

STATE OF NEW YORK

3195

2023-2024 Regular Sessions

IN SENATE

January 30, 2023

Introduced by Sens. MANNION, HINCHEY -- 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 allowing persons participating in certain formal ceremonies to possess a firearm, rifle or shotgun

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

1 Section 1. Paragraphs (i) and (j) of subdivision 3 of section 265.01-e
2 of the penal law, as added by chapter 371 of the laws of 2022, are
3 amended and a new paragraph (k) is added to read as follows:

4 (i) persons lawfully engaged in hunting activity, including hunter
5 education training; ~~[ex]~~

6 (j) persons operating a program in a sensitive location out of their
7 residence, as defined by this section, which is licensed, certified,
8 authorized, or funded by the state or a municipality, so long as such
9 possession is in compliance with any rules or regulations applicable to
10 the operation of such program and use or storage of firearms; or

11 (k) persons not otherwise listed under this subdivision who are
12 participating in a military ceremony, a formal ceremony including a
13 twenty-one gun salute, and/or any other formal ceremony honoring a
14 person or persons who served their municipality, state, and/or country
15 in an official capacity, provided, however, that such persons obtain
16 prior approval from either:

17 (i) the municipality in which such ceremony will occur; or

18 (ii) the military, law enforcement, or fire prevention organization
19 hosting such ceremony.

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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