



Legislation Text

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Int. No. 298

By Council Members Vann, Weprin, Baez, Barron, Clarke, Comrie, Dilan, Felder, Foster, Gerson, Jackson, Koppell, Liu, Lopez, Martinez, Nelson, Reyna, Serrano, Stewart, Yassky, Seabrook, Katz, Avella, Monserrate, Boyland, DeBlasio, Reed, Perkins, Gioia, Brewer, Moskowitz and Oddo; also Council Member Gennaro

A Local Law to amend the administrative code of the city of New York, in relation to banning the sale of toy guns.

Be it enacted by the Council as follows:

Section 1. Section 10-131 of title ten of the administrative code of the city of New York is hereby amended to read as follows:

§ 10-131 **Firearms.**

\* \* \*

g. 1. It shall be unlawful for any person to sell or offer for [sell,] sale, possess or use or attempt to use or give away, any toy or imitation firearm which substantially duplicates or can reasonably be perceived to be an actual firearm, [unless:

- (a) the entire exterior surface of such toy or imitation firearm is colored white, bright red, bright orange, bright yellow, bright green, bright blue, bright pink or bright purple, either singly or as the predominant color in combination with other colors in any pattern; or
- (b) such toy or imitation firearm is constructed entirely of transparent or translucent materials which permits unmistakable observation of the imitation or toy firearm's complete contents; and
- (c) the barrel of such toy or imitation firearm, other than the barrel of any such toy or imitation

firearm that is a water gun, is closed with the same material of which the toy or imitation firearm is made for a distance of not less than one-half inch from the front end of said barrel, and;

(d) such toy or imitation firearm has legibly stamped thereon, the name of the manufacturer or some trade name, mark or brand by which the manufacturer can be readily identified; and

(e) such toy or imitation or firearm does not have attached thereto a laser pointer, as defined in paragraph one of subdivision a of section 10-134.2 of this code].

§2. This local law shall take effect immediately.