

HOUSE No. 03985

By Ms. Khan of Newton, for the committee on Children, Families and Persons with Disabilities, on House, No. 2677, a Bill Relative To Caseworkers at the Department of Youth Services (House, No. 3985). March 12, 2012.

The Commonwealth of Massachusetts

In the Year Two Thousand Twelve

An Act Relative To Caseworkers at the Department of Youth Services.

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

2 Chapter 18a is hereby amended by adding the following section:

3 “Section 10: Whenever a caseworker or other employee of the department of youth services
4 charged with the care, custody or supervision of a youthful or juvenile offender, any volunteer or
5 employee of a contractor of the department of youth services charged with the care custody or
6 supervision or any duly authorized employee of the department of youth services engaged in the
7 transportation of a youthful or juvenile offender for any lawful purpose the department of youth
8 services of the commonwealth notifies their immediate supervisor that an assault on said
9 employee has been committed by a juvenile or youthful offender in the care and custody of the
10 department of youth services, the department of youth services shall forthwith notify the nearest
11 state police unit and the district attorney for the county in which such assault occurred. Upon

12 notification the department shall immediately provide said district attorney and state police
13 official with any and all documentation pertaining to said assault including but not limited to
14 video and audio recordings, written reports and any other evidence in the possession of the
15 department of youth services.”

16 Section 2

17 Section 3 of Chapter 258B is hereby amended by adding the following at the end thereof:

18 “(w) Where the victim or witness is an employee of the department of youth services, no
19 law enforcement agency, prosecutor, defense counsel, or parole, probation or corrections official
20 may disclose or state the residential address, telephone number, or place of employment or
21 school of the victim, a victim's family member, or a witness, except as otherwise ordered by the
22 court. The court may enter such other orders or conditions to maintain limited disclosure of the
23 information as it deems appropriate to protect the privacy and safety of victims, victims' family
24 members and witnesses;