

S T A T E   O F   N E W   Y O R K

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S. 6220--B

A. 8999--B

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

January 13, 2012

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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 -- 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. BARCLAY, BURLING, CALHOUN, MAGEE, MURRAY -- read once and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, 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

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

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1 of April, two thousand, in accordance with a schedule to be contained in  
2 regulations promulgated by the commissioner of the division of criminal  
3 justice services, and every such license shall be recertified every five  
4 years thereafter. For purposes of this section certification shall mean  
5 that the licensee shall provide to the licensing officer the following  
6 information only: current name, date of birth, current address, and the  
7 make, model, caliber and serial number of all firearms currently  
8 possessed. Such certification information shall be filed by the licens-  
9 ing officer in the same manner as an amendment. Elsewhere than in the  
10 city of New York and the counties of Nassau, Suffolk and Westchester,  
11 any license to carry or possess a pistol or revolver, AND IN COUNTIES  
12 HAVING A POPULATION OF LESS THAN TWO HUNDRED THOUSAND INHABITANTS, ANY  
13 LICENSE FOR GUNSMITH OR DEALER IN FIREARMS, issued at any time pursuant  
14 to this section or prior to the first day of July, nineteen hundred  
15 sixty-three and not previously revoked or cancelled, shall be in force  
16 and effect until revoked as herein provided. Any license not previously  
17 cancelled or revoked shall remain in full force and effect for thirty  
18 days beyond the stated expiration date on such license. Any application  
19 to renew a license that has not previously expired, been revoked or  
20 cancelled shall thereby extend the term of the license until disposition  
21 of the application by the licensing officer. [In the case of a license  
22 for gunsmith or dealer in firearms, in counties having a population of  
23 less than two hundred thousand inhabitants, photographs and fingerprints  
24 shall be submitted on original applications and upon renewal thereafter  
25 only at six year intervals.] Upon satisfactory proof that a currently  
26 valid original license has been despoiled, lost or otherwise removed  
27 from the possession of the licensee and upon application containing an  
28 additional photograph of the licensee, the licensing officer shall issue  
29 a duplicate license.

30 S 2. This act shall take effect immediately.