

**SENATE . . . . . No. 763**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Benjamin B. Downing***

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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 heroin trafficking.

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PETITION OF:

NAME:

DISTRICT/ADDRESS:

*Benjamin B. Downing*

*Berkshire, Hampshire, Franklin and  
Hampden*

*James E. Timilty*

**SENATE . . . . . No. 763**

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By Mr. Downing, a petition (accompanied by bill, Senate, No. 763) of Benjamin B. Downing and James E. Timilty for legislation relative to heroin trafficking. The Judiciary.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act relative to heroin trafficking.

*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 32E(c) of chapter 94c of the General Laws, as appearing in the  
2   2008 Official Edition, is hereby amended by inserting, after the first paragraph, the following  
3   paragraph:-

4           (1) Five grams or more but less than fourteen grams, be punished by a term of  
5   imprisonment in the state prison for not less than three nor more than fifteen years. No sentence  
6   imposed under the provisions of this clause shall be for less than a mandatory minimum term of  
7   imprisonment of three years and a fine of not less than two thousand five hundred nor more than  
8   twenty-five thousand dollars may be imposed, but not in lieu of the mandatory minimum term of  
9   imprisonment, as established herein.