

HOUSE No. 1253

The Commonwealth of Massachusetts

PRESENTED BY:

Shawn Dooley

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 the lawful return of property.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Shawn Dooley</i>	<i>9th Norfolk</i>	<i>1/19/2017</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	
<i>James R. Miceli</i>	<i>19th Middlesex</i>	
<i>Leonard Mirra</i>	<i>2nd Essex</i>	
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>	
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	
<i>Chris Walsh</i>	<i>6th Middlesex</i>	
<i>Paul K. Frost</i>	<i>7th Worcester</i>	
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	
<i>John C. Velis</i>	<i>4th Hampden</i>	

HOUSE No. 1253

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 1253) of Shawn Dooley and others relative to the return of private weapons temporarily stored with certain private businesses. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the lawful return of property.

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 140 of the general laws is hereby amended by inserting after section 123 and
2 new section:-

3

4 Section 123A:

5 Notwithstanding any general or special law or regulation to the contrary, any person
6 having temporarily stored a weapon with a private business including, but not limited to, a
7 licensed retailer under section 123 or a bonded warehouse under section 129D shall be entitled to
8 the return of their property.

9

10 If in the event that said property was transferred to and stored by a private business
11 without the expressed written consent of the property owner, no fees may be charged as a
12 requirement for the return of said property.

13

14 Notwithstanding any general or special law or regulation to the contrary, any person
15 having temporarily transferred a weapon to a private business including, but not limited to, a
16 licensed retailer under section 123 or a gunsmith for, but not limited to, repair, modification,
17 warranty work, replacement or maintenance shall be entitled to the return of their property.