

HOUSE No. 1772

The Commonwealth of Massachusetts

PRESENTED BY:

Alyson M. Sullivan-Almeida

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 relative to possession of a dangerous weapon.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Alyson M. Sullivan-Almeida</i>	<i>7th Plymouth</i>	<i>1/18/2023</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>	<i>1/26/2023</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>	<i>1/31/2023</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>2/9/2023</i>
<i>Steven George Xiarhos</i>	<i>5th Barnstable</i>	<i>2/18/2023</i>

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By Representative Sullivan-Almeida of Abington, a petition (accompanied by bill, House, No. 1772) of Alyson M. Sullivan-Almeida and others relative to penalties for possession of dangerous weapons by persons in the custody of certain correctional facilities. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1881 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to possession of a dangerous weapon.

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

1 Chapter 127 of the General Laws is hereby amended by inserting after section 38B the
2 following section:-

3 Section 38B ½. (a) For purposes of this section, the word “dangerous weapon” shall
4 include any weapon or object, including an object that is custom or homemade, which is
5 designed or intended to be used as a weapon.

6 (b) Any person in the custody of a correctional facility, including any jail, house of
7 correction, trial court detention facility or state prison, who possesses a dangerous weapon shall
8 be punished by imprisonment in the state prison for not more than 10 years or in the house of
9 correction for not more than 2 ½ years, or by a fine of not more than \$5,000, or by both such fine

- 10 and imprisonment. Such sentence shall begin from and after all sentences currently outstanding
- 11 and unserved at the time the person commits the violation of this section.