

**HOUSE . . . . . No. 00449**

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The Commonwealth of Massachusetts

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PRESENTED BY:

*Kay Khan*

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*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 global positioning devices for certain sex offender parolees and probationers

\_\_\_\_\_  
PETITION OF:

NAME:

*Kay Khan*

*Jennifer L. Flanagan*

DISTRICT/ADDRESS:

*11th Middlesex*

*Worcester and Middlesex*

# HOUSE . . . . . No. 00449

By Ms. Kay Khan of Newton, petition (accompanied by bill, House, No. 00449) of Jennifer Flanagan and Kay Khan relative to the use of global positioning devices for certain sex offender parolees and probationers. Joint Committee on the Judiciary.

## The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to global positioning devices for certain sex offender parolees and probationers

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*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. Section 133D½ of chapter 127 of the General Laws, as appearing in the 2008 Official  
2 Edition, is hereby amended by striking out, in line 5, the words “shall as a requirement of such  
3 parole” and inserting in place thereof the following:-

4 “may be required to”

5 Said section is further amended by striking out, in line 6, the words “at all times for” and  
6 inserting in place thereof the following:-

7 “for all or any portion of”

8 Said section is further amended by striking out, in line 7, the word “shall” and inserting in place  
9 thereof the following:-

10 “may”

11 Section 2. Section 47 of chapter 265 of the General Laws, as appearing in the 2008 Official  
12 Edition, is hereby amended by inserting in line 4 after the word “shall,” the following:-

13 “if ordered by the sentencing court”

14 Said section is further amended by striking out, in line 6, the words “at all times for” and  
15 inserting in place thereof the following:-

16 “for all or any portion of”

17 Said section is further amended by striking out, in line 8, the word “shall” and inserting in place  
18 thereof the following:-

19 “may”

20 Said section is further amended by inserting, in line 7, after the words “any such offense.” the  
21 following:-

22 “The sentencing court shall take into account information presented by the prosecutor, defendant  
23 and probation department, which may include evidence-based risk assessment.”