HOUSE DOCKET, NO. 3469 FILED ON: 1/21/2011

HOUSE . . . . . No. 3154

The Commonwealth of Massachusetts

PRESENTED BY:

Peter J. Koutoujian

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:

An act relative to the crime of rape by fraud.

PETITION OF:

NAME:	DISTRICT/ADDRESS:

HOUSE DOCKET, NO. 3469 FILED ON: 1/21/2011

HOUSE . . . . . No. 3154

By Mr. Koutoujian of Waltham, a petition (accompanied by bill, House, No. 3154) of Peter J. Koutoujian relative to sexual intercourse through the use of fraud. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *1494* OF 2009-2010.]

The Commonwealth of Massachusetts

An act relative to the crime of rape by fraud.

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

SECTION 1. Chapter 265 of the General Laws is hereby amended by inserting after section 22A the following section:-

Section 22B. Whoever has sexual intercourse or unnatural sexual intercourse with a person having obtained that person's consent by the use of fraud, concealment or artifice, and who thereby intentionally deceived such person so that a reasonable person would not have consented but for the deception, shall be punished by imprisonment in the state prison for life or any term of years. As used in this statute, "fraud" or "artifice" shall not be construed to mean a promise of future consideration.