

SENATE No. 1186

The Commonwealth of Massachusetts

PRESENTED BY:

Stephen M. Brewer

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 an unloaded rifle or shotgun..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Stephen M. Brewer</i>	<i>Worcester, Hampden, Hampshire, Franklin</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>Cleon H. Turner</i>	<i>1st Barnstable</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>Thomas A. Golden, Jr.</i>	<i>16th Middlesex</i>
<i>Bradford Hill</i>	<i>4th Essex</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>
<i>Viriato Manuel deMacedo</i>	<i>1st Plymouth</i>
<i>Demetrius J. Atsalis</i>	<i>2nd Barnstable</i>
<i>Anne M. Gobi</i>	<i>5th Worcester</i>
<i>Dennis A. Rosa</i>	<i>4th Worcester</i>
<i>George T. Ross</i>	<i>2nd Bristol</i>
<i>George N. Peterson, Jr.</i>	<i>9th Worcester</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Marc T. Lombardo</i>	<i>22nd Middlesex</i>
<i>Christine E. Canavan</i>	<i>10th Plymouth</i>
<i>Randy Hunt</i>	<i>5th Barnstable</i>
<i>John J. Binienda</i>	<i>17th Worcester</i>

Donald F. Humason, Jr.

4th Hampden

Richard Bastien

2nd Worcester

SENATE No. 1186

By Mr. Brewer, a petition (accompanied by bill, Senate, No. 1186) of Stephen M. Brewer, Angelo J. Puppolo, Jr., Cleon H. Turner, Elizabeth A. Poirier and other members of the General Court for legislation relative to an unloaded rifle or shotgun. Public Safety and Homeland Security.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 913 OF 2009-2010.]

The Commonwealth of Massachusetts

_____ **In the Year Two Thousand Eleven** _____

An Act relative to an unloaded rifle or shotgun..

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 12D of Chapter 269 of the Massachusetts General Laws shall be
2 amended by deleting the following language:

3 (b) Except as exempted or provided by law, no person shall carry on his person on any
4 public way an unloaded rifle or shotgun, unless such rifle or shotgun is enclosed in a case.

5 Whoever violates the provisions of this subsection shall be punished by a fine of not less
6 than \$100 nor more than \$1,000, and may be arrested without a warrant; provided, however, that
7 if such unloaded rifle or shotgun is a large capacity weapon and is carried simultaneously with a
8 fully or partially loaded large capacity feeding device, such person shall be punished by a fine of
9 not less than \$1,000 nor more than \$10,000 or by imprisonment for not less than one year nor

10 more than ten years, or by both such fine and imprisonment, and may be arrested without a
11 warrant.

12 This subsection shall not apply to drills, parades, military reenactments or other
13 commemorative ceremonies, color guards or memorial service firing squads, so-called, as
14 permitted by law.