

HOUSE No. 2155

The Commonwealth of Massachusetts

PRESENTED BY:

Paul W. Mark

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 Relative to Unloaded Rifles or Shotguns.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>
<i>Geoff Diehl</i>	<i>7th Plymouth</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>

HOUSE No. 2155

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 2155) of Paul W. Mark and others for legislation to permit the carrying of unloaded shotguns and rifles on public ways. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act Relative to Unloaded Rifles or Shotguns.

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 12D of Chapter 269 of the Massachusetts General Laws shall be
2 amended by deleting the following language:

3 (b) Except as exempted or provided by law, no person shall carry on his person on any
4 public way an unloaded rifle or shotgun, unless such rifle or shotgun is enclosed in a case.

5 Whoever violates the provisions of this subsection shall be punished by a fine of not less
6 than \$100 nor more than \$1,000, and may be arrested without a warrant; provided, however, that
7 if such unloaded rifle or shotgun is a large capacity weapon and is carried simultaneously with a
8 fully or partially loaded large capacity feeding device, such person shall be punished by a fine of
9 not less than \$1,000 nor more than \$10,000 or by imprisonment for not less than one year nor
10 more than ten years, or by both such fine and imprisonment, and may be arrested without a
11 warrant.

12 This subsection shall not apply to drills, parades, military reenactments or other
13 commemorative ceremonies, color guards or memorial service firing squads, so-called, as
14 permitted by law.