

**HOUSE . . . . . No. 1370**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**David L. Flynn**

*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 passage of the accompanying bill:

**An Act relative to Criminally Negligent Homicide.**

PETITION OF:

NAME:

David L. Flynn

DISTRICT/ADDRESS:

8th Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1422 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT RELATIVE TO CRIMINALLY NEGLIGENT HOMICIDE.

*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 30A. A person is guilty of criminally negligent homicide when, with criminal negligence, he  
2 causes the death of another person. For purposes of this section, “criminal negligence” is the failure to perceive a  
3 substantial and unjustifiable risk that is of such nature and degree that the failure to perceive it constitutes a gross  
4 deviation from the standard of care that a reasonable person would observe under the circumstances.

5           Whoever is guilty of criminally negligent homicide shall be punished by imprisonment in a house of  
6 correction for not more than 2½ years and a fine of not more than \$10,000.00.