STATE OF NEW YORK

4958

2019-2020 Regular Sessions

IN ASSEMBLY

February 6, 2019

Introduced by M. of A. BARCLAY, FINCH, HAWLEY, MALLIOTAKIS, McDONOUGH, MONTESANO, REILLY -- Multi-Sponsored by -- M. of A. ABINANTI, ARROYO, COLTON, DeSTEFANO, GOODELL, KOLB, MANKTELOW -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to prohibiting individuals adjudicated as youthful offenders from possessing certain weapons

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

Section 1. Short title. This act shall be known and may be cited as "Nikki's law".

§ 2. Subdivision 3 of section 265.01 of the penal law, as amended by chapter 1 of the laws of 2013, is amended to read as follows:

(3) **He possesses a rifle or shotgun and has been adjudicated as a youthful offender on or after the effective date of the chapter of the laws of two thousand nineteen which added this subdivision for any offense listed under article one hundred twenty-five of this chapter unless such person has been granted a certificate of relief from disabilities pursuant to article twenty-three of the correction law**; or

§ 3. Subdivision 1 of section 400.00 of the penal law is amended by adding a new paragraph (c-1) to read as follows:

(c-1) who has not been adjudicated as a youthful offender on or after the effective date of the chapter of the laws of two thousand nineteen which added this paragraph for any offense listed under article one hundred twenty-five of this chapter unless such person has been granted a certificate of relief from disabilities pursuant to article twenty-three of the correction law;

§ 4. This act shall take effect on the first of November next succeeding the date on which it shall have become a law.

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

LBD02429-01-9