STATE OF NEW YORK

8684

IN ASSEMBLY

January 10, 2022

Introduced by M. of A. SIMON -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to prohibiting firearms in certain locations

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

Section 1. Section 265.01-b of the penal law, as added by chapter 1 of the laws of 2013, is amended to read as follows:

§ 265.01-b Criminal possession of a firearm.

A person is guilty of criminal possession of a firearm when he or she: (1) possesses any firearm [~~or~~]; (2) lawfully possesses a firearm prior to the effective date of [~~the~~] chapter **one** of the laws of two thousand thirteen [~~which added this section~~] subject to the registration requirements of subdivision sixteen-a of section 400.00 of this chapter and knowingly fails to register such firearm pursuant to such subdivision**; or (3) knowingly has in his or her possession a rifle, shotgun, or firearm in or upon the following locations:**

(a) Any form of public transportation, including but not limited to railroads, ride sharing services, paratransit services, subways, buses, air travel, taxis or any other public transportation service;

(b) Food and drink establishments; or

(c) Large gatherings, which for the purposes of this section shall mean a gathering together of fifteen or more persons for amusement, athletic, civic, dining, educational, entertainment, patriotic, political, recreational, religious, social, or similar purposes.

Criminal possession of a firearm is a class E felony.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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