

SENATE No. 519

By Mr. Berry, a petition (accompanied by bill, Senate, No. 519) of Frederick E. Berry and Thomas J. Connelly for legislation to provide for drug-free public housing zones. Housing and Urban Development.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Seven.

AN ACT TO PROVIDE FOR DRUG-FREE PUBLIC HOUSING ZONES.

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. The first paragraph of section 32J of chapter 94C
2 of the General Laws, as amended by chapter 335 of the acts of
3 1993, is hereby further amended by striking out the first sentence
4 and inserting in place thereof the following sentence:—

5 Any person who violates the provisions of section thirty-two,
6 thirty-two A, thirty-two B, thirty-two C, thirty-two D, thirty-
7 two E, thirty-two F or thirty-two I while in or on, or within one
8 thousand feet of the real property comprising a public or private
9 elementary, vocational, or secondary school whether or not in ses-
10 sion, or within one hundred feet of a public park or playground or
11 while in or on, or within one hundred feet of the real property
12 comprising a public or publicly subsidized housing development
13 shall be punished by a term of imprisonment in the state prison for
14 not less than two and one-half nor more than fifteen years or by
15 imprisonment in a jail or house of correction for not less than two
16 nor more than two and one-half years.

1 SECTION 2. Said section 32J of said chapter 94C is hereby
2 further amended by striking out the second paragraph, as
3 appearing in the 1992 Official Edition, and inserting in place
4 thereof the following paragraph:—

5 Lack of knowledge of school or public or publicly subsidized
6 housing development boundaries shall not be a defense to any
7 person who violates the provisions of this section.

