SENATE DOCKET, NO. 1833 FILED ON: 1/18/2019

SENATE . . . . . No. 991

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:	DISTRICT/ADDRESS:	
Mark C. Montigny	*Second Bristol and Plymouth*	
Patrick M. O'Connor	*Plymouth and Norfolk*	*1/29/2019*
Michael D. Brady	*Second Plymouth and Bristol*	*1/31/2019*
Hannah Kane	*11th Worcester*	*1/31/2019*
Michael O. Moore	*Second Worcester*	*2/1/2019*

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By Mr. Montigny, a petition (accompanied by bill, Senate, No. 991) of Mark C. Montigny, Patrick M. O'Connor, Michael D. Brady, Hannah Kane and others for legislation to provide a DNA exception for statute of limitations on sex offenses. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. *910* OF 2017-2018.]

The Commonwealth of Massachusetts

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

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:

SECTION 1. Section 63 of chapter 277 of the General Laws, as so appearing in the 2016 Official Edition, is hereby amended by inserting at the end thereof the following paragraph:-

Notwithstanding the first paragraph, a prosecution for a sex offense, as defined in section 178C of chapter 6, may be commenced at any time if forensic evidence, as defined in section 220 of chapter 111, has been collected and preserved, and if such forensic evidence can be subjected to DNA analysis, as defined in section 1 of chapter 22E, that can positively establish the identity of the defendant.