HOUSE DOCKET, NO. 1586 FILED ON: 2/10/2021

HOUSE . . . . . No. 1604

The Commonwealth of Massachusetts

PRESENTED BY:

Jessica Ann Giannino

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 enact "Stephen's Law", relative to the distribution of fentanyl that results in death.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Jessica Ann Giannino	*16th Suffolk*	*2/10/2021*
Jeffrey Rosario Turco	*19th Suffolk*	*4/28/2021*

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HOUSE . . . . . No. 1604

By Ms. Giannino of Revere, a petition (accompanied by bill, House, No. 1604) of Jessica Ann Giannino relative to the distribution of fentanyl that results in death. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *3470* OF 2019-2020.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Second General Court
(2021-2022)

An Act to enact "Stephen's Law", relative to the distribution of fentanyl that results in death.

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

Chapter 94C of the General Laws is hereby amended by inserting after section 32N the following section:-

Section 32O. A person who unlawfully distributes fentanyl in violation of section 32A or 32F, or trafficks in fentanyl in violation of section 32E, where a death results from the use of such fentanyl, shall be guilty of homicide by distribution of a controlled substance and shall be punished by imprisonment in the state prison for not less than 10 years and not more than 20 years and by a fine of not more than $25,000. For purposes of this section, a death is deemed to have resulted from the use of fentanyl when the death would not have occurred but for the injection, inhalation or ingestion of the fentanyl.