

# STATE OF NEW YORK

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1824

2025-2026 Regular Sessions

## IN ASSEMBLY

January 14, 2025

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Introduced by M. of A. EACHUS -- read once and referred to the Committee on Codes

AN ACT to amend the criminal procedure law, in relation to including certain charges of criminal possession of a weapon in the third degree as a qualifying offense for consideration of an order of recognizance, release under non-monetary conditions or bail

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

1 Section 1. Paragraph (u) of subdivision 4 of section 530.40 of the  
2 criminal procedure law, as added by section 4 of subpart B of part UU of  
3 chapter 56 of the laws of 2022, is amended to read as follows:

4 (u) criminal possession of a weapon in the third degree as defined in  
5 subdivision two or three of section 265.02 of the penal law or criminal  
6 sale of a firearm to a minor as defined in section 265.16 of the penal  
7 law.

8 § 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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