HOUSE DOCKET, NO. 2087 FILED ON: 1/17/2013

HOUSE . . . . . No. 1378

The Commonwealth of Massachusetts

PRESENTED BY:

Paul R. Heroux

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:

An Act relative to raising the standard of proof for juvenile defendants .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Paul R. Heroux	*2nd Bristol*
Tom Sannicandro	*7th Middlesex*

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HOUSE . . . . . No. 1378

By Mr. Heroux of Attleboro, a petition (accompanied by bill, House, No. 1378) of Paul R. Heroux and Tom Sannicandro relative to the standard of proof for juvenile defendants. The Judiciary.

The Commonwealth of Massachusetts

An Act relative to raising the standard of proof for juvenile defendants .

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 5. Section 5 of chapter 258E of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended, in line 9, by inserting after the word "entered;" the
3 following words:- However, if the defendant is 13 or younger, then the burden of proof
4 necessary to issue a harassment protection order is clear convincing evidence, as opposed to
5 preponderance of the evidence.