

SENATE No. 824

The Commonwealth of Massachusetts

PRESENTED BY:

Jennifer L. Flanagan

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 the penalties for corporate manslaughter.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: |
|-------------------------------|----------------------------------|
| <i>Jennifer L. Flanagan</i> | <i>Worcester and Middlesex</i> |
| <i>Jennifer E. Benson</i> | <i>37th Middlesex</i> |
| <i>Denise Provost</i> | <i>27th Middlesex</i> |
| <i>James J. Dwyer</i> | <i>30th Middlesex</i> |
| <i>Tricia Farley-Bouvier</i> | <i>3rd Berkshire</i> |
| <i>Kathleen O'Connor Ives</i> | <i>First Essex</i> |
| <i>James B. Eldridge</i> | <i>Middlesex and Worcester</i> |
| <i>Bruce E. Tarr</i> | <i>First Essex and Middlesex</i> |
| <i>Kate Hogan</i> | <i>3rd Middlesex</i> |

SENATE No. 824

By Ms. Flanagan, a petition (accompanied by bill, Senate, No. 824) of Jennifer L. Flanagan, Jennifer E. Benson, Denise Provost, James J. Dwyer and other members of the General Court for legislation to increase the penalties for corporate manslaughter. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 732 OF 2013-2014.]

The Commonwealth of Massachusetts

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

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 Chapter 265 of the General Laws is hereby amended by striking out section 13 and
2 inserting in place thereof the following section:-

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

9 (b) Any corporation that commits manslaughter shall be punished by a fine of not less
10 than \$250,000. If a corporation is found guilty under this section, the appropriate commissioner
11 or secretary may debar the corporation, under said section 29F of said chapter 29, for a period
12 not to exceed 10 years.