

S T A T E O F N E W Y O R K

S. 6220--A

A. 8999--A

S E N A T E - A S S E M B L Y

January 13, 2012

IN SENATE -- Introduced by Sens. RITCHIE, BONACIC, LARKIN, O'MARA, RANZENHOFER, SEWARD -- read twice and ordered printed, and when printed to be committed to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. GUNTHER, LAVINE, CASTRO, MONTESANO, CROUCH, TOBACCO, HAWLEY, CORWIN -- Multi-Sponsored by -- M. of A. BURLING, CALHOUN, MAGEE -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the penal law, in relation to firearms dealers

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 10 of section 400.00 of the penal law, as
2 amended by chapter 447 of the laws of 1997, is amended to read as
3 follows:
4 10. License: expiration, certification and renewal. Any license for
5 gunsmith or dealer in firearms and, in the city of New York, any license
6 to carry or possess a pistol or revolver, issued at any time pursuant to
7 this section or prior to the first day of July, nineteen hundred sixty-
8 three and not limited to expire on an earlier date fixed in the license,
9 shall expire not more than three years after the date of issuance. In
10 the counties of Nassau, Suffolk and Westchester, any license to carry or
11 possess a pistol or revolver, AND IN COUNTIES HAVING A POPULATION OF
12 LESS THAN TWO HUNDRED THOUSAND INHABITANTS, ANY LICENSE FOR GUNSMITH OR
13 DEALER IN FIREARMS, issued at any time pursuant to this section or prior
14 to the first day of July, nineteen hundred sixty-three and not limited
15 to expire on an earlier date fixed in the license, shall expire not more
16 than five years after the date of issuance; however, in the county of
17 Westchester, any such license shall be certified prior to the first day
18 of April, two thousand, in accordance with a schedule to be contained in
19 regulations promulgated by the commissioner of the division of criminal
20 justice services, and every such license shall be recertified every five

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

LBD13576-02-2

1 years thereafter. For purposes of this section certification shall mean
2 that the licensee shall provide to the licensing officer the following
3 information only: current name, date of birth, current address, and the
4 make, model, caliber and serial number of all firearms currently
5 possessed. Such certification information shall be filed by the licens-
6 ing officer in the same manner as an amendment. Elsewhere than in the
7 city of New York and the counties of Nassau, Suffolk and Westchester,
8 any license to carry or possess a pistol or revolver, issued at any time
9 pursuant to this section or prior to the first day of July, nineteen
10 hundred sixty-three and not previously revoked or cancelled, shall be in
11 force and effect until revoked as herein provided. Any license not
12 previously cancelled or revoked shall remain in full force and effect
13 for thirty days beyond the stated expiration date on such license. Any
14 application to renew a license that has not previously expired, been
15 revoked or cancelled shall thereby extend the term of the license until
16 disposition of the application by the licensing officer. [In the case of
17 a license for gunsmith or dealer in firearms, in counties having a popu-
18 lation of less than two hundred thousand inhabitants, photographs and
19 fingerprints shall be submitted on original applications and upon
20 renewal thereafter only at six year intervals.] Upon satisfactory proof
21 that a currently valid original license has been despoiled, lost or
22 otherwise removed from the possession of the licensee and upon applica-
23 tion containing an additional photograph of the licensee, the licensing
24 officer shall issue a duplicate license.

25 S 2. This act shall take effect immediately.