

By Miss O'Brien, a petition (accompanied by bill, Senate, No. 185) of L. Scott Harshbarger, Attorney General, Robert A. Durand, Shannon P. O'Brien and Warren E. Tolman for legislation relative to the penalty for telecommunication fraud. Criminal Justice.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Four

AN ACT TO AMEND CHAPTER 166, SECTION 42A AS FOLLOWS.

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 42A. Telecommunication service; fraud; penalty.
2 (1) Whoever, with intent to defraud, obtains, or attempts to
3 obtain, or aids or abets another in obtaining, any telecommunica-
4 tions service valued less than five thousand dollars by any false
5 representation, false statement, or stratagem, by unauthorized
6 charging to the account of another, by installing or tampering with
7 any facilities or equipment or by any other means, shall be pun-
8 ished by a fine of not more than three thousand dollars or by
9 imprisonment for not more than three years, or both.
10 (2) Whoever, with intent to defraud, obtains, or attempts to
11 obtain, or aids or abets another obtaining, any telecommunications
12 service of a value equal to or greater than five thousand dollars by
13 any false representation, false statement, or stratagem, by un-
14 authorized charging to the account of another, by installing or
15 tampering with any facilities or equipment or by any other means,
16 shall be punished by a fine of not more than ten thousand dollars
17 or by imprisonment for not more than ten years, or both.
18 As used in this section, the word "telecommunication service"
19 shall also include the transmission of intelligence by a community
20 antenna television system licensed pursuant to the provisions of
21 chapter one hundred sixty-six A.

