

**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 use of paint ball guns.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Morrissey, Michael (SEN)	Norfolk and Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. S01408 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 USE OF PAINT BALL GUNS.**

*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. Section 12B of Chapter 269 of the Massachusetts General Laws, as  
2 appearing in the 2004 Official Edition, is hereby deleted and the following text is hereby  
3 inserted:-

4           SECTION 12B. No minor under the age of eighteen shall have an air rifle, paint ball gun or so-  
5 called BB gun in his possession while in any place to which the public has a right of access  
6 unless he is accompanied by an adult. No minor under the age of eighteen shall discharge a BB  
7 shot, pellet or other object from an air rifle, paint ball gun or BB gun unless he is accompanied  
8 by an adult or is the holder of a sporting or hunting license.

9           No person shall discharge a BB shot, pellet or other object from an air rifle, paint ball gun or so-  
10 called BB gun into, from or across any street, alley, public way or railroad or railway right of  
11 way. The provisions of this paragraph shall not apply to persons under the age of eighteen who

12 are using a paint ball gun in a facility utilized for commercial paint ball games and contests and  
13 who are supervised by the employee of the commercial enterprise.

14 Whoever violates this section shall be punished by a fine of not more than one hundred dollars,  
15 and the air rifle, paint ball gun or BB gun or other weapon shall be confiscated. Upon a  
16 conviction of a violation of this section the air rifle, paint ball gun or BB gun or other weapon  
17 shall, by the written authority of the court, be forwarded to the colonel of the state police, who  
18 may dispose of said article in the same manner as prescribed in section ten.