STATE OF NEW YORK

2175

2021-2022 Regular Sessions

IN ASSEMBLY

January 14, 2021

Introduced by M. of A. SIMON, COOK, DAVILA, GLICK, HYNDMAN, RAMOS, McDONOUGH -- Multi-Sponsored by -- M. of A. ABINANTI, COLTON, GOTTFRIED, GRIFFIN, LAVINE, RICHARDSON -- read once and referred to the Committee on Codes

AN ACT to amend the penal law and the executive law, in relation to the sale of ammunition; and to repeal certain provisions of the penal law relating thereto

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

Section 1. Subdivision 5 of section 270.00 of the penal law is REPEALED.

§ 2. The penal law is amended by adding a new section 265.18 to read as follows:

§ 265.18 Criminal sale of firearm ammunition.

A person is guilty of criminal sale of firearm ammunition when such person sells any firearm ammunition to a person not authorized pursuant to law to possess a firearm capable of firing such ammunition.

Criminal sale of firearm ammunition is a class B misdemeanor.

§ 3. The executive law is amended by adding a new section 845-e to read as follows:

§ 845-e. No-gun database. 1. The division shall establish and maintain a no-gun database which shall contain the names, dates of birth, and any other identifying information the division deems appropriate of any persons not authorized pursuant to law to possess a firearm.

2. The division shall allow for any person selling a firearm or firearm ammunition within the state to check the no-gun database for the buyer of such firearm or firearm ammunition.

§ 4. This act shall take effect on the first of November next succeeding the date on which it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

LBD01109-02-1