

**HOUSE . . . . . No. 03154**

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The Commonwealth of Massachusetts

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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 relative to the crime of rape by fraud.

\_\_\_\_\_  
PETITION OF:

NAME:

| DISTRICT/ADDRESS:

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# HOUSE . . . . . No. 03154

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By Mr. Koutoujian of Waltham, a petition (accompanied by bill, House, No. 3154) of [petitioners] relative to sexual intercourse through the use of fraud Joint Committee on the Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE  
□ HOUSE  
□ , NO. 1494 OF 2009-2010.]

## The Commonwealth of Massachusetts

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**In the Year Two Thousand Eleven**  
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An act relative to the crime of rape by fraud.

*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 265 of the General Laws is hereby amended by inserting after  
2 section 22A the following section:-  
3 Section 22B. Whoever has sexual intercourse or unnatural sexual intercourse with a person  
4 having obtained that person’s consent by the use of fraud, concealment or artifice, and who  
5 thereby intentionally deceived such person so that a reasonable person would not have consented  
6 but for the deception, shall be punished by imprisonment in the state prison for life or any term  
7 of years. As used in this statute, “fraud” or “artifice” shall not be construed to mean a promise of  
8 future consideration.