

6524

2015-2016 Regular Sessions

I N   A S S E M B L Y

March 26, 2015

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Introduced by M. of A. BLANKENBUSH, KOLB, BARCLAY, BUTLER, HAWLEY, OAKS  
-- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to pistol permit applications  
for military personnel

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

1     Section 1. Subdivision 4-a of section 400.00 of the penal law, as  
2     added by chapter 233 of the laws of 1980, is amended to read as follows:  
3     4-a. Processing of license applications. Applications for licenses  
4     shall be accepted for processing by the licensing officer at the time of  
5     presentment. Except upon written notice to the applicant specifically  
6     stating the reasons for any delay, in each case the licensing officer  
7     shall act upon any application for a license pursuant to this section  
8     within six months of the date of presentment of such an application to  
9     the appropriate authority. Such delay may only be for good cause and  
10    with respect to the applicant. In acting upon an application, the  
11    licensing officer shall either deny the application for reasons specif-  
12    ically and concisely stated in writing or grant the application and  
13    issue the license applied for. HOWEVER, AN APPLICATION FOR A LICENSE  
14    PURSUANT TO THIS SECTION FOR ANY MEMBER OF AN ACTIVE OR RESERVE COMPO-  
15    NENT OF THE ARMED FORCES OF THE UNITED STATES SHALL BE ACTED UPON BY THE  
16    LICENSING OFFICER WITHIN NINETY DAYS OF THE DATE OF PRESENTMENT OF SUCH  
17    AN APPLICATION TO THE APPROPRIATE AUTHORITY.

18    S 2. The penal law is amended by adding a new section 400.15 to read  
19    as follows:

20    S 400.15 RECIPROCITY FOR QUALIFIED MILITARY PERSONNEL.

21    1. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, ANY  
22    MEMBER OF AN ACTIVE OR RESERVE COMPONENT OF THE ARMED FORCES OF THE  
23    UNITED STATES WHO IS DULY LICENSED TO CARRY A PISTOL OR FIREARM BY  
24    ANOTHER JURISDICTION WITHIN THE UNITED STATES SHALL BE ALLOWED TO CARRY  
25    SUCH PISTOL OR FIREARM WITHIN NEW YORK STATE FOR A PERIOD OF TIME NOT TO

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

LBD10152-01-5

1 EXCEED NINETY DAYS, AND FOR THE PERIOD OF TIME AN APPLICATION IS PENDING  
2 UNDER SECTION FOUR HUNDRED OF THIS ARTICLE.  
3 2. PERSONS CARRYING A FIREARM UNDER THE PROVISIONS OF THIS SECTION  
4 SHALL BE REQUIRED TO: (A) CARRY THE OUT-OF-STATE PERMIT TOGETHER WITH  
5 VALID IDENTIFICATION WHENEVER THE PERSON IS CARRYING THE PISTOL OR  
6 FIREARM AND (B) DISCLOSE TO ANY LAW ENFORCEMENT OFFICER THAT THE PERSON  
7 HOLDS A VALID PERMIT AND IS CARRYING A PISTOL OR FIREARM WHEN APPROACHED  
8 OR ADDRESSED BY THE OFFICER, AND SHALL DISPLAY BOTH THE PERMIT AND THE  
9 PROPER IDENTIFICATION UPON THE REQUEST OF A LAW ENFORCEMENT OFFICER.  
10 S 3. This act shall take effect on the sixtieth day after it shall  
11 have become law.