

**SENATE . . . . . No. 921**

---

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 relative to the civil commitment for alcoholism or substance abuse at certain facilities.

\_\_\_\_\_

PETITION OF:

NAME:

*Karen E. Spilka*

DISTRICT/ADDRESS:

*Second Middlesex and Norfolk*

**SENATE . . . . . No. 921**

---

By Ms. Spilka, a petition (accompanied by bill, Senate, No. 921) of Karen E. Spilka for legislation relative to the civil commitment for alcoholism or substance abuse at certain facilities. Mental Health and Substance Abuse.

---

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 989 OF 2011-2012.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the Year Two Thousand Thirteen**  
\_\_\_\_\_

An Act relative to the civil commitment for alcoholism or substance abuse at certain facilities.

*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 7 of chapter 111B of the General Laws, as appearing in the 2010  
2 Official Edition, is hereby amended by striking out, in lines 26 – 29, the words, “or if any such  
3 person is committed for rehabilitative purposes to the Massachusetts correctional institution,  
4 Bridgewater or to the Massachusetts correctional institution, Framingham, he shall be required to  
5 remain for a period of not less than ten days.”

6           SECTION 2. Section 7 of chapter 111B of the General Laws, as appearing in the 2010  
7 Official Edition, is hereby amended by inserting at the end thereof the following sentence:-

8           The department shall ensure that no one is committed to the Massachusetts correctional  
9 institutions at Bridgewater and Framingham for rehabilitative purposes, pursuant to this section  
10 or pursuant to section 35 of chapter 123 of the General Laws.

11           SECTION 3. Section 35 of chapter 123 of the General Laws, as appearing in the 2010  
12 Official Edition, is hereby amended by inserting after the word “psychologist,” in line 33, the  
13 following words:- The person shall be assessed using a standardized evaluation tool to be created  
14 by the Department of Mental Health in collaboration with the Department of Public Health.

15           SECTION 4. Said Section 35 of chapter 123 is hereby amended by striking out the  
16 following two sentences:- “The person may be committed to the Massachusetts correctional

17 institution at Bridgewater, if a male, or at Framingham, if a female, provided that there are not  
18 suitable facilities available under chapter one hundred and eleven B; and provided, further that  
19 the person so committed shall be housed and treated separately from convicted criminals. A  
20 person so committed may be released prior to the expiration of the period of commitment upon  
21 determination by the superintendent that release of said person will not result in a likelihood of  
22 serious harm.”

23 SECTION 5. Said Section 35 of chapter 123 is hereby further amended by striking out  
24 the words, “including the separated facilities at the Massachusetts correctional institutions at  
25 Bridgewater and Framingham”.

26 SECTION 6. Notwithstanding any general or special law to the contrary, the department  
27 of mental health in collaboration with the department of public health shall study and report to  
28 the joint committee on mental health and substance abuse and the joint committee on public  
29 health the budgetary needs required to provide enough secure treatment beds to meet the  
30 requirements of this section by December 31, 2014. The report shall include immediate  
31 budgetary needs for fiscal year 2015 and projected annual expenditure requirements through  
32 fiscal year 2020.