STATE OF NEW YORK

4862

2017-2018 Regular Sessions

IN ASSEMBLY

February 3, 2017

Introduced by M. of A. BLANKENBUSH, KOLB, BARCLAY, BUTLER, HAWLEY, OAKS, SEPULVEDA, ERRIGO, MONTESANO -- Multi-Sponsored by -- M. of A. B. MILLER -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to exempting military personnel from the large capacity ammunition feeding device ban

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

Section 1. Section 265.00 of the penal law is amended by adding a new subdivision 26 to read as follows:

26. "Qualified military personnel" means any member in good standing of the organized militia of the state of New York or of any active or reserve component of the armed forces of the United States.

§ 2. Section 265.20 of the penal law is amended by adding a new subdivision f to read as follows:

f. Subdivision eight of section 265.02 and sections 265.36 and 265.37 of this article shall not apply to qualified military personnel as defined in subdivision twenty-six of section 265.00 of this article, both on and off duty, with respect to large capacity ammunition feeding devices issued to such military personnel.

§ 3. This act shall take effect immediately.

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

LBD08127-01-7