

HOUSE No. 1658

The Commonwealth of Massachusetts

PRESENTED BY:

Christopher M. Markey

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 solicitation of a juvenile under sixteen to commit murder.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Christopher M. Markey</i>	<i>9th Bristol</i>	<i>1/19/2023</i>

HOUSE No. 1658

By Representative Markey of Dartmouth, a petition (accompanied by bill, House, No. 1658) of Christopher M. Markey relative to solicitation of juveniles under sixteen to commit murder. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE DOCKET, NO. 4226 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to solicitation of a juvenile under sixteen to commit murder.

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 274 of the General Laws, as appearing in the 2020 Official Edition, is
2 hereby amended by inserting after section 2 the following new section:-

3 (1) Whoever solicits, entices, counsels, procures, provokes, threatens, pays, agrees to
4 pay, or offers to pay a juvenile who has not attained the age of sixteen with the intent to have
5 said juvenile commit an armed assault on another person or murder and said juvenile does
6 commit or attempts to commit said armed assault on another or murder, shall be punished by
7 imprisonment in the state prison for life or for any term of years, but not less than twenty years.
8 No sentence imposed under this subsection shall be reduced or suspended nor shall such person
9 so sentenced be eligible for probation, parole, work release, or furlough or receive any deduction
10 from such person's sentence for good conduct.

11 (2) Whoever provides, delivers, purchases, hands, counsels, provokes, or aids in
12 obtaining a juvenile under the age of sixteen a firearm, rifle, machine gun, automatic weapon, or
13 dangerous weapon as defined by M.G.L. 140, with the intent to have said juvenile commit and
14 armed assault on another person or murder shall be punished by imprisonment in the state prison
15 for life or for any term of years, but not less than ten years. No sentence imposed under this
16 subsection shall be reduced or suspended nor shall such person so sentenced be eligible for
17 probation, parole, work release or furlough or receive any deduction from such person's sentence
18 for good conduct.

19 (3) “Armed Assault on another Person” shall be defined as any violation of M.G.L.
20 C. 265 § 14, 18A, 18.

21 (4) “Murder” shall be defined as any violation of M.G.L. C. 265 §1.