S T A T E O F N E W Y O R K

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:

Section 1. Subdivision 1 of section 400.05 of the penal law, as amended by chapter 350 of the laws of 1986, is amended to read as follows:

1. Any weapon, instrument, appliance or substance specified in article two hundred sixty-five, when unlawfully possessed, manufactured, transported or disposed of, or when utilized in the commission of an offense OR A SUICIDE ATTEMPT, is hereby declared a nuisance. When the same shall come into the possession of any police officer or peace officer, it shall be surrendered immediately to the official mentioned in SUBPARAGRAPH (F) OF paragraph [(f)] ONE of subdivision [one] A of section 265.20, except that such weapon, instrument, appliance or substance coming into the possession of the state police shall be surrendered to the superintendent of state police.

S 2. This act shall take effect on the thirtieth day after it shall have become a law.

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

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