

SENATE . . . . . No. 26

The Commonwealth of Massachusetts

PRESENTED BY:

*Karen E. Spilka*

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 to expand juvenile jurisdiction, increase public safety and protect children from harm.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Karen E. Spilka</i>	<i>Second Middlesex and Norfolk</i>
<i>Anthony W. Petrucci</i>	<i>First Suffolk and Middlesex</i>
<i>John Hart, Jr.</i>	<i>First Suffolk</i>
<i>James F. Burke, Jr., Mass. Sheriff's Assoc.</i>	<i>271 Cambridge St., Suite 202 Cambridge, MA 02141</i>
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>
<i>Mark J. Cusack</i>	<i>5th Norfolk</i>
<i>Michael J. Rodrigues</i>	<i>First Bristol and Plymouth</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>

**SENATE . . . . . No. 26**

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By Ms. Spilka, a petition (accompanied by bill, Senate, No. 26) of Karen E. Spilka, Anthony W. Petruccelli, John Hart, Jr., James F. Burke, Jr., Mass. Sheriff's Assoc. and other members of the General Court for legislation to expand juvenile jurisdiction, increase public safety and protect children from harm. Children, Families and Persons with Disabilities.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 64 OF 2011-2012.]

**The Commonwealth of Massachusetts**

—————  
**In the Year Two Thousand Thirteen**  
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An Act to expand juvenile jurisdiction, increase public safety and protect children from harm.

*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 167 of chapter 6 of the General Laws, as appearing in the 2010  
2 Official Edition, is hereby amended by striking out, in lines 21, 23 and 24 the word “seventeen”  
3 and inserting in place thereof the following word:- eighteen

4 SECTION 2. Section 20 of chapter 31 of the General Laws, as appearing in the 2010  
5 Official Edition, is hereby amended by striking out in line 10 the word “seventeen” and inserting  
6 in place thereof the following word:- eighteen

7 SECTION 3. Section 24 of chapter 37 of the General Laws, as appearing in the 2010  
8 Official Edition, is hereby amended by striking out in paragraph (d) the word “seventeen” and  
9 inserting in place thereof the following word:- eighteen

10 SECTION 4. Section 32H of chapter 94C, as most recently amended by section 28 and  
11 29 of Chapter 192 of the Acts of 2012, is hereby further amended by striking out in the last  
12 sentence the number “17” and inserting in place thereof the following number:- 18

13 SECTION 5. Section 32M of chapter 94C of the General Laws, as appearing in the 2010  
14 Official Edition, is hereby amended by striking out in line 6 the word “seventeen” and inserting  
15 in place thereof the following word:- eighteen

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

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

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

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

28 SECTION 10. The second sentence of the first paragraph of section 58 of said chapter  
29 119, as most recently amended by section 16 of Chapter 176 of the Acts of 2011, is hereby  
30 amended by inserting in lines 9 and 10 after the words “or age nineteen in the case of a child  
31 whose case is disposed of after he has attained his eighteenth birthday” the following:- or age  
32 twenty in the case of a child whose case is disposed of after he has attained his nineteenth  
33 birthday.

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

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

39 SECTION 12. Said section 58 of said chapter 119, as so appearing, is hereby further  
40 amended by striking out in line 59 the word “seventeenth” and inserting in place thereof the  
41 following word:- eighteenth

42 SECTION 13. Said section 58 of said chapter 119, as so appearing, is hereby further  
43 amended by inserting in line 81 after the words “child attains his eighteenth birthday” the  
44 following:-

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

47 SECTION 14. The second paragraph of section 60A of said chapter 119, as so appearing  
48 in the 2010 Official Edition, is hereby amended by striking out the word “seventeenth” and  
49 inserting in place thereof the following word:- eighteenth

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

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

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

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

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

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

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

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

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

77 SECTION 24. Said section 72 of said chapter 119, as so appearing, is hereby further  
78 amended by striking out, in lines 9 to 12, inclusive, the words “seventeenth birthday, and is not  
79 apprehended until between his seventeenth and eighteenth birthday, the court shall deal with  
80 such child in the same manner as if he has not attained his seventeenth birthday” and inserting in  
81 place thereof the following:- eighteenth birthday, and is not apprehended before his nineteenth  
82 birthday, the court shall deal with such child in the same manner as if he has not attained his  
83 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:- eighteenth  
87 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 2010  
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 2010  
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 2010  
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 2010  
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 2010  
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

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