HOUSE DOCKET, NO. 773 FILED ON: 1/14/2013

HOUSE . . . . . No. 1432

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 adoption of the accompanying bill:

An Act expanding juvenile jurisdiction.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Kay Khan	*11th Middlesex*
James J. O'Day	*14th Worcester*
Ellen Story	*3rd Hampshire*
Denise Andrews	*2nd Franklin*
Cory Atkins	*14th Middlesex*
Michael J. Barrett	*Third Middlesex*
Paul Brodeur	*32nd Middlesex*
Antonio F. D. Cabral	*13th Bristol*
Marcos A. Devers	*16th Essex*
Paul J. Donato	*35th Middlesex*
James J. Dwyer	*30th Middlesex*
James B. Eldridge	*Middlesex and Worcester*
Sean Garballey	*23rd Middlesex*
Patricia A. Haddad	*5th Bristol*
Jonathan Hecht	*29th Middlesex*
Russell E. Holmes	*6th Suffolk*
John D. Keenan	*7th Essex*
Jason M. Lewis	*Fifth Middlesex*

John J. Mahoney	*13th Worcester*
Brian R. Mannal	*2nd Barnstable*
Kevin G. Honan	*17th Suffolk*
Alice Hanlon Peisch	*14th Norfolk*
David M. Rogers	*24th Middlesex*
Tom Sannicandro	*7th Middlesex*
Paul A. Schmid, III	*8th Bristol*
Paul McMurtry	*11th Norfolk*
Benjamin Swan	*11th Hampden*
William N. Brownsberger	*Second Suffolk and Middlesex*
Peter V. Kocot	*1st Hampshire*
Aaron Michlewitz	*3rd Suffolk*
Martin J. Walsh	*13th Suffolk*
Frank I. Smizik	*15th Norfolk*
Mark J. Cusack	*5th Norfolk*
Ruth B. Balser	*12th Middlesex*

HOUSE DOCKET, NO. 773 FILED ON: 1/14/2013

HOUSE . . . . . No. 1432

By Ms. Khan of Newton, a petition (accompanied by bill, House, No. 1432) of Kay Khan and others relative to youthful offenders and criminal offender record information. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *450* OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act expanding juvenile jurisdiction.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 167 of chapter 6 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out, in lines 21, 23 and 24 the word "seventeen" and inserting in place thereof the following word:- eighteen

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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