

5866--A

2011-2012 Regular Sessions

I N A S S E M B L Y

March 2, 2011

Introduced by M. of A. JEFFRIES, HOYT, BING, KELLNER, SCHIMEL, LANCMAN, JAFFEE, PEOPLES-STOKES, COLTON, ABINANTI, N. RIVERA, GIBSON, SIMOTAS, CAMARA, WEISENBERG, WEPRIN, SCARBOROUGH -- Multi-Sponsored by -- M. of A. COOK, GLICK, GOTTFRIED, McDONOUGH, McENENY, MENG, TITONE -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to large capacity ammunition feeding devices

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

1 Section 1. Subdivision 23 of section 265.00 of the penal law, as added
2 by chapter 189 of the laws of 2000, is amended to read as follows:
3 23. "Large capacity ammunition feeding device" means a magazine, belt,
4 drum, feed strip, or similar device[, manufactured after September thir-
5 teenth, nineteen hundred ninety-four], that has a capacity of, or that
6 can be readily restored or converted to accept, more than ten rounds of
7 ammunition; provided, however, that such term does not include an
8 attached tubular device designed to accept, and capable of operating
9 only with, .22 caliber rimfire ammunition.
10 S 2. Subdivision 8 of section 265.02 of the penal law, as amended by
11 chapter 764 of the laws of 2005, is amended to read as follows:
12 (8) Such person possesses a large capacity ammunition feeding device.
13 PROVIDED, HOWEVER, THAT FOR THE PURPOSES OF THIS SECTION A LARGE CAPACI-
14 TY AMMUNITION FEEDING DEVICE SHALL NOT INCLUDE SUCH A DEVICE MANUFAC-
15 TURED PRIOR TO SEPTEMBER THIRTEENTH, NINETEEN HUNDRED NINETY-FOUR
16 POSSESSED BY ITS RIGHTFUL OWNER.
17 S 3. This act shall take effect on the first of November next succeed-
18 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.

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