

STATE OF NEW YORK

651

2023-2024 Regular Sessions

IN ASSEMBLY

January 11, 2023

Introduced by M. of A. BUTTENSCHON, JONES, FAHY, BARRETT, THIELE, GUNTHER, CONRAD -- read once and referred 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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