

**SENATE . . . . . No. 858**

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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>Dylan Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>	<i>2/2/2017</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>	<i>2/3/2017</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>	<i>2/17/2017</i>

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By Ms. Flanagan, a petition (accompanied by bill, Senate, No. 858) of Jennifer L. Flanagan, Dylan Fernandes, Kathleen O'Connor Ives and Sonia Chang-Diaz for legislation to increase the penalties for corporate manslaughter. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 824 OF 2015-2016.]

The Commonwealth of Massachusetts

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

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 less  
10 than \$250,000. If a corporation is found guilty under this section, the appropriate commissioner  
11 or secretary may debar the corporation, under said section 29F of said chapter 29, for a period  
12 not to exceed 10 years.