

# STATE OF NEW YORK

314

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sen. PERSAUD -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to the sale of ammunition for assault weapons

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

1 Section 1. Subdivision 4 of section 270.00 of the penal law, as  
2 amended by chapter 180 of the laws of 1997, is amended to read as  
3 follows:

4 4. Sales of ammunition not prohibited. Nothing contained in this  
5 section shall be construed to prevent, or interfere in any way with, the  
6 sale of ammunition for revolvers or pistols of any kind, or for rifles,  
7 shot guns, or other arms, belonging or which may belong to any persons  
8 whether as sporting or hunting weapons or for the purpose of protection  
9 to them in their homes, or, as they may go abroad; and manufacturers are  
10 authorized to continue to manufacture, and wholesalers and dealers to  
11 continue to deal in and freely to sell ammunition to all such persons  
12 for such purposes. Provided, however, the sale of ammunition for assault  
13 weapons, as defined by subdivision twenty-two of section 265.00 of this  
14 title, shall be limited to two times the capacity of an authorized weap-  
15 on over a one hundred twenty day period. For purposes of this subdivi-  
16 sion, "authorized weapon" shall mean a weapon registered in accordance  
17 with subdivision sixteen-a of section 400.00 of this chapter. Notwith-  
18 standing any law, rule or regulation to the contrary, the violation of  
19 this subdivision shall constitute a class E felony.

20 § 2. This act shall take effect immediately.

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

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