HOUSE DOCKET, NO. 425 FILED ON: 1/11/2013

HOUSE . . . . . No. 1790

The Commonwealth of Massachusetts

PRESENTED BY:

Kay Khan

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 the civil commitment of women for alcoholism and substance abuse to MCI Framingham.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Kay Khan	*11th Middlesex*
Denise Andrews	*2nd Franklin*
Ruth B. Balser	*12th Middlesex*
Marcos A. Devers	*16th Essex*
Stephen L. DiNatale	*3rd Worcester*
Carolyn C. Dykema	*8th Middlesex*
Gloria L. Fox	*7th Suffolk*
Sean Garballey	*23rd Middlesex*
Kate Hogan	*3rd Middlesex*
Patricia D. Jehlen	*Second Middlesex*
Peter V. Kocot	*1st Hampshire*
Elizabeth A. Malia	*11th Suffolk*
Denise Provost	*27th Middlesex*
David M. Rogers	*24th Middlesex*
John W. Scibak	*2nd Hampshire*
Carl M. Sciortino, Jr.	*34th Middlesex*
Ellen Story	*3rd Hampshire*

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HOUSE . . . . . No. 1790

By Ms. Khan of Newton, a petition (accompanied by bill, House, No. 1790) of Kay Khan and others relative to the civil commitment of women for alcoholism and substance abuse at the Framingham Correctional Institution. Mental Health and Substance Abuse.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *1423* OF 2011-2012.]

The Commonwealth of Massachusetts

An Act relative to the civil commitment of women for alcoholism and substance abuse to MCI Framingham.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 7 of Chapter 111B of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by adding at the end thereof the following: The department shall ensure that no female is committed to the Massachusetts correctional institution, Framingham for rehabilitative purposes pursuant to this section or pursuant to section 35 of chapter 123 of the General Laws.

SECTION 2. Said Section 7 of said Chapter 111B of the General Laws, as so appearing, is hereby further amended by striking out, in lines 27-28, the following words:— or to the Massachusetts correctional institution, Framingham

SECTION 3. Section 35 of Chapter 123 of the General Laws, as so appearing, is hereby amended by striking out in line 43 the words “or at Framingham, if a female”.

SECTION 4. Section 35 of Chapter 123 of the General Laws, as so appearing, is hereby further amended by striking out in line 60, the words “and Framingham”

SECTION 5. Said Section 35 of said Chapter 123, as so appearing, is hereby further amended by striking out, in line 59, the word “institutions” and inserting in place thereof the word “institution”.

16 SECTION 6. Said Section 35 of said Chapter 123, as so appearing, is hereby further
17 amended in line 46 by inserting after the words “convicted criminals.” the following sentence:--

18 Within 24 hours of completed detoxification the person so committed shall receive a full
19 mental health evaluation performed by a physician board certified in psychology, qualified
20 psychiatric nurse clinical specialist or licensed psychologist.

21 SECTION 7. Said Section 35 of said Chapter 123 of the General Laws, as so appearing,
22 is hereby further amended by adding the following paragraph:--

23 The department of public health shall establish and maintain the necessary number of
24 secure treatment beds for females to meet the requirements of this section.

25 SECTION 8. Said Section 35 of said Chapter 123 of the General Laws, as so appearing,
26 is hereby further amended by adding at the end thereof the following paragraph:--

27 The department of public health shall file an annual report on these proceedings with the
28 house committee on ways and means, the senate committee on ways and means, the joint
29 committee on mental health & substance abuse and the joint committee on health care financing.
30