

By Mr. Murphy of Boston, petition of the Boston Fire Fighters Local 718 and Paul Murphy for legislation to make it a criminal offense to possess a "Molotov cocktail" or similar device containing flammable liquid. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT MAKING IT A CRIMINAL OFFENSE TO MAKE OR POSSESS
"MOLOTOV COCKTAILS".

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 266 of the General Laws is hereby amended by
2 inserting after section 5A the following section:—

3 *Section 5B.* No person shall knowingly have in his posses-
4 sion or under his control a molotov cocktail, or any bottle or
5 other container, any wick or similar device, or any flammable
6 liquid with the intent of making a molotov cocktail there-
7 from.

8 For the purposes of this section, the words "molotov
9 cocktail" shall mean any bottle or other container containing
10 a flammable liquid and fitted with a wick or similar device,
11 which, when ignited and hurled or struck, would shatter upon
12 impact and cause fire or explosion.

13 Any person who violates any provision of this section may
14 be arrested without a warrant and held in custody in jail or
15 otherwise until a complaint be made against him for such
16 offense unless previously admitted to bail, which complaint
17 shall be made as soon as practicable and in any case within
18 twenty-four hours, Sundays and legal holidays excepted.

19 Whoever violates any provision of this section shall be
20 punished by a fine of not more than one thousand dollars or
21 imprisonment for not more than two and one-half years, or
22 both.

By Mr. MERRILL of Boston, reading of the House the following resolution and that the same be reported to the House with such amendments as may be deemed proper to amend the same: "Resolved, That the following resolution be reported to the House with such amendments as may be deemed proper to amend the same:—

The Constitutionality of the Proposed

Amendment to the Constitution of the United States

As the same is a general question of public interest, it is referred to a select committee of the House of Representatives, to be composed of the Senate and House of Representatives, in General Court assembled, and by the authority of the same as follows:

- 1 Chapter 206 of the General Laws is hereby amended by
- 2 inserting after section 23 the following section:—
- 3 Section 23. No person shall knowingly have in his power
- 4 any or under his control a revolver without an exp. bottle in
- 5 either container, any work or similar device, or anyammable
- 6 liquid with the intent of making a revolver without these
- 7 items.
- 8 For the purpose of this section, the words "revolver"
- 9 "bottle," "shell" mean any bottle or other container containing
- 10 a combustible liquid and fitted with a valve or similar device,
- 11 which, when ignited and loaded or wired, would explode or
- 12 burst and cause fire or explosion.
- 13 Any person who violates any provision of this section may
- 14 be punished without a warrant and held in custody to jail or
- 15 otherwise until a complaint be made against him, or until
- 16 otherwise ordered by the court to jail, which complaint
- 17 shall be made as soon as practicable and in any case within
- 18 twenty-four hours after the date of the violation.
- 19 Whoever violates any provision of this section shall be
- 20 punished by a fine of not more than one thousand dollars or
- 21 imprisonment for not more than two and one-half years or
- 22 both.