

SENATE No. 97

To accompany the petition of Michael H. Condron for legislation relative to the possession of certain firearms during the open season for deer. Conservation.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Nine.

AN ACT RELATING TO THE POSSESSION OF CERTAIN FIREARMS DURING THE OPEN SEASON FOR DEER.

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 78 of chapter 131 of the General Laws, as
2 amended, is hereby further amended by striking
3 out the second paragraph and inserting in place
4 thereof the following:—

5 The possession, except as authorized herein, during
6 the period between one half hour after sunset and
7 one half hour before sunrise, in any place where deer
8 might be found, of a jacklight or any other artificial
9 light and also any firearm and ammunition adapted
10 to the hunting of deer, but not including a rifle of
11 not larger than twenty-two calibre, chambered to
12 take not larger than twenty-two long rifle ammuni-
13 tion, so called, or a pistol or revolver of not more
14 than thirty-eight calibre, shall constitute prima facie
15 evidence that the person in possession thereof is

16 using the same for the purpose of hunting deer in
17 violation of this chapter.

18 Whoever, except during the prescribed open season
19 for deer has in his possession a shotgun, together
20 with shot shells loaded with ball or shot longer than
21 No. 1 shot in any place where deer might be found
22 shall be punished by a fine of not more than one
23 hundred dollars.