

[Similar Matter Filed During Past Session —

See Senate No. 2834 of 1988.]

SENATE No. 178

By Mr. Harold, a petition (accompanied by bill, Senate, No. 178) of Paul D. Harold and James T. Brett for legislation relative to the penalty for persons distributing or dispensing drugs which cause death. Criminal Justice.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Nine.

AN ACT RELATIVE TO DEATH CAUSED BY CONTROLLED SUBSTANCES.

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. Chapter 265 of the General Laws is hereby
2 amended by inserting after section 2 the following new section: —
3 Section 2A. Any person who distributes or dispenses a
4 controlled substance as defined in section 31 of chapter 94C of
5 the General Laws, in violation of said chapter 94C, and the
6 ingestion of said controlled substance causes the death of a person
7 shall be guilty of the crime of causing death by controlled
8 substances. Any person convicted of the crime of causing death
9 by controlled substances shall be punished by imprisonment in
10 the state prison for not more than twenty years.

1 SECTION 2. Clause 2(a) of section 133 of chapter 127 is
2 hereby amended by inserting after the word "section" in line four
3 the following words: 2A.

