HOUSE DOCKET, NO. FILED ON: 1/12/2009

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

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Martin J. Walsh**

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

*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: |
| Martin J. Walsh | 13th Suffolk |

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1764 OF 2007-2008.]

The Commonwealth of Massachusetts

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**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 1. 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.