

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

James H. Fagan

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 bill:

An Act requiring police departments to notify school superintendents upon the issuance of felony complaints against students.

PETITION OF:

NAME:

James H. Fagan

DISTRICT/ADDRESS:

3rd Bristol

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2302 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

**AN ACT REQUIRING POLICE DEPARTMENTS TO NOTIFY SCHOOL SUPERINTENDENTS
UPON THE ISSUANCE OF FELONY COMPLAINTS AGAINST STUDENTS.**

*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. Section 37H½ of chapter 71 of the General Laws, as appearing in the 2006 Official Edition, is hereby
2 amended by adding at the end thereof the following subsection:—
3 (3) Upon the issuance of a criminal complaint charging a student with a felony, or upon the issuance of a felony
4 delinquency complaint against a student, in a city or town other than where the student attends school, the police
5 department pursuing either the criminal or delinquency complaint shall be responsible for immediately notifying the
6 superintendent in the district where the student is believed to be a student. The police department so notifying shall
7 do so on a form provided by the department of education for said purpose. The principal or headmaster of the
8 school, in which the student is enrolled, the superintendent, as well as the student, shall have the same rights as
9 above.