

STATE OF NEW YORK

3258

2019-2020 Regular Sessions

IN ASSEMBLY

January 29, 2019

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

AN ACT to amend the general business law, in relation to enacting the "handgun trigger safety act"

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Short title. This act shall be known and may be cited as
2 the "handgun trigger safety act".

3 § 2. The general business law is amended by adding a new article 42 to
4 read as follows:

ARTICLE 42

PERSONALIZED HANDGUNS

Section 1100. Definitions.

8 1101. Development of personalized handgun technology.

9 1102. Manufacturing of personalized handguns.

10 1103. Division of criminal justice services oversight.

11 § 1100. Definitions. For purposes of this article:

12 1. "Personalized handgun" shall mean a handgun that:

13 (a) enables only an authorized user of the handgun to fire the hand-
14 gun; and

15 (b) is manufactured in such a manner that the firing restriction
16 described in paragraph (a) of this subdivision is incorporated into the
17 design of the handgun; is not sold as an accessory; and cannot be readi-
18 ly removed or deactivated;

19 2. "Qualified entity" shall mean:

20 (a) a state or unit of local government;

21 (b) a nonprofit or for-profit organization; or

22 (c) an institution of higher education; and

23 3. "Retrofitted personalized handgun" means a handgun fitted with a
24 device that:

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

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1 (a) enables only an authorized user of the handgun to fire the hand-
2 gun; and

3 (b) cannot be readily removed or deactivated.

4 § 1101. Development of personalized handgun technology. The secretary
5 of state shall administer a grant program, with funding to be provided
6 by the legislature, to provide grants to qualified entities for the
7 development and improvement of personalized handgun technology.

8 § 1102. Manufacturing of personalized handguns. 1. Notwithstanding
9 any other provision of this section, all handguns manufactured for sale
10 in the state of New York, whether for law enforcement or private use,
11 shall be equipped with personalized handgun technology within five years
12 of the effective date of this article.

13 2. All handguns to be sold in the state of New York shall meet the
14 requirements of a retrofitted personalized handgun or personalized hand-
15 gun as defined in this article within ten years of the effective date of
16 this article.

17 3. A fund shall be established by the secretary of state to assist
18 with the expenses of retrofitting handguns pursuant to subdivision two
19 of this section.

20 § 1103. Division of criminal justice services oversight. 1. The divi-
21 sion of criminal justice services shall monitor the progress of the
22 development and improvement of personalized handgun technology as
23 provided in section eleven hundred one of this article and enforce the
24 provisions of this article.

25 2. The division of criminal justice services shall recommend manufac-
26 turing standards for the sale of personalized handguns and incentives
27 for the further development of such technology. The division of criminal
28 justice services shall make such recommendations to the state legisla-
29 ture on a yearly basis.

30 § 3. This act shall take effect immediately.