

SENATE No. 975

The Commonwealth of Massachusetts

PRESENTED BY:

Robert A. O'Leary

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 passage of the accompanying bill:

An Act relative to remove pepper spray from firearms identification.

PETITION OF:

NAME:

Robert A. O'Leary

DISTRICT/ADDRESS:

Cape and Islands

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01373 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO REMOVE PEPPER SPRAY FROM FIREARMS IDENTIFICATION.

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.** Subsection 6 of section 129B of chapter 140 of the general laws as appearing in the
2 2006 official edition, is hereby amended, after the words “otherwise prohibited by law”, by striking out
3 the following: -

4 “A firearm identification card shall be valid for the purpose of purchasing and possessing Chemical Mace,
5 pepper spray or other similarly propelled liquid, gas or powder designed to temporarily incapacitate.”

6 **SECTION 2.** Subsection 7 of section 129B of chapter 140of the general laws, as so appearing, is
7 hereby amended, after the words “shall be marked ‘Firearm Identification Card’”, by striking out the
8 following:-

9 If a firearm identification card is issued for the sole purpose of purchasing or possessing chemical mace,
10 pepper spray or other similarly propelled liquid, gas or powder designed to temporarily incapacitate, such
11 card shall clearly state that such card is valid for such limited purpose only.

12 **SECTION 3.** Section 129B of chapter 140 of the general laws, as so appearing, is hereby
13 amended by striking out subsection 9B.

14 **SECTION 4.** Subsection C of section 140 of chapter 131 of the general laws, as so appearing, is
15 hereby amended, after the words “capacity rifles and shotguns”, by striking out the following:-
16 , and for purchasing and possessing chemical mace, pepper spray or other similarly propelled liquid, gas
17 or powder designed to temporarily incapacitate,