

HOUSE No. 3780

The Commonwealth of Massachusetts

PRESENTED BY:

Chynah Tyler

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 firearm purchases.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Chynah Tyler</i>	<i>7th Suffolk</i>	<i>1/18/2019</i>
<i>Bud L. Williams</i>	<i>11th Hampden</i>	<i>1/28/2019</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>1/31/2019</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>1/30/2019</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>1/30/2019</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>	<i>2/1/2019</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>	<i>2/1/2019</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>1/29/2019</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>1/29/2019</i>
<i>Liz Miranda</i>	<i>5th Suffolk</i>	<i>1/30/2019</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>1/31/2019</i>
<i>Maria Duaine Robinson</i>	<i>6th Middlesex</i>	<i>1/31/2019</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>	<i>2/1/2019</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>5/2/2019</i>

HOUSE No. 3780

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3780) of Chynah Tyler and others relative to the purchase of firearms. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

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

An Act relative to firearm purchases.

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 122D the
2 following section:-

3 Section 122E. (a) No person shall purchase more than 1 firearm within any 30-day
4 period.

5 (b) This section shall not apply to any of the following:-

6 (1) a law enforcement agency;

7 (2) an agency duly authorized to perform law enforcement duties;

8 (3) a state or county correctional facility;

9 (4) a private security company licensed to do business in Massachusetts;

10 (5) a person who is properly identified as a full-time paid peace officer, and who is
11 authorized to, and does carry a firearm during the course and scope of employment as a peace
12 officer;

13 (6) a person who may claim an exemption from the waiting period;

14 (7) purchases by a licensee under section 122;

15 (8) a person who is licensed as a collector;

16 (10) the exchange of a firearm where a licensee under section 122 purchased that firearm
17 from the person seeking the exchange within the 30-day period immediately preceding the date
18 of exchange or replacement;

19 (11) the replacement of a firearm when the person's firearm was lost or stolen, and the
20 person reported that firearm lost or stolen prior to the completion of the application to purchase
21 to any local law enforcement agency of the city or town in which the person resides; or

22 (12) the return of any firearm to its owner.

23 (c) A licensee under section 122 shall conspicuously post at each purchase counter the
24 following warning in bold type not less than 1 inch in height: "IT IS UNLAWFUL TO
25 PURCHASE MORE THAN ONE FIREARM WITHIN A 30 DAY PERIOD.", and that such
26 licensee shall provide said warning, in writing, to the purchaser or transferee of any firearm,
27 rifle, shotgun or machine gun in bold type not less than one-quarter inch in height.

28 (d) A licensee who violates any provision of this section shall be deemed to have violated
29 this section for the purposes of section 125 and the licensing authority shall issue a notice to the

30 licensee pursuant to said section 125 that after a hearing on this violation, the licensing authority
31 may declare the licensee's license forfeited or suspended pursuant to said section 125.

32 (e) Whoever purchases a firearm in violation of this section shall for the first offense be
33 punished by a fine of not less than \$500 or more than \$1,000 and for any subsequent offense by
34 imprisonment in the state prison for not more than 10 years.