SENATE DOCKET, NO. 697 FILED ON: 1/20/2011

SENATE . . . . . No. 64

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:
Karen E. Spilka	
Patricia D. Jehlen	
Jennifer L. Flanagan	

SENATE DOCKET, NO. 697 FILED ON: 1/20/2011

SENATE . . . . . No. 64

By Ms. Spilka, petition (accompanied by bill, Senate, No. 64) of Flanagan, Jehlen and Spilka for legislation to expand juvenile jurisdiction, increase public safety and protect children from harm [Joint Committee on Children, Families and Persons with Disabilities].

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

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:

SECTION 1. Section 167 of chapter 6 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out, in lines 21, 23 and 24 the word "seventeen" and inserting in place thereof the following word:- eighteen

SECTION 2. Section 20 of chapter 31 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out in line 10 the word "seventeen" and inserting in place thereof the following word:- eighteen

SECTION 3. Section 24 of chapter 37 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out in paragraph (d) the word "seventeen" and inserting in place thereof the following word:- eighteen

SECTION 4. Section 32H of chapter 94C, as most recently amended by section 71 of Chapter 256 of the Acts of 2010, is hereby further amended by striking out in the last 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
14 the 2008 Official Edition, is hereby amended by striking out in line 6 the word “seventeen” and
15 inserting in place thereof the following word:- eighteen

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

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

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

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

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

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

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

SECTION 12. Said section 58 of said chapter 119, as so appearing, is hereby further amended by striking out in line 67 the word “seventeenth” and inserting in place thereof the following word:- eighteenth

SECTION 13. Said section 58 of said chapter 119, as so appearing, is hereby further amended by inserting in line 89 after the words “child attains his eighteenth birthday” the following:-

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

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

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

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

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

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

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

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

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

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

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

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

83 SECTION 25. Section 72A of said chapter 119, as so appearing , is hereby
84 amended by striking out in lines 2 to 3, inclusive, the words “seventeenth birthday, and is not
85 apprehended until after his eighteenth birthday,” and inserting in place thereof the following:-
86 eighteenth birthday, and is not apprehended until after his nineteenth birthday,

87 SECTION 26. Section 72B of said chapter 119, as so appearing, is hereby
88 amended by striking out in lines 2, 7 and 24 the word “seventeenth” and inserting in place
89 thereof the following word:- eighteenth

90 SECTION 27. Section 74 of said chapter 119, as so appearing, is hereby
91 amended by striking out in line 3 the word “seventeenth” and inserting in place thereof the
92 following word:- eighteenth

93 SECTION 28. Said section 74 of said chapter 119, as so appearing, is hereby
94 further amended by striking out in lines 10 and 14 the word “seventeen” and inserting in place
95 thereof the following word:- eighteen

96 SECTION 29. Section 84 of said chapter 119, as so appearing, is hereby
97 amended by striking out in line 11 the words “seventeen (or eighteen)” and inserting in place
98 thereof the following:- eighteen (or nineteen)

99 SECTION 30. Section 15 of chapter 120 of the General Laws, as appearing in
100 the 2008 Official Edition, is hereby amended by striking out in lines 3 and 4 the word
101 “seventeen” and inserting in place thereof the following word:- eighteen

102 SECTION 31. Section 21 of said chapter 120, as so appearing, is hereby
103 amended by striking out in line 17 the word “seventeen” and inserting in place thereof the
104 following word:- eighteen

105 SECTION 32. Section 13 of chapter 250 of the General Laws, as appearing in
106 the 2008 Official Edition, is hereby amended by striking out in line 3 the word “seventeen” and
107 inserting in place thereof the following word:- eighteen

108 SECTION 33. Section 89A of chapter 276 of the General Laws, as appearing
109 in the 2008 Official Edition, is hereby amended by striking out in line 3 the word “seventeen”
110 and inserting in place thereof the following word:- eighteen

111 SECTION 34. Section 2 of chapter 276A of the General Laws, as appearing in
112 the 2008 Official Edition, is hereby amended by striking out in lines 6 and 10 the word
113 “seventeen” in and inserting in place thereof the following word:- eighteen

114 SECTION 35. Section 6B of chapter 280 of the General Laws, as appearing in

115 the 2008 Official Edition, is hereby amended by striking out in line 3 the word “seventeen” and

116 inserting in place thereof the following word:- eighteen

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