

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

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Morrissey, Michael (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 prohibiting the possession by or sale of spray paint to minors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Morrissey, Michael (SEN)	Norfolk and Plymouth
Councillor Brian McNamee	Ward 6 Quincy City Councillor
Bruce J. Ayers	1st Norfolk
Ronald Mariano	3rd Norfolk
A. Stephen Tobin	2nd Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S00975 OF 2007-2008.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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**AN ACT PROHIBITING THE POSSESSION BY OR SALE OF SPRAY PAINT TO MINORS.**

*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. Chapter 126B of the General Laws as appearing in the 2004 Official  
2 Edition is hereby amended by inserting after section 126B the following 2 new sections:-
- 3           Section 126C. Whoever, being under the age of 17, possesses any aerosol canister containing  
4 paint, with the intent to violate section 126A or 126B, shall be punished by imprisonment in the  
5 house of correction for not more than 2 years or by a fine of not more than \$250, or by both such  
6 fine and imprisonment.
- 7           Section 126D. Whoever sells an aerosol canister containing paint to any person under the age of  
8 17 shall be punished by a fine of \$500 for each violation of this section.