

HOUSE No. 00463

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 passage of the accompanying bill:

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

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>

HOUSE No. 00463

By Mr. David Paul Linsky of Natick, petition (accompanied by bill, House, No. 00463) of Cory Atkins and others requiring the inclusion of certain civil rights offense information in the statewide domestic violence record keeping system. Joint Committee on the Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ HOUSE
□ , NO. 1517 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

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 any
2 injunction issued, whether a temporary, preliminary, permanent or final injunction, pursuant to
3 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 inserting
10 after the second sentence the following sentences:—

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

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

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

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