

STATE OF NEW YORK

5466

2025-2026 Regular Sessions

IN SENATE

February 21, 2025

Introduced by Sen. COMRIE -- 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 permitting certain federal law enforcement officers and retired officers to possess firearms, rifles and shotguns in restricted and sensitive locations

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

1 Section 1. Paragraphs (n) and (o) of subdivision 3 of section 265.01-e
2 of the penal law, as added by section 1 of part F of chapter 55 of the
3 laws of 2023, are amended and a new paragraph (p) is added to read as
4 follows:

5 (n) persons while participating in military ceremonies, funerals, and
6 honor guards; [~~ex~~]

7 (o) persons while lawfully engaging in learning, practicing, training
8 for, competing in, or travelling into or within the state to learn,
9 practice, train for, or compete in, the sport of biathlon, in accordance
10 with all applicable local, state, and federal laws, rules, and regu-
11 lations[~~-~~];

12 (p) retired federal law enforcement officers who obtain a license for
13 a pistol or revolver through their local licensing authority.

14 § 2. Paragraphs (g) and (h) of subdivision 2 of section 265.01-d of
15 the penal law, as amended by section 2 of part F of chapter 55 of the
16 laws of 2023, are amended and two new paragraphs (i) and (j) are added
17 to read as follows:

18 (g) persons while lawfully engaged in taking of wildlife or attempts
19 to take wildlife pursuant to a hunting permit or license issued by the
20 department of environmental conservation, or as otherwise authorized
21 pursuant to section 11-0707 and 11-0709 of the environmental conserva-
22 tion law; [~~ex~~]

23 (h) persons, while acting in the scope of their official duties, who
24 are employed in the revenue control and security departments of the

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

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1 metropolitan transportation authority, or the New York city transit
2 authority or an affiliate or subsidiary thereof, who are authorized to
3 carry a firearm as part of their employment[-];

4 (i) consistent with federal law, law enforcement officers who qualify
5 to carry under the federal law enforcement officers safety act, 18
6 U.S.C. 926c; or

7 (j) retired federal law enforcement officers who obtain a license for
8 a pistol or revolver through their local licensing authority.

9 § 3. Section 265.00 of the penal law is amended by adding a new subdivi-
10 sion 37 to read as follows:

11 37. "Federal law enforcement officer" means any officer, agent, or
12 employee of the United States authorized by law or by a government agen-
13 cy to engage in or supervise the prevention, detection, investigation,
14 or prosecution of any violation of federal law and who is authorized to
15 carry a gun in the performance of that duty.

16 § 4. This act shall take effect immediately.