

HOUSE No. 1370

By Mr. Flynn of Bridgewater, a petition (accompanied by bill, House, No. 1370) of David L. Flynn relative to the penalties for criminally negligent homicide. The Judiciary.

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:
David L. Flynn

DISTRICT/ADDRESS:
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:

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

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