HOUSE DOCKET, NO. 1099 FILED ON: 1/19/2011

HOUSE . . . . . No. 1561

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 passage of the accompanying:

An Act to improve the ballistic database through microstamping ammunition..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
David Paul Linsky	*5th Middlesex*
James J. Dwyer	*30th Middlesex*
Cory Atkins	*14th Middlesex*
Chris Walsh	*6th Middlesex*
Karen E. Spilka	☐ *[District]* ☐
Antonio F. D. Cabral	*13th Bristol*
Denise Provost	*27th Middlesex*

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HOUSE . . . . . No. 1561

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 1561) of David Paul Linsky and others for legislation to to improve the ballistic database through microstamping ammunition. Public Safety and Homeland Security.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *2247* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act to improve the ballistic database through microstamping ammunition..

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

SECTION 1. Chapter 269 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by deleting Section 11E and inserting the following new section:-

Chapter 269: Section 11E. Serial identification numbers on firearms.

Section 11E.

(A) All firearms, rifles and shotguns of new manufacture, manufactured or delivered to any licensed dealer within the commonwealth shall bear serial numbers permanently inscribed on a visible metal area of said firearm, rifle or shotgun, and the manufacturer of said firearm, rifle or shotgun shall keep records of said serial numbers and the dealer, distributor or person to whom the firearm, rifle or shotgun was sold or delivered.

No licensed dealer shall order for delivery, cause to be delivered, offer for sale or sell within the commonwealth any newly manufactured firearm, rifle or shotgun received directly from a manufacturer, wholesaler or distributor not so inscribed with a serial number nor shall any licensed manufacturer or distributor of firearms, rifles or shotguns deliver or cause to be delivered within the commonwealth any firearm, rifle or shotgun not complying with this section.

16 No licensed manufacturer within the commonwealth shall produce for sale within the
17 United States, its territories or possessions any firearm, rifle or shotgun not complying with
18 paragraph one of this section. Whoever violates this section shall be punished by a fine of five
19 hundred dollars. Each such violation shall constitute a separate offense.

20 (B) All semiautomatic firearms as defined in Chapter 140 Section 21 manufactured or
21 delivered to any licensed dealer within the commonwealth shall be capable of microstamping
22 ammunition.

23 (C) For purposes of subparagraph (B), a firearm is capable of microstamping ammunition
24 if –

25 (i) a microscopic array of characters that identify the make, model, and serial number of
26 the of the firearm is etched into the breech face and firing pin of the firearm; and

27 (ii) when ammunition is fired from the firearm, the characters are copied from the breech
28 face and firing pin onto the cartridge case of the ammunition.

29 (D) Subparagraph (B) shall apply only to semiautomatic firearms which –

30 (i) are manufactured, or imported into the Commonwealth on or after the effective date of
31 this subsection; and

32 (ii) have not been transferred to a person not licensed under Chapter 140 of the general
33 laws.

34 (D) Whoever violates paragraph (B) shall be fined an amount equal to –

35 (i) in the case of a first such violation by the violator, $1,000 multiplied by the number of
36 firearms involved in the violation;

37 (ii) in the case of a second violation by the violator, $2,000 multiplied by the number of
38 firearms involved in the violation;

39 (iii) in the case of a third such violation by the violator, $3,000 multiplied by the number
40 of firearms involved in the violation.

41 (E) The effective date of this act shall be January 1, 2012.