

HOUSE No. 01318

The Commonwealth of Massachusetts

PRESENTED BY:

Russell Holmes

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 increasing penalties for felons in possession of firearms in the Commonwealth.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Russell Holmes</i>	<i>6th Suffolk</i>
<i>Steven L. Levy</i>	<i>4th Middlesex</i>
<i>John Hart, Jr.</i>	<i>First Suffolk</i>
<i>Nick Collins</i>	<i>4th Suffolk</i>

HOUSE No. 01318

By Mr. Russell Holmes of Boston, petition (accompanied by bill, House, No. 01318) of Steven L. Levy and others relative to increasing penalties for felons in possession of firearms. Joint Committee on the Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act increasing penalties for felons in possession of firearms in the Commonwealth.

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. Clause (d) of section 10 of chapter 269 of the General Laws, as so appearing in the
2 2008 official edition, is hereby amended by adding the following paragraph :--
3 “ Whoever, after having been convicted in any court, of a crime punishable by imprisonment for
4 a term of 10 years or more, further commits an offense set forth in paragraph (a), (b) or (c), shall
5 be punished by imprisonment in the state prison for not less than 5 years. The sentence imposed
6 on such person shall not be reduced, nor suspended, nor shall any person convicted under this
7 subsection be eligible for probation, parole, work release, or furlough or receive any deduction
8 from his sentence for good conduct until he shall have served such sentence; provided, however,
9 that the commissioner of correction may on the recommendation of the warden, superintendent,
10 or other person in charge of a correctional institution, grant to an offender committed under this
11 subsection a temporary release in the custody of an officer of such institution for the following

12 purposes only: to attend the funeral of a relative; to visit a critically ill relative; or to obtain
13 emergency medical or psychiatric service unavailable at said institution. Prosecutions
14 commenced under this subsection shall neither be continued without a finding nor placed on
15 file.”