

SENATE No. 00630

The Commonwealth of Massachusetts

PRESENTED BY:

Steven A. Baddour

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:
<i>Steven A. Baddour</i>	<i>First Essex</i>
<i>Gale D. Candaras</i>	<i>First Hampden and Hampshire</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>
<i>Eugene L. O'Flaherty</i>	<i>2nd Suffolk</i>
<i>James E. Timilty</i>	<i>Bristol and Norfolk</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex, Suffolk, and Essex</i>
<i>Barry R. Finegold</i>	<i>Second Essex and Middlesex</i>
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>

SENATE No. 00630

By Mr. Baddour, petition (accompanied by bill, Senate, No. 630) of Candaras, Finegold, Peisch and other members of the General Court for legislation to increase the penalites for corporate manslaughter [Joint Committee on the Judiciary].

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ SENATE
□ , NO. 2565 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

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. Chapter 265 of the General Laws is hereby amended by striking out section
2 13, as amended by section 5 of chapter 160 of the acts of 2010, and inserting in place thereof the
3 following section:-

4 Section 13. (a) Whoever commits manslaughter shall, except as hereinafter provided, be
5 punished by imprisonment in the state prison for not more than 20 years or by a fine of not more
6 than \$1,000 and imprisonment in the house of correction for not more than 2 1/2 years. Whoever
7 commits manslaughter while committing a violation of any of the provisions of section 102 to
8 102C, inclusive, of chapter 266 shall be imprisoned in the state prison for life or for any term of
9 years.

10 (b) Any corporation that commits manslaughter shall be punished by a fine of not more
11 than \$250,000. If a corporation is complained of or indicted for a violation of this section, the
12 appropriate commissioner or secretary, as defined in section 29F of chapter 29, may debar the
13 corporation, in accordance with said section 29F of said chapter 29; provided, however, that such
14 period of debarment shall not exceed 10 years. If a corporation is found guilty under this section,
15 the appropriate commissioner or secretary shall debar the corporation, pursuant to said section
16 29F of said chapter 29, for a period not to exceed 10 years.