

HOUSE No. 1454

By Miss Garry of Dracut, petition of Colleen M. Garry for legislation to establish the crime of criminal solicitation. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT CREATING THE CRIME OF CRIMINAL SOLICITATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 274 of the General Laws, as appearing in the 2000
2 Official Edition, is hereby amended by adding at the end thereof the
3 following section:—

4 Section 8. Whoever, with the intent that another person engage in
5 conduct constituting a felony, commands, incites, induces or exhorts
6 a felony to be committed, whether such felony is attempted or com-
7 pleted, shall be guilty of criminal solicitation and shall be punished
8 as follows:

9 First, by imprisonment in state prison for not more than ten years,
10 if he solicits the commission of murder in the first degree or murder
11 in the second degree.

12 Second, by imprisonment in the state prison for not more than
13 five years or in a jail or house of correction for not more than two
14 and one-half years, if he solicits the commission of a crime punish-
15 able with imprisonment in the state prison for five years or more.

16 Third, by imprisonment in a jail or house of correction for not
17 more than one year or by a fine of not more than five thousand dol-
18 lars, if he solicits the commission of a crime, punishable by impris-
19 onment in the state prison for less than five years or by
20 imprisonment in a jail or house of correction or by a fine.