STATE OF NEW YORK

8982

IN ASSEMBLY

January 7, 2020

Introduced by M. of A. BUCHWALD -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to adding components sold with instructions to combine such components to create combustion or detonation to the definition of "explosives"; and to repeal certain provisions of such law relating thereto

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

Section 1. Section 465 of the labor law, as added by a chapter of the laws of 2019 amending the labor law relating to licenses to purchase, use, or store certain compounds, as proposed in legislative bills numbers S.1456 and A.4452, is REPEALED.

§ 2. Subdivision 1 of section 451 of the labor law, as amended by section 2 of part CC of chapter 57 of the laws of 2009, is amended to read as follows:

1. "Explosives" means gunpowder, powders used for blasting, high explosives, blasting materials, detonating fuses, detonators, pyrotechnics and other detonating agents, fireworks and dangerous fireworks as defined in section 270.00 of the penal law, smokeless powder and any chemical compound or any mechanical mixture containing any oxidizing and combustible units, or other ingredients in such proportions, quantities, or packing that ignition by fire, friction, concussion, percussion or detonation of any part thereof may cause and is intended to cause an explosion, but shall not include gasoline, kerosene, naphtha, turpentine, benzine, acetone, ethyl ether, benzol or quantities of black powder not exceeding five pounds for use in firing of antique firearms or artifacts or replicas thereof. Fixed ammunition and primers for small arms, pyrotechnic devices which are designed for and being used for legitimate wildlife management or controls, safety fuses and matches shall not be deemed to be explosives when, as provided by regulation, the individual units contain any of the above-mentioned articles or substances in such limited quantity, of such nature and so packed that it is impossible to produce an explosion of such units to the injury of life, limb or property. **The term "explosives" shall also include two or**

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

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more components that are advertised and sold together with instructions on how to combine the components to create any device designed or specially adapted to facilitate a detonation or combustion.

§ 3. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2019, amending the labor law relating to licenses to purchase, use, or store certain compounds, as proposed in legislative bills numbers S.1456 and A.4452, takes effect.