

HOUSE No. 1179

The Commonwealth of Massachusetts

PRESENTED BY:

Nicholas A. Boldyga

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 the Safety of Public Employees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>
<i>Susannah M. Whipps Lee</i>	<i>2nd Franklin</i>

HOUSE No. 1179

By Mr. Boldyga of Southwick, a petition (accompanied by bill, House, No. 1179) of Nicholas A. Boldyga and others relative to the penalties for assault and battery on a public employee. The Judiciary.

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act Relative to the Safety of Public Employees.

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: Section 13D of Chapter 265 of the General Laws is hereby amended by
2 striking out the words: “shall be punished by imprisonment in the house of correction for not less
3 than 90 days nor more than 2 and one-half years” and inserting in place thereof the following
4 words “shall be punished by imprisonment for not more than 2 and one-half years in a jail or
5 house of correction or for not more than 10 years in a state prison”

6 SECTION 2: Section 13D of Chapter 265 of the General Laws is hereby amended by
7 inserting after the first paragraph the following paragraph: “For the purposes of this section,
8 “bodily substance” shall mean any human secretion, discharge or emission including, but not
9 limited to, blood, saliva, mucous, semen, urine or feces.”

10 SECTION 3: Section 13D of Chapter 265 of the General Laws is hereby amended by
11 inserting after the second paragraph: Whoever commits an assault or an assault and battery by
12 means of a bodily substance on any public employee when such person is engaged in the

13 performance of his duties at the time of such assault and battery, shall be punished by
14 imprisonment for not more than 2 and one-half years in a jail or house of correction or for not
15 more than 10 years in a state prison or by a fine of not less than \$500 nor more than \$5,000, or
16 both.