

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Robyn K. Kennedy

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 creating a voluntary do-not-sell list.

PETITION OF:

NAME:

Robyn K. Kennedy

DISTRICT/ADDRESS:

First Worcester

SENATE No.

[Pin Slip]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Fourth General Court
(2025-2026)**

An Act relative to creating a voluntary do-not-sell list.

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 129B of chapter 140 of the General Laws, as appearing in the 2022
2 Official Edition, is hereby amended by striking out, in lines 100 and 101, the words “or (xi)” and
3 inserting in place thereof the following words:-

4 (xi) is registered in the voluntary do-not-sell firearms list established in section 131Z; or
5 (xii).

6 SECTION 2. Section 131 of said chapter 140, as so appearing, is hereby amended by
7 striking out, in lines 136 and 137, the words “or (x)” and inserting in place thereof the following
8 words:- (x) is registered in the voluntary do-not-sell firearms list established in section 131Z; or
9 (xi).

10 SECTION 3. Said Chapter 140 is hereby further amended by inserting after section 131Y
11 the following section:-

12 Section 131Z. (a) The department of criminal justice information services shall establish
13 a voluntary do-not-sell firearms list. Any person who voluntarily registers their name to the list
14 shall be prohibited from the purchase, rental, lease, borrowing, possession and carrying of
15 firearms. The department shall maintain and update the list, which shall be accessible only to
16 licensing authorities as defined in section 121 and the colonel of state police. The department
17 shall promulgate rules and regulations as necessary to implement this section.

18 (b) The department, the colonel of state police and licensing authorities, as defined in
19 section 121, shall not disclose any information regarding a request to register or deregister with
20 the list or any other personal identifying information contained in or related to the list; provided,
21 however, that such information may be disclosed to a law enforcement officer, as defined in
22 section 1 of chapter 6E, acting in the performance of the officer's official duties or the applicant
23 with respect to the applicant's own information. A request to register or deregister with the list
24 and any other personal identifying information contained in or related to the list shall not be
25 considered: (i) by a court in any legal proceeding; (ii) as a condition of receiving employment,
26 benefits or other services; or (iii) a public record under clause Twenty-sixth of section 7 of
27 chapter 4 or chapter 66.

28 (c) A person 18 years of age or older may voluntarily apply in writing to the department
29 to request registration with the list and, upon registration, may thereafter apply in writing to the
30 department to request to be deregistered with the list. The department shall prescribe forms to
31 receive and process applications for registration and deregistration with the list. Such forms shall
32 state that any person registered with the list shall not be deregistered until 21 days after receiving
33 an application for deregistration. The commissioner of criminal justice information services shall

34 make the forms available on the department website and the colonel of state police shall make
35 the forms available on the department of state police website.

36 (d) Any person requesting registration or deregistration with the list shall submit a
37 photocopy of: (i) a motor vehicle license issued pursuant to section 8 of chapter 90; (ii) an
38 identification card issued under section 8E of said chapter 90; (iii) a valid passport issued by the
39 United States government; or (iv) a valid United States-issued military identification card to
40 accompany the registration and deregistration form. The request for registration or deregistration
41 with the list may be submitted to the department of criminal justice information services by mail
42 or in person at any department of state police office location.

43 (e) Upon a person's registration with the list, the department of criminal justice
44 information services shall confirm the registration with the applicant and submit a notification of
45 such registration to the attorney general of the United States to be included in the National
46 Instant Criminal Background Check System.

47 (f) The department shall not deregister any person from the list until 21 days after receipt
48 of the person's deregistration application. Upon deregistration, the department shall: (i) submit a
49 notification indicating the person's deregistration with the list to the attorney general of the
50 United States to be included in the National Instant Criminal Background Check System; and (ii)
51 destroy all records of registration and deregistration and any other personal identifying
52 information contained in or related to the list attributable to the person.

53 (g) The department shall engage in a public awareness campaign to raise awareness about
54 the ability of individuals to register with the list.