

**SENATE . . . . . No. 459**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***John J. Cronin***

*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 right of entry to prevent environmental violations.

PETITION OF:

| NAME:                 | DISTRICT/ADDRESS:              |                  |
|-----------------------|--------------------------------|------------------|
| <i>John J. Cronin</i> | <i>Worcester and Middlesex</i> |                  |
| <i>Julian Cyr</i>     | <i>Cape and Islands</i>        | <i>2/22/2023</i> |

**SENATE . . . . . No. 459**

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By Mr. Cronin, a petition (accompanied by bill, Senate, No. 459) of John J. Cronin and Julian Cyr for legislation relative to right of entry to prevent environmental violations. Environment and Natural Resources.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Third General Court  
(2023-2024)**  
\_\_\_\_\_

An Act relative to right of entry to prevent environmental violations.

*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 150A of the Chapter 111 of the General Laws, as appearing in the  
2 2020 Official Edition, is hereby amended by inserting after the first sentence in the twenty-first  
3 paragraph the following sentences:- Personnel or authorized agents of the department may at all  
4 reasonable times enter any premises, public or private, for the purpose of investigating, sampling  
5 or inspecting any records, condition, equipment, practice or property relating to activities subject  
6 to this section, and may at any time enter such premises for the purpose of protecting the public  
7 health or safety, or to prevent damage to the environment. For the purposes of such entries no  
8 warrant shall be required provided, however, that upon demand by the owner or person in control  
9 of such premises, a warrant authorizing such entry and inspection shall be sought after such  
10 demand. Any court, judge, or justice authorized to issue warrants in criminal cases may issue  
11 such warrants.