

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Richard R. Tisei

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 to reduce gun violence and pomote public safety.

PETITION OF:

NAME:

Richard R. Tisei

DISTRICT/ADDRESS:

Middlesex and Essex

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01423 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT TO REDUCE GUN VIOLENCE AND PROMOTE PUBLIC SAFETY.

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. Subparagraph (e) of section 10G of chapter 269 of the General Laws, as appearing
2 in the 2004 official edition, is hereby amended by striking the text and inserting in place thereof
3 the following: -

4 “For the purposes of this section, “violent crime” shall mean a conviction, in this or any other
5 jurisdiction, either federal, state, or territorial, involving the use or possession of a deadly
6 weapon that would be punishable by imprisonment for such term if committed by an adult, that:
7 (i) has as an element the use, attempted use or threatened use of physical force or a deadly
8 weapon against the person of another; (ii) is burglary, extortion, arson or kidnapping, (iii)
9 involves explosives; or (iv) otherwise involves conduct that presents a serious risk of physical
10 injury to another. For the purposes of this section, "serious drug offense" shall mean an offense
11 under the federal Controlled Substances Act, 21 U.S.C. 801, et seq., the federal Controlled
12 Substances Import and Export Act, 21 U.S.C. 951, et seq. or the federal Maritime Drug Law
13 Enforcement Act, 46 U.S.C. App. 1901, et seq. for which a maximum term of imprisonment for
14 ten years or more is prescribed by law, or an offense under chapter 94C involving the
15 manufacture, distribution or possession with intent to manufacture or distribute a controlled
16 substance, as defined in section 1 of said chapter 94C, for which a maximum term of ten years or
17 more is prescribed by law, or an offense of any other jurisdiction, state or territorial, involving
18 the manufacture, distribution or possession with intent to manufacture or distribute a controlled
19 substance for which a maximum term of imprisonment for ten years or more is prescribed by
20 law.”

21 Section 2. Section 10 of chapter 269 of the General Laws, as amended by section 5 of chapter 48
22 of the acts of 2006, is hereby amended by inserting after paragraph (a) the following: -

23 (a $\frac{1}{2}$) For any person found in violation of the provisions of paragraph (a), who is found to be in
24 the possession of multiple firearms, loaded or unloaded, as defined in section 121 of chapter 140,
25 each firearm possessed shall be considered a separate offense, each punishable under the
26 provisions prescribed in paragraph (a).

27 Section 3. Chapter 22 of the General Laws, as appearing in the 2004 official edition, is hereby
28 amended by inserting after Section 20 the following:-

29 Section 21. (a) Within the department there shall be the Massachusetts Neighborhood Crime
30 Watch Commission. It shall be the purpose of this commission to develop, implement, and assist
31 in the coordination of volunteer crime watch policies and programs in the cities and towns of the
32 Commonwealth, focusing on grassroots neighborhood outreach.

33 (b) The commission shall consist of not less than fifteen, nor more than twenty-five members,
34 appointed by the Governor, one of which shall serve as chair and one of which shall serve as
35 vice-chair. Said members shall include representatives of local and state law enforcement
36 agencies from geographically and demographically diverse regions and representatives of
37 community watch groups from throughout the Commonwealth. The commission shall have the
38 authority to create subcommittees, as needed, to fulfill its purposes. The members of said
39 subcommittees need not be limited to persons appointed to the commission.

40 (c) The purposes and functions of the commission shall include but not be limited to the
41 following:

42 (1) Advising the Governor and the Executive Office of Public Safety on the development and
43 support of crime watch groups and strategies at the neighborhood level;

44 (2) Helping to foster strong ties between community residents and law enforcement agencies;

45 (3) Assisting in the development of a statewide network of community policing efforts and the
46 development of training capabilities to support and strengthen these efforts;

47 (4) Providing a forum in which the Commonwealth's community crime watch groups and law
48 enforcement officers can develop a comprehensive, statewide criminal justice strategy aimed at
49 making our neighborhoods safe and present this strategy to the Governor and other appropriate
50 officials in the Commonwealth; and

51 (5) Develop and administer grant programs, subject to appropriation, to support the efforts of
52 local crime watch organizations and efforts.

53 (d) The commission may, subject to appropriation, incur and expend such funds as may be
54 necessary with the administration of the commission.

