

SENATE No. 1820

The Commonwealth of Massachusetts

PRESENTED BY:

Bruce E. Tarr

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 to increase the penalties for corporate manslaughter.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Bruce E. Tarr	First Essex and Middlesex
Steven A. Baddour	First Essex
Marc R. Pacheco	First Plymouth and Bristol
Ann-Margaret Ferrante	5th Essex
Mark C. Montigny	Second Bristol and Plymouth
Gale D. Candaras	First Hampden and Hampshire

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT TO INCREASE THE PENALTIES FOR CORPORATE MANSLAUGHTER.

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 13 of Chapter 265 of the General Laws is hereby amended by
2 striking it in its entirety and replacing it with the following:-

3 “Section 13. Manslaughter; punishment

4 (a) Any person who commits manslaughter shall, except as hereinafter provided, be punished by
5 imprisonment in the state prison for not more than twenty years or by a fine of not more than one
6 thousand dollars and imprisonment in jail or a house of correction for not more than two and one
7 half years. Whoever commits manslaughter while violating the provisions of sections one
8 hundred and one to one hundred and two B, inclusive, of chapter two hundred and sixty-six shall
9 be imprisoned in the state prison for life or for any term of years.

10 (b) Any corporation that commits manslaughter shall be punished by a fine of not more than two
11 hundred fifty thousand dollars. If a corporation is indicted under this section, the appropriate
12 Secretary may debar the corporation, pursuant to Section 29F of Chapter 29 of the General Laws,
13 for not longer than ten years. If a corporation is found guilty under this section, the appropriate

- 14 Secretary shall debar the corporation, pursuant to Section 29F of Chapter 29 of the General
- 15 Laws, for not longer than ten years.”