

**HOUSE . . . . . No. 3005**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Peter J. Koutoujian**

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*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 promoting responsible investment and the prevention of genocide.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Peter J. Koutoujian	10th Middlesex
Jennifer M. Callahan	18th Worcester
Bruce E. Tarr	First Essex and Middlesex
Matthew C. Patrick	3rd Barnstable
Barbara A. L'Italien	18th Essex
Lori Ehrlich	8th Essex
Jason Lewis	31st Middlesex
Kathi-Anne Reinstein	16th Suffolk
Cory Atkins	14th Middlesex

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3810 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### AN ACT PROMOTING RESPONSIBLE INVESTMENT AND THE PREVENTION OF GENOCIDE.

*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 23A of the General Laws, as appearing in the 2004 Official Edition, is hereby  
2 amended by adding the following section: -

3 Section 23B. The office of international trade and investment executive director shall make an annual  
4 assessment of international trading partners in nations with a history of genocide or of suspected genocide  
5 to determine whether they have acted affirmatively to acknowledge and redress prior acts of genocide  
6 committed within their borders. The executive director shall contact the international trade agencies in  
7 nations that have taken such affirmative action to inform them of the commonwealth's recognition of  
8 their efforts and their designation as a priority trading partner.

9 SECTION 2. Section 23A of Chapter 23A of the General Laws, as appearing in the 2006 Official  
10 Edition, is hereby amended by inserting at the end thereof, the following language: "The General Court  
11 shall not consent to any trade agreement with a nation within whose boundaries genocide is occurring, as  
12 declared by the general court, the United States government, and/or the United Nations."

13 SECTION 3. Paragraph (g) of subsection (2) of section 23 of chapter 32 of the General Laws, as  
14 appearing in the 2004 Official Edition, is hereby amended by adding the following clause:—

15 (iv) subsequent to the date of such determination no new investment of funds shall be made in any bank  
16 or financial institution which directly or through any subsidiary has outstanding loans to any individual  
17 corporation engaged in the manufacture, distribution or sale of firearms, munitions, including rubber or  
18 plastic bullets, tear gas, armored vehicles, or military aircraft for use or development in any activity in any  
19 country where genocide is occurring, as declared by the general court, the United States, or the United  
20 Nations, and no new investment of funds shall be made in the stocks, securities or other obligations of  
21 any company so engaged.

22 SECTION 4. Said subsection (2) of said section 23 of said chapter 32, as so appearing, is hereby  
23 amended by striking out, in line 224, the words “(i), (ii) and (iii)” and inserting in place thereof the  
24 following words:— (i) to (iv), inclusive.

25 SECTION 5. Said section 23 of said chapter 32, as so appearing, is hereby amended by striking out, in  
26 line 377, the word “and”.

27 SECTION 6. Said section 23 of said chapter 32, as so appearing, is hereby amended by adding after the  
28 word “engaged”, in lines 383 and 384, the following words:— ; and provided, further, that no funds are  
29 to be invested in any bank or financial institution which directly or through any subsidiary has  
30 outstanding loans to any individual corporation engaged in the manufacture, distribution or sale of  
31 firearms, munitions, including rubber or plastic bullets, tear gas, armored vehicles, or military aircraft for  
32 use or deployment in any activity in any country where genocide is occurring, as declared by the general  
33 court, the United States, or the United Nations, and no assets shall be invested in the stocks, securities or  
34 other obligations of any such company so engaged. The PRIM board shall grant special consideration to  
35 investments, subject to the requirements of this section, in countries which have acted affirmatively to  
36 acknowledge and redress prior acts of genocide committed within their borders.