

**HOUSE . . . . . No. 2055**

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**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>1/10/2019</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>	<i>1/27/2019</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/31/2019</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>2/1/2019</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>1/31/2019</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>2/1/2019</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	<i>2/1/2019</i>

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By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 2055) of Shawn Dooley and others relative to the return of private weapons temporarily stored with certain private businesses. Public Safety and Homeland Security.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1253 OF 2017-2018.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-First General Court  
(2019-2020)**  
\_\_\_\_\_

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 the  
2 following new section:-

3

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

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

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