

STATE OF NEW YORK

2957--A

2017-2018 Regular Sessions

IN ASSEMBLY

January 23, 2017

Introduced by M. of A. McDONALD, MORINELLO, STECK, FAHY -- Multi-Sponsored by -- M. of A. LOPEZ -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

1 Section 1. Subdivision a of section 265.20 of the penal law is amended
2 by adding a new paragraph 7-g to read as follows:

3 7-g. Possession of a pistol or revolver by a person who has applied to
4 the appropriate licensing officer in Albany County for a license to
5 possess a pistol or revolver and who appears to be eligible to receive
6 such license pursuant to subdivision one of section 400.00 of this chap-
7 ter and where such possession is: (i) of a pistol or revolver owned by a
8 local law enforcement agency; and (ii) at a firearms training facility
9 operated by such agency while under the supervision, guidance and
10 instruction of a police officer during a firearms familiarity, safety,
11 loading and firing course conducted by such agency; provided, however,
12 that this paragraph shall only apply in Albany County and only where the
13 county opts by local law to require such a course before a person may be
14 issued a license pursuant to section 400.00 of this chapter. Prior to a
15 course being conducted by a law enforcement agency pursuant to this
16 paragraph, such course shall be approved by the superintendent of the
17 state police and shall be periodically reviewed by the superintendent
18 for compliance with applicable rules and regulations. Any course

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

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1 conducted pursuant to this paragraph shall only be operated by a law
2 enforcement agency and shall not be delegated or assigned to any third
3 party persons or entities. The superintendent of the state police shall
4 promulgate rules and regulations necessary to effectuate the purposes of
5 this paragraph including standards for the operation of a firearms
6 familiarity, safety, loading and firing course. Nothing in this para-
7 graph shall be read to require approval of the superintendent of the
8 state police for any firearms safety course operated by law enforcement
9 or third party individuals or entities that does not include the handl-
10 ing, loading or firing of a pistol or revolver.

11 § 2. This act shall take effect on the ninetieth day after it shall
12 have become a law, and shall expire and be deemed repealed June 1, 2020.