

**HOUSE . . . . . No. 2488**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***David Paul Linsky***

*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 to clarify the prosecution of illegal guns.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>1/13/2021</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>1/20/2021</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/27/2021</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/26/2021</i>

**HOUSE . . . . . No. 2488**

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By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 2488) of David Paul Linsky and others relative to prosecution for the sale of illegal firearms. Public Safety and Homeland Security.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 2094 OF 2019-2020.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act to clarify the prosecution of illegal guns.

*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 128 of chapter 140 of the General Laws, as appearing in the 2014  
2 Official Edition, is hereby amended by inserting after the first paragraph the following new  
3 paragraph:-

4           Any licensee under a license described in section one hundred and twenty-three, and any  
5 employee or agent of such a license, who sells, rents, leases, delivers or offers for sale, rent, lease  
6 transfer or delivery a firearm not listed on the approved firearm roster established pursuant to  
7 section 131 ¾ shall be punished by a fine of not less than \$1,000 nor more than \$10,000, or by  
8 imprisonment for not less than one year nor more than ten years, or by both such fine and  
9 imprisonment.

10           SECTION 2. Section 131 <sup>3</sup>/<sub>4</sub> of said chapter 140, as so appearing, is hereby amended by  
11 striking in line 5 the words “weapons referred to” and inserting in place thereof the following  
12 words:- firearms which meet or exceed the testing criteria.

13           SECTION 3. Sections 1 and 2 shall take effect upon passage