

2815

2013-2014 Regular Sessions

I N   S E N A T E

January 24, 2013

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Introduced by Sens. ADAMS, ADDABBO, AVELLA, GOLDEN -- 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 possession of a weapon on or in vehicles or facilities used for mass transit service by a transit agency constituting criminal possession of a weapon in the third degree

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

1     Section 1. Section 265.02 of the penal law is amended by adding a new  
2     subdivision 4 to read as follows:  
3     (4) SUCH PERSON COMMITS THE CRIME OF CRIMINAL POSSESSION OF A WEAPON  
4     IN THE FOURTH DEGREE AS DEFINED IN SUBDIVISION ONE, TWO, OR FOUR OF  
5     SECTION 265.01 OF THIS ARTICLE, WHEN SITUATED IN A SUBWAY TRAIN, SUBWAY  
6     STATION, RAILROAD TRAIN, RAILROAD STATION OR ON A BUS OPERATED BY A MASS  
7     TRANSIT PROVIDER, PUBLIC OR PRIVATE, AND SUCH PERSON USES OR ATTEMPTS TO  
8     USE SUCH WEAPON IN THE COMMISSION OF ANOTHER CRIMINAL ACT IN SUCH SUBWAY  
9     TRAIN OR STATION, RAILROAD TRAIN OR STATION, OR BUS; OR  
10    S 2. This act shall take effect immediately.

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

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