

HOUSE No. 812

The Commonwealth of Massachusetts

PRESENTED BY:

Carmine Lawrence Gentile

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 adoption of the accompanying bill:

An Act authorizing mushroom picking for personal use on certain state park lands.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>	<i>1/11/2023</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>1/31/2023</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>4/12/2023</i>

HOUSE No. 812

By Representative Gentile of Sudbury, a petition (accompanied by bill, House, No. 812) of Carmine Lawrence Gentile and Angelo L. D'Emilia relative to authorizing mushroom picking for personal use on certain state park lands. Environment and Natural Resources.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act authorizing mushroom picking for personal use on certain state park lands.

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 132A of the General Laws is hereby amended by inserting after
2 section 2D the following section:-

3 Section 2E. Any person may take mushrooms for a personal and non-commercial use
4 from state parks, forest recreation areas, and reservations under the control of the department of
5 conservation and recreation. Notwithstanding, the commissioner, may limit any area of
6 department controlled lands where persons shall not take mushrooms, and may make rules and
7 regulations for the taking of mushrooms on such lands, pursuant to the procedures under
8 section 7.

9 The department and its employees, shall not be liable for the injury or death to any
10 person, related to a person’s taking of mushrooms, or consuming or using mushrooms, from said
11 parks, forest recreation areas, and reservations, unless any willful or reckless conduct by the
12 department or its employees, contributed to such injury or death.

13 The term “take” or “taking” as used in this section shall mean the collecting, picking or
14 cutting of mushrooms, including removing any mushroom from department lands.

15 SECTION 2. Section 1 shall take effect 6 months after the passage of this act.