STATE OF NEW YORK

5125--A

2017-2018 Regular Sessions

IN SENATE

March 9, 2017

Introduced by Sen. BOYLE -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general business law, in relation to prohibiting the sale or promotional distribution of machetes to minors

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

Section 1. Section 399-qq of the general business law, as added by chapter 243 of the laws of 2005, is amended to read as follows:

§ 399-qq. Sale or promotional distribution of **machetes,** utility knives, box cutters, or box cart cutters. 1. No person, firm, or corporation shall sell or offer to sell or give away as either a retail or wholesale promotion a **machete,** utility knife, box cutter, or box cart cutter to any person under eighteen years of age.

2. For purposes of this section, the term "utility knife", "box cutter", or "box cart cutter" means a knife consisting of a razor blade, retractable or non-retractable, attached to or contained within a plastic or metal housing. **For the purposes of this section, the term "machete" means a large heavy knife with a broad blade, used primarily for cutting brush or vegetation.**

3. The provisions of this section shall not preclude the temporary transfer of a **machete,** utility knife, box cutter, or box cart cutter to a person under eighteen years of age by such person's employer where such device is possessed only on the employer's premises and only during the course and scope of such person's employment.

4. No provision of this section shall be deemed to restrict the authority of any county, city, town or village to enact and enforce additional local laws, ordinances or codes, or portions thereof, provided the provisions thereof are not inconsistent with the provisions of this section.

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

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5. Any person, firm, or corporation who violates the provisions of this section shall be subject to a civil penalty of not more than five hundred dollars.

§ 2. This act shall take effect immediately.