

# STATE OF NEW YORK

5243

2023-2024 Regular Sessions

## IN ASSEMBLY

March 7, 2023

Introduced by M. of A. BARCLAY, HAWLEY, McDONOUGH, REILLY, LEMONDES,  
J. M. GIGLIO -- Multi-Sponsored by -- M. of A. BLANKENBUSH, DeSTEFANO,  
GALLAHAN, GOODELL, MANKTELOW -- read once and referred to the Commit-  
tee on Codes

AN ACT to amend the penal law, in relation to prohibiting individuals  
adjudicated as youthful offenders from possessing certain weapons

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 "Nikki's law".  
3 § 2. Subdivision 3 of section 265.01 of the penal law, as amended by  
4 chapter 1 of the laws of 2013, is amended to read as follows:  
5 (3) He possesses a rifle or shotgun and has been adjudicated as a  
6 youthful offender on or after the effective date of the chapter of the  
7 laws of two thousand twenty-three which amended this subdivision for any  
8 offense listed under article one hundred twenty-five of this chapter  
9 unless such person has been granted a certificate of relief from disa-  
10 bilities pursuant to article twenty-three of the correction law; or  
11 § 3. Subdivision 1 of section 400.00 of the penal law is amended by  
12 adding a new paragraph (c-1) to read as follows:  
13 (c-1) who has not been adjudicated as a youthful offender on or after  
14 the effective date of the chapter of the laws of two thousand twenty-  
15 three which added this paragraph for any offense listed under article  
16 one hundred twenty-five of this chapter unless such person has been  
17 granted a certificate of relief from disabilities pursuant to article  
18 twenty-three of the correction law;  
19 § 4. This act shall take effect on the first of November next succeed-  
20 ing the date on which it shall have become a law.

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

LBD03857-01-3