

HOUSE No. 985

The Commonwealth of Massachusetts

PRESENTED BY:

Timothy R. Whelan

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 penalties for distribution of oxycodone.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>1/4/2017</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	<i>2/3/2017</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>1/30/2017</i>
<i>Kate D. Campanale</i>	<i>17th Worcester</i>	<i>2/3/2017</i>
<i>William L. Crocker, Jr.</i>	<i>2nd Barnstable</i>	<i>1/23/2017</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>1/11/2017</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>1/19/2017</i>
<i>Carole A. Fiola</i>	<i>6th Bristol</i>	<i>1/19/2017</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>2/2/2017</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>2/3/2017</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/23/2017</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>2/3/2017</i>
<i>James R. Miceli</i>	<i>19th Middlesex</i>	<i>1/19/2017</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>	<i>1/20/2017</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/2/2017</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>1/17/2017</i>
<i>Mathew Muratore</i>	<i>1st Plymouth</i>	<i>1/19/2017</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>1/12/2017</i>

<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>1/19/2017</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>	<i>1/24/2017</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>1/23/2017</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>2/2/2017</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>2/3/2017</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>1/24/2017</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>	<i>2/2/2017</i>

HOUSE No. 985

By Mr. Whelan of Brewster, a petition (accompanied by bill, House, No. 985) of Timothy R. Whelan and others for legislation to increase the penalties for the distributing and trafficking of oxycodone and derivatives of oxycodone. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1671 OF 2015-2016.]

The Commonwealth of Massachusetts

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

An Act to increase penalties for distribution of oxycodone.

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 32A of Chapter 94C is hereby amended by striking out paragraph (c) in it's
2 entirety and hereby inserting in it's place the following:

3 "(c) Any person who knowingly or intentionally manufactures, distributes, dispenses or
4 possesses with intent to manufacture, distribute or dispense phencyclidine or a controlled
5 substance defined in clause (1) of paragraph (a), in clause (4) of paragraph (a) or in clause (2) of
6 paragraph (c) of class B of section thirty-one shall be punished by a term of imprisonment in the
7 state prison for not less than two and one-half nor more than ten years or by imprisonment in a
8 jail or house of correction for not less than one nor more than two and one-half years. No
9 sentence imposed under the provisions of this section shall be for less than a mandatory
10 minimum term of imprisonment of one year and a fine of not less than one thousand nor more

- 11 than ten thousand dollars may be imposed but not in lieu of the mandatory minimum one year
- 12 term of imprisonment, as established herein."