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

10647

I N A S S E M B L Y

June 10, 2016

Introduced by COMMITTEE ON RULES -- (at request of M. of A. McDonald) -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to designating the sheriff of the county of Albany as a licensing officer for the purposes of firearms and authorizing the possession in the county of Albany of a pistol or revolver while attending a firearms familiarity, safety, loading and firing course conducted by the office of the sheriff of such county; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Subdivision 10 of section 265.00 of the penal law, as amended by chapter 210 of the laws of 1999, is amended to read as follows:

10. "Licensing officer" means in the city of New York the police commissioner of that city; in the county of Nassau the commissioner of police of that county; in the county of Suffolk the sheriff of that county except in the towns of Babylon, Brookhaven, Huntington, Islip and Smithtown, the commissioner of police of that county; IN THE COUNTY OF ALBANY THE SHERIFF OF THE COUNTY, OR A JUDGE OR JUSTICE OF A COURT OF RECORD HAVING HIS OR HER OFFICE IN SUCH COUNTY; for the purposes of section 400.01 of this chapter the superintendent of state police; and elsewhere in the state a judge or justice of a court of record having his office in the county of issuance.

S 2. Subdivision a of section 265.20 of the penal law is amended by adding a new paragraph 7-g to read as follows:

7-G. IN THE COUNTY OF ALBANY, POSSESSION OF A PISTOL OR REVOLVER BY A PERSON WHO HAS APPLIED, TO THE LICENSING OFFICER OF SUCH COUNTY, FOR A LICENSE TO POSSESS A PISTOL OR REVOLVER, WHO HAS NOT BEEN PREVIOUSLY DENIED A LICENSE, BEEN CONVICTED OF A FELONY OR SERIOUS OFFENSE, A FUGITIVE FROM JUSTICE, AND WHO DOES NOT APPEAR TO BE, OR POSE A THREAT TO BE, A DANGER TO HIMSELF, HERSELF OR TO OTHERS; PROVIDED THAT SUCH POSSESSION SHALL BE OF A PISTOL OR REVOLVER OWNED BY THE OFFICE OF THE SHERIFF OF THE COUNTY OF ALBANY OR A DEPUTY SHERIFF THEREOF, AND SHALL

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

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BE POSSESSED AT A FIREARMS TRAINING FACILITY OPERATED BY SUCH OFFICE WHILE UNDER THE SUPERVISION, GUIDANCE AND INSTRUCTION OF A DEPUTY SHERIFF, AND PROVIDED FURTHER THAT SUCH POSSESSION OCCURS DURING THE COURSE OF A FIREARMS FAMILIARITY, SAFETY, LOADING AND FIRING COURSE CONDUCTED BY THE OFFICE OF THE SHERIFF OF THE COUNTY OF ALBANY IN WHICH SUCH PERSON IS ENROLLED.

S 3. This act shall take effect on the ninetieth day after it shall have become a law, and shall expire and be deemed repealed three years after it shall take effect.