

S. 6220

A. 8999

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

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

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, issued at any time pursuant to this
12 section or prior to the first day of July, nineteen hundred sixty-three
13 and not limited to expire on an earlier date fixed in the license, shall
14 expire not more than five years after the date of issuance; however, in
15 the county of Westchester, any such license shall be certified prior to
16 the first day of April, two thousand, in accordance with a schedule to
17 be contained in regulations promulgated by the commissioner of the divi-
18 sion of criminal justice services, and every such license shall be
19 recertified every five years thereafter. For purposes of this section
20 certification shall mean that the licensee shall provide to the licens-
21 ing officer the following information only: current name, date of
22 birth, current address, and the make, model, caliber and serial number
23 of all firearms currently possessed. Such certification information
24 shall be filed by the licensing officer in the same manner as an amend-
25 ment. Elsewhere than in the city of New York and the counties of Nassau,

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

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1 Suffolk and Westchester, any license to carry or possess a pistol or
2 revolver, issued at any time pursuant to this section or prior to the
3 first day of July, nineteen hundred sixty-three and not previously
4 revoked or cancelled, shall be in force and effect until revoked as
5 herein provided. Any license not previously cancelled or revoked shall
6 remain in full force and effect for thirty days beyond the stated expi-
7 ration date on such license. Any application to renew a license that has
8 not previously expired, been revoked or cancelled shall thereby extend
9 the term of the license until disposition of the application by the
10 licensing officer. [In the case of a license for gunsmith or dealer in
11 firearms, in counties having a population of less than two hundred thou-
12 sand inhabitants, photographs and fingerprints shall be submitted on
13 original applications and upon renewal thereafter only at six year
14 intervals.] Upon satisfactory proof that a currently valid original
15 license has been despoiled, lost or otherwise removed from the
16 possession of the licensee and upon application containing an additional
17 photograph of the licensee, the licensing officer shall issue a dupli-
18 cate license.

19 S 2. This act shall take effect immediately.