SENATE DOCKET, NO. FILED ON: 1/13/2009

**SENATE . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PRESENTED BY:

**John A. Hart, Jr.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*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 Prohibiting the Advertisement of Fireworks.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| John A. Hart, Jr. | First Suffolk |

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00916 OF 2007-2008.]

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act prohibiting the advertisement of fireworks.

 *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. Section 39 of chapter 148 of the General Laws, as appearing in the 2000 Official Edition, is hereby amended by inserting after the third paragraph the following paragraph:-

 Whoever advertises the sale, use or possession of fireworks shall be punished by a fine of not less than $100 nor more than $1,000 or by imprisonment in a house of correction for not more than 1 year, or by both such fine and imprisonment. For the purposes of this section, “advertises” shall mean: (1) to cause a public announcement to be made, by means of radio, television, newspaper, flyer, catalog, billboard, mobile or stationary sign, or by any other means, in which a person’s name or business name style appears, and which offers to sell or transfer fireworks; or (2) to cause a person’s name, or business name style to be included in any classified advertisement or directory for the purpose of the sale or transfer of fireworks