

HOUSE No. 1378

The Commonwealth of Massachusetts

PRESENTED BY:
Paul R. Heroux

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 passage of the accompanying bill:

An Act relative to raising the standard of proof for juvenile defendants .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Tom Sannicandro</i>	<i>7th Middlesex</i>

HOUSE No. 1378

By Mr. Heroux of Attleboro, a petition (accompanied by bill, House, No. 1378) of Paul R. Heroux and Tom Sannicandro relative to the standard of proof for juvenile defendants. The Judiciary.

The Commonwealth of Massachusetts

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In the Year Two Thousand Thirteen
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An Act relative to raising the standard of proof for juvenile defendants .

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 5. Section 5 of chapter 258E of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended, in line 9, by inserting after the word "entered;" the
3 following words:- However, if the defendant is 13 or younger, then the burden of proof
4 necessary to issue a harassment protection order is clear convincing evidence, as opposed to
5 preponderance of the evidence.