

10686

I N A S S E M B L Y

April 14, 2010

Introduced by M. of A. PERRY -- (at request of the Division of State Police) -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to nuisance weapons that are utilized in a suicide attempt

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

1 Section 1. Subdivision 1 of section 400.05 of the penal law, as
2 amended by chapter 350 of the laws of 1986, is amended to read as
3 follows:
4 1. Any weapon, instrument, appliance or substance specified in article
5 two hundred sixty-five, when unlawfully possessed, manufactured, trans-
6 ported or disposed of, or when utilized in the commission of an offense
7 OR A SUICIDE ATTEMPT, is hereby declared a nuisance. When the same shall
8 come into the possession of any police officer or peace officer, it
9 shall be surrendered immediately to the official mentioned in SUBPARA-
10 GRAPH (F) OF paragraph [(f)] ONE of subdivision [one] A of section
11 265.20, except that such weapon, instrument, appliance or substance
12 coming into the possession of the state police shall be surrendered to
13 the superintendent of state police.
14 S 2. This act shall take effect on the thirtieth day after it shall
15 have become a law.

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

LBD07706-02-9