

HOUSE No. 2190

By Mr. Hermann of North Andover, petition of Michael J. Connolly and Joseph N. Hermann for legislation to clarify the definition of "public records". State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT CLARIFYING THE DEFINITION OF PUBLIC RECORDS.

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. Subclause (c) of clause twenty-six of section 7 of
2 chapter 4 as appearing in the 1988 Official Edition of the General
3 Laws is hereby amended by striking subsection (c) and inserting
4 in place thereof the following: —

5 (c) personnel, medical and other data relating to a specifically
6 named individual, the disclosure of which would constitute a
7 clearly unwarranted invasion of personal privacy.

1 SECTION 2. Subclause (j) of clause 26 of section 7 of chapter
2 4 of the General Laws as appearing in the 1988 Official Edition
3 is hereby amended striking subclause (j) and inserting in place the
4 following new subclause:

5 (j) test questions and answers, scoring keys and sheets, and other
6 examination data used to administer a civil service or licensing
7 examination; provided, however, that such materials are used to
8 administer another examination.

1 SECTION 3. Subclause (l) of clause 26 of section 7 of chapter
2 4 of the General Laws as appearing in the 1988 Official Edition
3 is hereby amended by striking subclause (l).

1 SECTION 4. Lines 52 through 63 inclusive of section 10 of
2 chapter 66 of the General Laws as appearing in the 1988 Official

3 Edition is hereby amended by striking said lines and inserting in
4 place the following:

5 (e) The commissioner of public safety and his agents, servants,
6 and attorneys including the keeper of the records of the firearms
7 records bureau of said department, or any licensing authority, as
8 defined by chapter one hundred and forty shall not disclose any
9 records divulging or tending to divulge the names and addresses
10 of persons who own or possess firearms, rifles, shotguns, machine
11 guns and ammunition therefore, as defined in said chapter one
12 hundred and forty and names and addresses of persons licensed
13 to carry or possess the same to any person, firm, corporation,
14 entity or agency except criminal justice agencies as defined in
15 chapter six and except to the extent such information relates solely
16 to the person making the request and is necessary to the official
17 interests of the entity making the request.