

SENATE No.

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 relative to an underage law enforcement agent.

PETITION OF:

NAME: Morrissey, Michael (SEN)	DISTRICT/ADDRESS: Norfolk and Plymouth
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[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00197 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO AN UNDERAGE LAW ENFORCEMENT AGENT.

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 138, Section 34A of the General Laws, as appearing in the 1998
2 Official Edition, is hereby amended by adding after line 24 the following new paragraph: -

3
4 Any underage law enforcement agent, acting under the direct control of a police officer
5 and/or alcoholic beverages control commission enforcement officer acting in the regular
6 performance of his official duties, may lawfully attempt to purchase and take possession of an
7 alcoholic beverage in a selective liquor enforcement program set up by licensing authorities or
8 local police departments. The agent may not deceive or coerce in the attempt to obtain alcoholic
9 beverages and must leave the premises immediately after an unsuccessful attempt to procure is
10 made. The agent may take possession but not consume any alcoholic beverage and must report
11 directly to the supervising law enforcement official after each individual attempt to obtain
12 alcohol is made.