

STATE OF NEW YORK

1355

2023-2024 Regular Sessions

IN ASSEMBLY

January 17, 2023

Introduced by M. of A. SIMON, CARROLL, COOK, DINOWITZ, GLICK -- Multi-Sponsored by -- M. of A. BICHOTTE HERMELYN, COLTON, HYNDMAN, LAVINE, REYES, WALKER, WILLIAMS -- read once and referred 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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