STATE OF NEW YORK

5969

2017-2018 Regular Sessions

IN SENATE

May 9, 2017

Introduced by Sen. 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 unlawful wearing of a body vest

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 1 of section 270.20 of the penal law, as amended by chapter 317 of the laws of 2001, is amended to read as follows:

1. A person is guilty of the unlawful wearing of a body vest when acting either alone or with one or more other persons he **or she wears a body vest and:**

(a) commits any violent felony offense defined in section 70.02**, or any class A felony offense other than one defined in article two hundred twenty, or commits assault or reckless endangerment as those offenses are defined in article one hundred twenty,** while possessing **or appearing to possess** a firearm, rifle [~~or~~]**,** shotgun [~~and in the course of and in furtherance of such crime he wears a body vest~~]**, deadly weapon, dangerous instrument or ammunition; or**

(b) commits any violent felony offense as defined in section 70.02 or any class A felony offense other than one defined in article two hundred twenty, having previously been convicted within the preceding ten years of any such offense.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law.

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

LBD11530-01-7