

HOUSE No. 1311

The Commonwealth of Massachusetts

PRESENTED BY:
Christine E. Canavan

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 regarding breaking and entering of a firearm retailer, wholesaler or manufacturer.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Gale D. Candaras	First Hampden and Hampshire
Linda Dorcena Forry	12th Suffolk
Michael Brady	9th Plymouth
David L. Flynn	8th Plymouth
George N. Peterson, Jr.	9th Worcester
Todd M. Smola	1st Hampden
Susan Williams Gifford	2nd Plymouth
Bradley H. Jones, Jr.	20th Middlesex
Stephen R. Canessa	12th Bristol
Stephen M. Brewer	Worcester, Hampden, Hampshire and Franklin
Lida E. Harkins	13th Norfolk
Carlo P. Basile	1st Suffolk
Denis E. Guyer	2nd Berkshire
Robert M. Koczera	11th Bristol
Angelo J. Puppolo, Jr.	12th Hampden
John J. Binienda	17th Worcester
Frank I. Smizik	15th Norfolk
Bruce E. Tarr	First Essex and Middlesex
James E. Timilty	Bristol and Norfolk
Elizabeth Poirier	14th Bristol
Anne M. Gobi	5th Worcester
Cory Atkins	14th Middlesex
Jennifer M. Callahan	18th Worcester
John W. Scibak	2nd Hampshire
John F. Quinn	9th Bristol
Louis L. Kafka	8th Norfolk
Paul McMurtry	11th Norfolk
William G. Greene, Jr.	22nd Middlesex
Karyn E. Polito	11th Worcester
Peter v. Kocot	1st Hampshire

Donald F. Humason, Jr.	4th Hampden
Harold P. Naughton, Jr.	12th Worcester
David B. Sullivan	6th Bristol

The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine
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AN ACT REGARDING BREAKING AND ENTERING OF A FIREARM RETAILER, WHOLESALE OR MANUFACTURER.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Chapter 269 of the Massachusetts General Laws shall be amended by inserting the following section:

Section 10F. Breaking and Entering of a Firearm Retailer, Wholesaler or Manufacturer

- (A) Whoever in the nighttime or the daytime breaks and enters any building in which a firearm retailer, wholesaler or manufacturer conducts business shall be subject to a fine of not less than \$5,000 nor more than \$10,000 or by imprisonment for not less than five years nor more than ten years or by both such fine and imprisonment.
- (B) Whoever in the nighttime or the daytime breaks and enters any building in which a firearm retailer, wholesaler or manufacturer conducts business with the intent to unlawfully obtain a firearm, rifle, shotgun, machinegun or ammunition shall be subject to a fine of not less than \$5,000 nor more than \$10,000 or by imprisonment for not less than five years nor more than ten years or by both such fine and imprisonment.
- (C) Whoever unlawfully obtains a firearm, rifle, shotgun, machinegun or ammunition by means of breaking and entering, in the nighttime or the daytime, any building in which a firearm retailer, wholesaler or manufacturer conducts business and who unlawfully distributes said firearm, rifle, shotgun, machinegun or ammunition shall be subject to a fine of not less than \$10,000 or by imprisonment for not less than ten years nor more than twenty years or by both such fine and imprisonment.