HOUSE DOCKET, NO. FILED ON: 1/13/2009

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

|  |
| --- |
|  |

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PRESENTED BY:

**David L. Flynn**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*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 Criminally Negligent Homicide.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| David L. Flynn | 8th Plymouth |

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1422 OF 2007-2008.]

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act relative to Criminally Negligent Homicide.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

   Section 30A. A person is guilty of criminally negligent homicide when, with criminal negligence, he causes the death of another person. For purposes of this section, “criminal negligence” is the failure to perceive a substantial and unjustifiable risk that is of such nature and degree that the failure to perceive it constitutes a gross deviation from the standard of care that a reasonable person would observe under the circumstances.

            Whoever is guilty of criminally negligent homicide shall be punished by imprisonment in a house of correction for not more than 2½ years and a fine of not more than $10,000.00.