

HOUSE No. 2096

The Commonwealth of Massachusetts

PRESENTED BY:

David Paul Linsky

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 3D printed weapons and “ghost guns”.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>
<i>Michael S. Day</i>	<i>31st Middlesex</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Lori A. Ehrlich</i>	<i>8th Essex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>

<i>Liz Miranda</i>	<i>5th Suffolk</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>Andres X. Vargas</i>	<i>3rd Essex</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>

HOUSE No. 2096

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 2096) of David Paul Linsky and others relative to 3D printed weapons and ghost guns, so-called. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

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

An Act relative to 3D printed weapons and “ghost guns”.

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 General Laws, is hereby amended by inserting
2 after the word “cartridges” in line 7 the following ‘ “assembly”, the fitting together of the
3 component parts of firearms to construct a firearm,’

4 Section 2. Section 121 of Chapter 140 of the General Laws, is hereby amended by
5 inserting after the word “gun” in line 100 ‘ “manufacture”, to newly fabricate or construct a
6 firearm’.

7 Section 3. Section 121 of Chapter 140 of the General Laws, is hereby amended by
8 inserting after the word “trigger” in line 107 “unfinished receiver or firearm frame”, a piece of
9 any material that does not constitute the frame or receiver of a firearm, rifle or shotgun but that
10 has been shaped or formed in any way for the purpose of becoming the frame or receiver of a
11 firearm, rifle or shotgun. The term shall not include a piece of material that has had its size or

12 external shape altered to facilitate transportation or storage or has had its chemical composition
13 altered.

14 Section 4. Section 121 of Chapter 140 of the General Laws is hereby amended by
15 inserting after the word “detectors” in line 54, the following: a firearm shall include any receiver
16 or firearm frame that is either substantially near completion or is designed and intended to be
17 used to enable a person to assemble a functioning firearm, shotgun, or rifle.

18 Section 5. Chapter 140 is hereby amended by inserting the following new Section after
19 Section 122D.

20 Section 122E.

21 (a) No individual shall complete the manufacture or assembly of a weapon without
22 (1) obtaining a unique serial number or other mark of identification from the commissioner of
23 the department of criminal justice information services pursuant to Section 123 of Chapter 140
24 and (2) engraving upon or permanently affixing to the firearm such serial number or other mark
25 in a manner that conforms with the requirements imposed on licensed importers and licensed
26 manufacturers of firearms pursuant to 18 USC 923(i), as amended from time to time, and any
27 regulation adopted thereunder within.

28 (b) No person shall use a three-dimensional printer to manufacture any firearm, or
29 any part or component that is intended to be used to assemble or manufacture a functioning
30 firearm, unless such person possesses a federal license to manufacture firearms and operates in
31 compliance pursuant to 18 USC 923(i), as amended from time to time, and any regulation
32 adopted thereunder within.

33 (c) No individual shall complete the manufacture or assembly of any firearm from
34 polymer plastic, unless such plastic is embedded with three point seven ounces of material type
35 17-4 PH stainless steel and such firearm is engraved or otherwise marked with a unique serial
36 number or other mark of identification.

37 (d) Not later than thirty days after an individual completes manufacturing or
38 assembling a firearm pursuant to this section, such individual shall notify the commissioner of
39 the department of criminal justice information services and provide any identifying information
40 concerning the firearm and the owner of such firearm pursuant to Section 128B of Chapter 140.

41 (e) The provisions of this section shall not apply to (1) manufacture or assembly of
42 firearms by a federally licensed firearm manufacturer, or (2) delivery or transfer of a firearm to a
43 law enforcement agency

44 (f) No individual shall knowingly, facilitate, aid or abet the manufacture or assembly
45 of a firearm pursuant by an individual or for an individual who is otherwise prohibited by law
46 from owning or possessing a firearm.

47 (g) Any person who violates any provision of this Section shall be punished by
48 imprisonment in the state prison by a term of not more than ten years for each offense, or by a
49 fine of not more than ten thousand dollars, or by both such imprisonment and fine.