crime or abuse was committed.