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

5201

2013-2014 Regular Sessions

I N S E N A T E

May 14, 2013

Introduced by Sen. LATIMER -- 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 exemptions pertaining to large capacity ammunition feeding devices for certain police officers, peace officers, licensed private investigators, armed security guards, and armored car guards

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

Section 1. Subdivision a of section 265.20 of the penal law is amended by adding a new paragraph 11-a to read as follows:

11-A. POSSESSION OF A LARGE CAPACITY AMMUNITION FEEDING DEVICE BY AN OFF-DUTY POLICE OFFICER OR PEACE OFFICER, OR A RETIRED POLICE OFFICER OR PEACE OFFICER, AS "POLICE OFFICER" IS DEFINED IN SUBDIVISION THIRTY-FOUR OF SECTION 1.20 OF THE CRIMINAL PROCEDURE LAW AND "PEACE OFFICER" IS DEFINED IN SECTION 2.10 OF THE CRIMINAL PROCEDURE LAW.

S 2. Subdivision a of section 265.20 of the penal law is amended by adding a new paragraph 17 to read as follows:

17. POSSESSION OF A LARGE CAPACITY AMMUNITION FEEDING DEVICE BY LICENSED PRIVATE INVESTIGATORS REGISTERED UNDER ARTICLE SEVEN OF THE GENERAL BUSINESS LAW, ARMED SECURITY GUARDS LICENSED PURSUANT TO ARTICLE SEVEN-A OF THE GENERAL BUSINESS LAW OR ARMORED CAR GUARDS LICENSED PURSUANT TO ARTICLE EIGHT-C OF THE GENERAL BUSINESS LAW WHO POSSESS A VALID PISTOL LICENSE PURSUANT TO SECTION 400.00 OF THIS CHAPTER AND HAVE SUCCESSFULLY COMPLETED THE FORTY-SEVEN HOUR FIREARMS TRAINING COURSE SPECIFIED IN SECTION EIGHTY-NINE-N OF THE GENERAL BUSINESS LAW WHILE IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES.

S 3. This act shall take effect immediately.

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

LBD10915-01-3