

# SENATE . . . . . No. 1365

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## The Commonwealth of Massachusetts

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PRESENTED BY:

***Bruce E. Tarr***

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*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 to protect law abiding citizens and strengthen public safety.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>	<i>1/30/2017</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>3/3/2017</i>

# SENATE . . . . . No. 1365

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By Mr. Tarr, a petition (accompanied by bill, Senate, No. 1365) of Bruce E. Tarr and Jennifer L. Flanagan for legislation to protect law abiding citizens and strengthen public safety. Public Safety and Homeland Security.

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## The Commonwealth of Massachusetts

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

An Act to protect law abiding citizens and strengthen public safety.

*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 121 of Chapter 140 of the general laws is hereby amended by  
2   adding at the end thereof the following new section:

3           Section \_:- No person who, being properly licensed to do so pursuant to Chapter 140 of  
4   the general laws, purchased, sold or transferred a weapon or an assault weapon and such  
5   transaction was properly submitted and approved under the Massachusetts Instant Record Check  
6   System, prior to July 21, 2016 shall be guilty of the unlawful sale, transfer or possession of a  
7   weapon or an assault weapon as defined in Section 121 of Chapter 140 of the general laws.

8           SECTION 2. Section 128B of Chapter 140 of the general laws as appearing in the 2014  
9   official edition is hereby amended by striking in lines 17 the following:-“by a fine of not less  
10   than \$500 nor more than \$1,000” and inserting in place thereof the following:-“by a fine of not  
11   less than \$1000 nor more than \$2,000 or imprisonment of no more than 6 months”

12           SECTION 3. Section 5. Chapter 265 of the general laws is hereby amended in Section  
13   18B, by adding the following at the end thereof:

14           , provided, however, that if such person was not licensed pursuant to Chapter 140 of the  
15   general laws, or the firearm was purchased in violation of section 128B of Chapter 140 of the  
16   general laws, such penalty shall be increased in each instance by a term of 5 to 10 years