

SENATE No. 1107

The Commonwealth of Massachusetts

PRESENTED BY:

Pavel M. Payano

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 relative to pre-adjudication credit for juvenile offenders.

PETITION OF:

NAME:

Pavel M. Payano

DISTRICT/ADDRESS:

First Essex

SENATE No. 1107

By Mr. Payano, a petition (accompanied by bill, Senate, No. 1107) of Pavel M. Payano for legislation relative to pre-adjudication credit for juvenile offenders. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to pre-adjudication credit for juvenile offenders.

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 1a. Section 58 of Chapter 119 of the General Laws, as appearing in the 2020
2 official edition, is hereby amended by inserting after the word “maturity” in line 65 the
3 following:- the period of time the child spent in a secure detention facility awaiting trial;

4 SECTION 1b. Section 58 of Chapter 119 of the General Laws, as appearing in the 2020
5 official edition, is hereby amended by inserting after the fifth paragraph the following paragraph:

6 The court shall order that a child, who receives either a sentence as provided by the law
7 or a combination sentence pursuant to this section, be deemed to have served a portion of their
8 adult sentence pursuant to Chapter 279 Section 33A.

9 SECTION 2. Section 68 of chapter 119 of the General Laws, as appearing in the 2020
10 official edition, is hereby amended by adding the following paragraph:-

11 The department shall prepare and submit a report to the court prior to disposition for
12 children who are detained under this section that includes the period of time the child spent in a
13 secure detention facility.

14 SECTION 3. Section 5 of Chapter 120 of the General Laws, as appearing in the 2020
15 official edition, is hereby amended by adding the following subsection:-

16 (f) The department shall consider the period of time spent in a secure detention facility
17 while awaiting trial when determining the length of confinement.