

3989

2009-2010 Regular Sessions

I N S E N A T E

April 7, 2009

Introduced by Sen. WINNER -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to the discharge of a gun or firearm

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Section 265.25 of the penal law is amended to read as  
2 follows:  
3 S 265.25 Certain wounds to be reported.  
4 Every case of a bullet wound, gunshot wound, powder burn or any other  
5 injury arising from or caused by the discharge of a gun or firearm, and  
6 every case of a wound which is likely to or may result in death and is  
7 actually or apparently inflicted by a knife, icepick or other sharp or  
8 pointed instrument, shall be reported at once to the police authorities  
9 of the city, town or village where the person reporting is located by:  
10 (a) the physician attending or treating the case; or (b) the manager,  
11 superintendent or other person in charge, whenever such case is treated  
12 in a hospital, sanitarium or other institution; AND (C) THE PERSON  
13 EFFECTING THE DISCHARGE OF A GUN OR FIREARM. Failure to make such report  
14 is a class A misdemeanor. This subdivision shall not apply to such  
15 wounds, burns or injuries received by a member of the armed forces of  
16 the United States or the state of New York while engaged in the actual  
17 performance of duty.  
18 S 2. This act shall take effect on the first of November next succeed-  
19 ing the date on which it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD11000-01-9