



Gun Owners' Action League

361 West Main Street • P.O. Box 567 • Northboro, MA 01532-0567

Phone: 508-393-5333 • Fax: 508-393-5222

Website: <http://www.goal.org> • E-mail: staff@goal.org

Colonel Shaun T. Santos
Massachusetts Environmental Police Boston HQ
251 Causeway Street
Suite 101
Boston, MA 02114

September 01, 2022

RE: Unenforceable laws in light of the SCOTUS Bruen decision

Dear Colonel,

In light of the recent Supreme Court of the United States (SCOTUS) Second Amendment civil rights case, *Bruen*, we have been made aware of some laws that we consider to be no longer enforceable.

Under this decision the ban on possession/carrying of firearms can only take place in an "Historically Sensitive Area." This includes places like court houses and schools. With this, we believe the following recreational vehicles and fish and wildlife laws are now unenforceable and request that you inform all of your officers.

While we recognize the authority to regulate how we can hunt and what we can use to hunt, these laws contain outright bans on mere possession/carrying. Such laws are now civil rights violations under *Bruen* as the decision protects the right to possess/carry firearms in all but historically sensitive areas.

MGL Ch. 90B § 26(g) – Recreational Vehicles

(g) No person shall carry a firearm, rifle or shotgun in or on a snow vehicle or recreation vehicle or on a trailer or sled attached thereto unless such firearm, rifle or shotgun is unloaded and in an enclosed case. This section shall not apply to a law enforcement officer or other person with enforcement powers authorized in section 32, or to a paraplegic as provided in section 65 of chapter 131.

MGL Ch. 131 § 67 – Fish & Wildlife

Section 67. A person shall not use or possess, where birds or mammals may be found, any rifle chambered to take larger than twenty-two long rifle ammunition, or any revolver or pistol

chambered to take larger than thirty-eight caliber ammunition between the hours of one half hour after sunset to one half hour before sunrise of any day throughout the year.

MGL Ch. 131 § 70 – Fish & Wildlife

Section 70. A person shall not, during the open season when deer may be hunted lawfully with a shotgun, hunt a bird or mammal with a rifle, revolver or pistol or by the aid of a dog, or have in his possession or under his control in any wood or field, a rifle, revolver or pistol, or a dog. Nothing in this section shall be deemed to prohibit the use of dogs to hunt waterfowl in coastal waters and salt marshes during the open season on migratory waterfowl.

We look forward to your quick response to this matter. If you need any further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mike Harris", with a long horizontal flourish extending to the right.

Mike Harris
Director of Public Policy
MikeH@goal.org

CC:

Secretary of Environmental Affairs and Energy
Commissioner of the Department of Conservation and Recreation
Commissioner of the Department of Fish and Game
Director of the Division of Fisheries and Wildlife