

SENATE No. 1001

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to the sale and possession of bb..

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. Section 12A of chapter 269 of the General Laws, as appearing in the 2004
2 Official Edition, is hereby amended by striking the section in its entirety and inserting in place
3 thereof the following section:-

4 No person shall sell an air rifle or a BB, pellet or paintball gun without first
5 verifying the age of the buyer by requiring said buyer to produce a valid driver’s license or other
6 form of state produced picture identification containing their name, address and date of birth at
7 the time of purchase. Under no circumstance shall an air rifle or BB, pellet or paintball gun be
8 sold to a minor under the age of 18. Whoever sells to a minor under the age of 18 or whoever,
9 not being a parent, guardian or adult teacher or instructor, furnishes to a minor under the age of
10 18 an air rifle or BB, pellet or paintball gun shall be punished by a fine of five hundred dollars or
11 by imprisonment of not more than six months.

12 SECTION 2. Section 12B of said chapter 269, as so appearing, is hereby amended by
13 striking the first sentence in its entirety and inserting in place thereof the following sentence:-

14 No person under the age of 21 shall have an air rifle or BB, pellet or paintball gun
15 in his possession in any public place to which the public has a right of access unless he is the
16 holder of a sporting or hunting license and has on their person or possesses a Firearms
17 Identification Card issued by the chief of police of the town in which he resides granting him the
18 right of such possession. No person shall discharge a BB shot, pellet or other object from an air
19 rifle or BB, pellet or paintball gun into, from or across any street, alley, public way or railroad or
20 railroad right of way. Whoever violates this section shall be punished by a fine of not more than
21 two hundred and fifty dollars and the gun may be confiscated. Upon conviction of a violation of
22 this section the air rifle or BB, pellet or paintball gun shall, by the written authority of the court,
23 be forwarded to the colonel of the state police, who may dispose of said article in the same
24 manner as described in section ten.

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