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

4990

2013-2014 Regular Sessions

I N S E N A T E

May 2, 2013

Introduced by Sen. BOYLE -- 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 establishing the "defend our homes act" providing exemptions for ammunition feeding device capacity in homes; and to repeal certain provisions of such law relating thereto

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

Section 1. This act shall be known and may be cited as the "defend our homes act".

S 2. Subdivision a of section 265.20 of the penal law is amended by adding a new paragraph 3-a to read as follows:

3-A. POSSESSION OF A MAGAZINE OR SIMILAR AMMUNITION FEEDING DEVICE THAT CONTAINS MORE THAN SEVEN ROUNDS OF AMMUNITION, BUT THAT DOES NOT HAVE A CAPACITY OF OR CAN READILY BE RESTORED OR CONVERTED TO ACCEPT MORE THAN TEN ROUNDS, IN A SAFE STORAGE DEPOSITORY, AS DEFINED IN SECTION 265.45 OF THIS ARTICLE, IN THE HOME OF THE POSSESSOR FOR THE PROTECTION OF A PERSON OR PROPERTY.

S 3. The second undesignated paragraph of section 265.37 of the penal law is REPEALED.

S 4. This act shall take effect immediately and shall be deemed to have been in full force and effect on March 16, 2013.

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

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