

HOUSE No. 3258

The Commonwealth of Massachusetts

PRESENTED BY:

Evandro C. Carvalho

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 maintaining the integrity of the judicial system.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Evandro C. Carvalho</i>	<i>5th Suffolk</i>	<i>1/20/2017</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>	
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>2/3/2017</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>2/2/2017</i>
<i>Linda Dorcena Forry</i>	<i>First Suffolk</i>	<i>2/3/2017</i>
<i>Carlos González</i>	<i>10th Hampden</i>	<i>2/3/2017</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	<i>2/2/2017</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>2/2/2017</i>
<i>Byron Rushing</i>	<i>9th Suffolk</i>	<i>2/2/2017</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>	
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	
<i>Bud Williams</i>	<i>11th Hampden</i>	
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	
<i>Juana B. Matias</i>	<i>16th Essex</i>	
<i>Mike Connolly</i>	<i>26th Middlesex</i>	
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	

HOUSE No. 3258

By Mr. Carvalho of Boston, a petition (accompanied by bill, House, No. 3258) of Evandro C. Carvalho and others that deaths involving the discharge of a firearm or use of force by law enforcement officers be investigated by special prosecutors. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to maintaining the integrity of the judicial system.

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 38 of the General Laws is hereby amended by inserting in section 4
2 after the words "death occurred", the following:-

3 "; provided that, unnatural deaths involving the discharge of a firearm or use of force by a
4 law enforcement officer shall be investigated by a special prosecutor."

5 Section 2. Chapter 12 of the General Laws, as appearing in the 2012 Official Edition, is
6 hereby amended by inserting after Section 26, the following section:

7 Section 26A.

8 A special prosecutor appointed as required by Section 4 of Chapter 38 shall be named by
9 the Attorney General. The legislature shall appropriate sufficient resources for the special
10 prosecutor to carry out the investigation of such unnatural death.

11 A special prosecutor appointed in accordance with this section shall have no power to
12 convene grand juries.