

HOUSE No. 1446

The Commonwealth of Massachusetts

PRESENTED BY:

David Paul Linsky

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 requiring the inclusion of certain civil rights offense information in the statewide domestic violence recordkeeping system.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>

HOUSE No. 1446

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 1446) of David Paul Linsky and Kenneth I. Gordon for legislation to require the inclusion of certain civil rights offense information in the statewide domestic violence record keeping system. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1460 OF 2013-2014.]

The Commonwealth of Massachusetts

—————
**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**
—————

An Act requiring the inclusion of certain civil rights offense information in the statewide domestic violence recordkeeping system.

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. The commissioner of probation is hereby authorized and directed to include
2 any injunction issued, whether a temporary, preliminary, permanent or final injunction, pursuant
3 to sections 11H or section 11I of chapter 12, or section 127B of chapter 266, in the statewide
4 domestic violence record keeping system created pursuant to St. 1992, c. 188 § 7. Such
5 information shall be made available to judges considering the issuance of any injunction
6 pursuant to sections 11H or 12I of chapter 12, or section 127B of chapter 266. Further, such
7 information shall be made available to criminal justice agencies through the criminal justice
8 information system maintained by the executive office of public safety.

9 SECTION 2. Section 11H of chapter 12 of the General Laws is hereby amended by
10 inserting after the second sentence the following sentences:—

11 Upon issuance of an injunction, whether a final injunctive order, or a temporary,
12 preliminary, or permanent injunction, as provided in this section, the clerk shall transmit a
13 certified copy of such order to the commissioner of probation for entry into the statewide
14 domestic violence record keeping system. The Attorney General shall transmit to the
15 commissioner of probation a certified copy of each order obtained under this section that is in
16 effect on the effective date of this amendment, for entry into the statewide domestic violence
17 record keeping system.

18 SECTION 3. Section 11I of chapter 12 of the General Laws is hereby amended by
19 inserting after the second sentence the following sentence:—

20 Upon issuance of an injunction, whether a final injunctive order, or a temporary,
21 preliminary, or permanent injunction, as provided in this section, the clerk shall transmit a
22 certified copy of such order to the commissioner of probation for entry into the statewide
23 domestic violence record keeping system.

24 SECTION 4. Section 127B of chapter 266 of the General Laws is hereby amended by
25 inserting after the last sentence of the first paragraph, the following sentence: Upon issuance of
26 an injunction, whether a final injunctive order, or a temporary, preliminary, or permanent
27 injunction, as provided in this section, the clerk shall transmit a certified copy of such order to
28 the commissioner of probation for entry into the statewide domestic violence record keeping
29 system.