

By Mr. McGrath of Watertown, petition of Richard M. McGrath that provision be made for capital punishment if the victim was killed by a person who had previously been convicted of the crime of murder in the first degree. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Six.

AN ACT PROVIDING FOR CAPITAL PUNISHMENT FOR A CERTAIN CRIME.

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 1 of chapter 265 of the General Laws, as
2 amended, is hereby further amended by striking out the first
3 sentence and inserting in place thereof the following sentence:—
4 The unlawful killing of another person shall be murder in the
5 first degree if said unlawful killing was committed with
6 deliberately premeditated malice aforethought by a person who
7 had previously been convicted of a crime of murder in the first
8 degree, as defined hereunder.

1 SECTION 2. Section 2 of said chapter 265, as amended, is
2 hereby further amended by striking out the first two sentences,
3 as appearing in chapter 203 of the acts of 1951, and inserting in
4 place thereof the following sentence:— Whoever is guilty of
5 murder in the first degree shall suffer the punishment of death.

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