

SENATE No. 732

The Commonwealth of Massachusetts

PRESENTED BY:

Jennifer L. Flanagan

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 to increase the penalties for corporate manslaughter.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>
<i>Marth Coakley, Attorney General</i>	<i>One Ashburton Place</i>
<i>Richard T. Moore</i>	<i>Worcester and Norfolk</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Mark C. Montigny</i>	<i>Second Bristol and Plymouth</i>
<i>Gale D. Candaras</i>	<i>First Hampden and Hampshire</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Barry R. Finegold</i>	<i>Second Essex and Middlesex</i>
<i>Tom Sannicandro</i>	<i>7th Middlesex</i>
<i>Ellen Story</i>	<i>3rd Hampshire</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>

SENATE No. 732

By Ms. Flanagan, a petition (accompanied by bill, Senate, No. 732) of Jennifer L. Flanagan, Marth Coakley, Attorney General, Richard T. Moore, Jennifer E. Benson and other members of the General Court for legislation to increase the penalties for corporate manslaughter. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act to increase the penalties for corporate manslaughter.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 265 of the General Laws is hereby amended by striking out section 13 and
2 inserting in place thereof the following section:-

3 Section 13. (a) Whoever commits manslaughter shall, except as hereinafter provided, be
4 punished by imprisonment in the state prison for not more than 20 years or by a fine of not more
5 than \$1,000 and imprisonment in the house of correction for not more than 2 1/2 years. Whoever
6 commits manslaughter while committing a violation of any of the provisions of section 102 to
7 102C, inclusive, of chapter 266 shall be imprisoned in the state prison for life or for any term of
8 years.

9 (b) Any corporation that commits manslaughter shall be punished by a fine of not more
10 than \$250,000. If a corporation is complained of or indicted for a violation of this section, the
11 appropriate commissioner or secretary, as defined in section 29F of chapter 29, may debar the
12 corporation, in accordance with said section 29F of said chapter 29; provided, however, that such
13 period of debarment shall not exceed 10 years. If a corporation is found guilty under this section,
14 the appropriate commissioner or secretary shall debar the corporation, under said section 29F of
15 said chapter 29, for a period not to exceed 10 years.