

HOUSE No. 1532

The Commonwealth of Massachusetts

PRESENTED BY:

Shaunna O'Connell

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 juvenile sex offenders.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>	
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>1/18/2013</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>1/31/2013</i>
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>	<i>1/21/2013</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>2/1/2013</i>

HOUSE No. 1532

By Mrs. O'Connell of Taunton, a petition (accompanied by bill, House, No. 1532) of Shaunna O'Connell and others relative to juvenile sex offenders. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to juvenile sex offenders.

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 6 of the General Laws, as appearing in the 2010 Official Edition, is
2 hereby amended by striking section 178E, subsection (f), in its entirety, and inserting in place
3 thereof the following section:-

4 (f) In the case of a sex offender who has been convicted of a sex offense or adjudicated as
5 a youthful offender or as a delinquent juvenile by reason of a sex offense, on or after December
6 12, 1999, and who has not been sentenced to immediate confinement, the court shall, within 14
7 days of sentencing, determine whether the circumstances of the offense in conjunction with the
8 offender's criminal history indicate that the sex offender does not pose a risk of reoffense or a
9 danger to the public. If the court so determines, the court shall relieve such sex offender of the
10 obligation to register under sections 178C to 178P, inclusive. The court may not make such a
11 determination or finding if the sex offender has been determined to be a sexually violent
12 predator; has been convicted of two or more sex offenses defined as sex offenses pursuant to the
13 Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act, 42
14 U.S.C. section 14071, committed on different occasions; has been convicted of a sex offense
15 involving a child or a sexually violent offense; or if the sex offender is otherwise subject to
16 minimum or lifetime registration requirements as determined by the board pursuant to section
17 178D