

**HOUSE . . . . . No. 3154**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Peter J. Koutoujian***

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*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 adoption of the accompanying bill:

An act relative to the crime of rape by fraud.

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PETITION OF:

NAME:

DISTRICT/ADDRESS:

DATE ADDED:

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**HOUSE . . . . . No. 3154**

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By Mr. Koutoujian of Waltham, a petition (accompanied by bill, House, No. 3154) of Peter J. Koutoujian relative to sexual intercourse through the use of fraud. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1494 OF 2009-2010.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An act relative to the crime of rape by fraud.

*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 265 of the General Laws is hereby amended by inserting after  
2 section 22A the following section:-

3 Section 22B. Whoever has sexual intercourse or unnatural sexual intercourse with a  
4 person having obtained that person’s consent by the use of fraud, concealment or artifice, and  
5 who thereby intentionally deceived such person so that a reasonable person would not have  
6 consented but for the deception, shall be punished by imprisonment in the state prison for life or  
7 any term of years. As used in this statute, “fraud” or “artifice” shall not be construed to mean a  
8 promise of future consideration.