SENATE DOCKET, NO. FILED ON: 1/10/2009

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

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The Commonwealth of Massachusetts

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

PRESENTED BY:

**Tolman, Steven (SEN)**

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

*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 relative to the commission of a crime while in posession of a police scanner .

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

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Tolman, Steven (SEN) | Second Suffolk and Middlesex |

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S01026 OF 2007-2008.]

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

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

An Act relative to the commission of a crime while in posession of a police scanner .

*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 266 of the General Laws, as appearing in the 1990 Official Edition, is hereby amended by inserting after section 49 the following section:-

Section 49A. Whoever, while in the commission of a crime, knowingly has in their possession a police scanner with the intent to use or employ said scanner to aid in the commission of such crime shall be punished by imprisonment in the state prison for not more than ten years or by a fine of not more than one thousand dollars and imprisonment in jail for not more than two and one-half years.