STATE OF NEW YORK

8735

IN ASSEMBLY

January 11, 2022

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

AN ACT to amend the executive law, in relation to requiring the division of criminal justice services and the division of state police to publish quarterly reports providing information related to firearms, rifles and shotguns used in the commission of crimes in the state of New York; and to repeal section 837-w of the executive law relating thereto

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

Section 1. Section 837-w of the executive law, as added by a chapter of the laws of 2021 amending the executive law relating to requiring the division of criminal justice services and the division of state police to publish quarterly reports providing information related to firearms, rifles and shotguns used in the commission of crimes in the state of New York, as proposed in legislative bills numbers S. 1251 and A. 7243, is REPEALED.

§ 2. Section 230 of the executive law is amended by adding a new subdivision 6 to read as follows:

6. (a) The division of state police, in consultation with the division of criminal justice services, shall publish quarterly reports on their respective websites with information related to firearms, rifles and shotguns used in the commission of crimes in the state of New York, including but not limited to, information pertaining to the county and state of origin of the firearm, rifle or shotgun, the county and state where the firearm, rifle or shotgun was purchased, whether the firearm, rifle or shotgun was purchased by the perpetrator of the crime or by another individual, and whether the perpetrator had a license or permit to possess such firearm, rifle or shotgun.

(b) Each political subdivision, municipality, commission, agency, office, department, board and division in the state, to the extent not inconsistent with other provisions of law, shall cooperate fully with the division of state police and the division of criminal justice services and shall furnish such information and assistance, in the form

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

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and manner specified by the division of state police and the division of criminal justice services, as may be required in the performance of their function under this subdivision. If such information is not readily available or accessible, the relevant local law enforcement agency will make efforts to obtain such information, including but not limited to the reporting requirements set forth in subdivision five of this section. Such information shall be provided to the extent allowable by federal, state or any other applicable law.

§ 3. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2021 amending the executive law relating to requiring the division of criminal justice services and the division of state police to publish quarterly reports providing information related to firearms, rifles and shotguns used in the commission of crimes in the state of New York, as proposed in legislative bills numbers S. 1251 and A. 7243, takes effect; provided, however, that section two of this act shall take effect October 1, 2022.