

# SENATE . . . . . No. 910

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## The Commonwealth of Massachusetts

PRESENTED BY:

***Mark C. Montigny***

*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 provide a DNA exception for statute of limitations on sex offenses.

PETITION OF:

NAME:

*Mark C. Montigny*

DISTRICT/ADDRESS:

*Second Bristol and Plymouth*

# SENATE . . . . . No. 910

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By Mr. Montigny, a petition (accompanied by bill, Senate, No. 910) of Mark C. Montigny for legislation to provide a DNA exception for statute of limitations on sex offenses. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 879 OF 2015-2016.]

## The Commonwealth of Massachusetts

\_\_\_\_\_  
In the One Hundred and Ninetieth General Court  
(2017-2018)  
\_\_\_\_\_

An Act to provide a DNA exception for statute of limitations on sex offenses.

*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 277 of the General Laws is hereby amended by inserting after  
2   section 63 the following new section:-

3           Section 63A(a) Notwithstanding the provisions of section 63 of chapter 277 or any other  
4   general or special law to the contrary, prosecutions for any sex offense may be commenced  
5   beyond the time limitations set forth in said section if the identity of the previously unidentified  
6   offender is established after the expiration of such time limitation through the use of a DNA  
7   profile.

8           (b) If commenced beyond the period otherwise provided for such prosecution by section  
9   63 of chapter 277, a prosecution under the exception provided by this section shall be

- 10 commenced within three years from the date on which the identity of the suspect is established
- 11 by DNA testing.