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

8350

2015-2016 Regular Sessions

I N A S S E M B L Y

August 5, 2015

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

AN ACT to amend the penal law, in relation to requiring all firearms manufactured, crafted or built by private individuals to have an identifying serial number

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

Section 1. The penal law is amended by adding a new section 265.50 to read as follows:

S 265.50 FAILURE TO IDENTIFY A FIREARM.

(1) FIREARMS MANUFACTURED, CRAFTED, ASSEMBLED OR BUILT BY PRIVATE INDIVIDUALS SHALL HAVE AN IDENTIFYING SERIAL NUMBER ENGRAVED, CASTED, STAMPED (IMPRESSING), OR OTHERWISE CONSPICUOUSLY PLACED ON THE FRAME OR RECEIVER OF THE FIREARM. THE SERIAL NUMBER MUST BE PLACED IN A MANNER NOT SUSCEPTIBLE OF BEING READILY OBLITERATED, ALTERED, OR REMOVED, AND MUST NOT DUPLICATE ANY SERIAL NUMBER PLACED BY THE INDIVIDUAL ON ANY OTHER FIREARM.

(2) THE INDIVIDUAL SHALL SUBMIT THE FIREARM'S SERIAL NUMBER TO THE DEPARTMENT OF CRIMINAL JUSTICE SERVICES WITH THE FIREARM'S SIZE AND A PHOTOGRAPH OF THE FIREARM.

FAILURE TO IDENTIFY A FIREARM IS A CLASS C FELONY.

S 2. This act shall take effect immediately.

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

LBD11793-01-5