

# STATE OF NEW YORK

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51

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sen. KAPLAN -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to including attachments to electronic devices within the meaning of the term "imitation weapon"

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

1 Section 1. Subdivision 2 of section 871 of the general business law,  
2 as added by chapter 475 of the laws of 1988, is amended to read as  
3 follows:

4 2. "Imitation weapon" means any device or object made of plastic,  
5 wood, metal or any other material which substantially duplicates or can  
6 reasonably be perceived to be an actual firearm, air rifle, pellet gun,  
7 or "B-B" gun, including an attachment to an electronic device; unless  
8 such imitation weapon (a) is colored other than black, blue, silver or  
9 aluminum, (b) is marked with a non-removable orange stripe which is at  
10 least one inch in width and runs the entire length of the barrel on each  
11 side and the front end of the barrel, and (c) has a barrel at least one  
12 inch in diameter that is closed for a distance of not less than one-half  
13 inch from the front-end of its barrel with the same material of which  
14 the imitation weapon is made. "Imitation weapon" does not include any  
15 nonfiring replica of an antique firearm, the original of which was  
16 designed, manufactured and produced prior to eighteen hundred ninety-  
17 eight.

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

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

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