

HOUSE No. 1287

The Commonwealth of Massachusetts

PRESENTED BY:

Paul W. Mark

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 unloaded rifles or shotguns.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>James R. Miceli</i>	<i>19th Middlesex</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>
<i>Carlos Gonzalez</i>	<i>10th Hampden</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>
<i>John C. Velis</i>	<i>4th Hampden</i>

HOUSE No. 1287

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 1287) of Paul W. Mark and others for legislation to permit the carrying of unloaded shotguns and rifles on public ways. Public Safety and Homeland Security.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2155 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to unloaded rifles or shotguns.

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.