
By Ms. Amick, a petition (accompanied by bill, Senate, No. 598) of Carol C. Amick for legislation to establish a counselling-rehabilitation program for certain juvenile offenders. Human Services and Elderly Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT ESTABLISHING A COUNSELLING-REHABILITATION PROGRAM
FOR CERTAIN 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 1. Chapter 127 of the General Laws is hereby
2 amended by inserting after Section 49B the following new
3 section: —

4 *Section 49C.* The Commissioner of the Department of Cor-
5 rections in consultation with the Director of Youth Services
6 is hereby directed to establish a pilot program of counselling
7 and rehabilitation within a maximum or medium security cor-
8 rectional institution in the commonwealth for any juvenile 14
9 years of age or over having a negative contact with law en-
10 forcement agencies for the first time, or who has been placed
11 on probation for the first time. Inmates of the maximum or
12 medium security prison selected for this experimental program
13 shall, to the fullest extent possible, act as councillors in such
14 a rehabilitation program under the training and supervision
15 of the department.

1 SECTION 2. Chapter 119 of the General Laws is hereby
2 amended by inserting after section 84 the following new sec-
3 tion: —

4 *Section 85.* Any juvenile 14 years of age or over having
5 negative contact with law enforcement agencies for the first
6 time, or who has been placed on probation for the first time,
7 may be required, if deemed necessary as a corrective measure,
8 or as a condition of probation by a judge, juvenile officer, or
9 probation officer, to participate in a counselling-rehabilitation
10 program pursuant to section 49C of chapter 127. In order to

11 qualify for disposition, said juvenile shall receive parental or
12 guardian permission and shall be required to cooperate to the
13 fullest extent possible in the program.

14 A fee of \$200 shall be paid to the department by each juve-
15 nile placed in the pilot program, and all such fees shall be
16 deposited with the state treasurer to be kept in a separate
17 fund in the treasury for expenditure by the department sub-
18 ject to appropriation for additional support of said program.
19 No juvenile may be excluded from said program for inability
20 to pay the fee, provided that such juvenile files an affidavit of
21 indigency or inability to pay with the court within ten days
22 of the date of disposition, that investigation by the depart-
23 ment confirms such indigency or establishes that the payment
24 of such fee would cause a grave and serious hardship to such
25 individual or to the family of such individual, and that the
26 court enters a written finding thereof.

27 The state treasurer may accept for the state for the pur-
28 pose of juvenile counselling or rehabilitation any gift or be-
29 quest of money or property and any grant, loan, service, pay-
30 ment of property from a governmental authority. Any such
31 money received shall be deposited in the separate fund in the
32 treasury for expenditure by the department subject to appro-
33 priation for the support of said pilot program in accordance
34 with the conditions of the gift, grant, or loan without specific
35 appropriation. Any federal funds for juvenile counseling and
36 rehabilitation shall be used by the department to the extent
37 possible to support the purposes of this act.

38 The Department of Youth Services in consultation with the
39 Department of Corrections shall provide a report, uniform in
40 content and format throughout the Commonwealth, which in-
41 cludes a copy of said juvenile's referral to the counselling-
42 rehabilitation program, the nature of the offense and a six-
43 month follow-up report following each juvenile offender's com-
44 pletion of the program. The report shall not include the names
45 of the juveniles, but shall include information on the ages and
46 the locations around the state of the juveniles participating
47 The report shall also include an analysis by the departments
48 of recidivism rates for juveniles in the program.