

HOUSE No. 1671

The Commonwealth of Massachusetts

PRESENTED BY:

Timothy R. Whelan

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 penalties for distribution of oxycodone.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>Mathew Muratore</i>	<i>1st Plymouth</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>James J. Dwyer</i>	<i>30th Middlesex</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>
<i>Walter F. Timilty</i>	<i>7th Norfolk</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>
<i>Shaunna L. O'Connell</i>	<i>3rd Bristol</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>

HOUSE No. 1671

By Mr. Whelan of Brewster, a petition (accompanied by bill, House, No. 1671) of Timothy R. Whelan and others for legislation to increase penalties for distribution and trafficking of oxycodone and derivatives of oxycodone. The Judiciary.

The Commonwealth of Massachusetts

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

An Act to increase penalties for distribution of oxycodone.

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 32A of Chapter 94C is hereby amended by striking out paragraph (c) in it's
2 entirety and hereby inserting in it's place the following:

3 "(c) Any person who knowingly or intentionally manufactures, distributes, dispenses or
4 possesses with intent to manufacture, distribute or dispense phencyclidine or a controlled
5 substance defined in clause (1) of paragraph (a), in clause (4) of paragraph (a) or in clause (2) of
6 paragraph (c) of class B of section thirty-one shall be punished by a term of imprisonment in the
7 state prison for not less than two and one-half nor more than ten years or by imprisonment in a
8 jail or house of correction for not less than one nor more than two and one-half years. No
9 sentence imposed under the provisions of this section shall be for less than a mandatory
10 minimum term of imprisonment of one year and a fine of not less than one thousand nor more
11 than ten thousand dollars may be imposed but not in lieu of the mandatory minimum one year
12 term of imprisonment, as established herein."