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By Mr. Reilly, a petition (accompanied by bill, Senate, No. 638) of Martin T. Reilly for legislation to establish a program for repeat juvenile offenders. Human Services and Elderly Affairs.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Eighty-Seven.

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**AN ACT ESTABLISHING A PROGRAM FOR REPEAT 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 68 of chapter 119 of the General Laws, as most recently  
2 amended by section 58 of Chapter 478 of the acts of 1978, is hereby  
3 amended by adding the following section: —

4 Section 1. Notwithstanding any law to the contrary, if a child  
5 between the ages of fourteen and seventeen is adjudged a  
6 delinquent child upon a complaint involving a second or  
7 subsequent offense on a person, the infliction or threat of bodily  
8 harm to the person of another the court shall commit such child  
9 to the custody of the commissioner of youth services for a specified  
10 period of time and shall specify the facility, training school or  
11 institution where such commitment is to be served; provided  
12 however, that such commitment shall not extend beyond the date  
13 when such child attains the age of eighteen. Any alternatives in  
14 said commitment shall be determined by the commissioner subject  
15 to the review by the court of the original jurisdiction over the  
16 adjudicated delinquent.

1 SECTION 2. The commissioner of youth services shall  
2 establish a program for the treatment of second and subsequent  
3 juvenile offenders which shall include facilities for housing. Such  
4 program shall include provisions for requiring the clinical  
5 evaluation of juveniles so committed. Such clinical evaluation  
6 shall include, but not be limited to, psychological, mental and

7 physical aptitude testing and the results of such evaluation shall  
8 be used to determine the appropriate program category of  
9 rehabilitation for the juvenile offender. Program categories shall  
10 consist of, but not be limited to, mental health confinement,  
11 vocational education training in academic education and physical  
12 education.

1 SECTION 3. Section 69 of said chapter 119 is hereby amended  
2 by inserting after Section 69A the following section: —

3 Section 69B. Within thirty days after a commitment to the  
4 department of youth services a child adjudged delinquent on a  
5 complaint involving the infliction of bodily harm to the person of  
6 another, the commissioner shall determine the program of rehabili-  
7 tation for committed delinquent, and file a written report back to  
8 the court of jurisdiction. Such report shall include, but not be  
9 limited to, clinical evaluation of the juvenile offender and program  
10 of treatment. Satisfactory completion of such program shall be a  
11 condition of release of a juvenile offender prior to the completion  
12 of the term for which he was committed.

13 Upon satisfactory completion of such program by a juvenile  
14 offender, the commissioner shall submit to the juvenile judge  
15 having original jurisdiction of adjudicated delinquent, a written  
16 report which shall contain recommendations for a follow up  
17 program applicable to such juvenile following his release from  
18 such facility. Such recommendations may include job placement  
19 and further vocational or educational training in a public school.