

HOUSE No. 1514

The Commonwealth of Massachusetts

PRESENTED BY:

Joan Meschino

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 multi-system youth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Joan Meschino</i>	<i>3rd Plymouth</i>	<i>1/16/2019</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>1/30/2019</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	<i>1/30/2019</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>2/1/2019</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>	<i>1/25/2019</i>

HOUSE No. 1514

By Ms. Meschino of Hull, a petition (accompanied by bill, House, No. 1514) of Joan Meschino and others relative to juvenile or youthful offenders. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3579 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to multi-system youth.

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 119 of the General Laws, as appearing, is hereby amended by
2 striking out section 87 and inserting in place thereof the following section:-

3 Section 87. Placement of juvenile in secure detention facility or secure correctional
4 facility or in any institution in which juvenile has contact with adult inmates

5 (a) The department of youth services and the department of correction shall not place in a
6 secure detention facility or secure correctional facility any juvenile who has:

7 (1) been charged with an offense that is not punishable by a period of incarceration or an
8 offense that is only prohibited for juveniles, except juveniles who are held in accordance with the
9 interstate compact on juveniles, as enacted by the commonwealth;

10 (2) not been arraigned on a charge or adjudicated to be a delinquent child or youthful
11 offender, except juveniles arrested and held in an alternative lock-up program; or

12 (3) been alleged to be dependent on the court, neglected, or abused, or is in the care or
13 custody or under the responsibility of the Department of Children and Families, unless (a) the
14 court has made findings consistent with G. L. c. 276, s. 58A or (b) the juvenile requests such
15 placement in writing.

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17 (b) The department of youth services and the department of correction shall not detain or
18 confine any juvenile identified in subsection (a) or any juvenile alleged to be or found to be
19 delinquent in any institution in which they have contact with adult inmates; and shall require that
20 individuals employed by the department of youth services or the department of corrections who
21 work with both juveniles and adult inmates be trained and certified to work with juveniles by the
22 department of youth services.

23

24 The department of youth services and the department of correction shall promulgate
25 regulations and policies for the implementation, administration and enforcement of this section
26 and maintain adequate records to ensure compliance with this section.