

STATE OF NEW YORK

1653

2023-2024 Regular Sessions

IN SENATE

January 13, 2023

Introduced by Sen. ORTT -- read twice and ordered printed, and when printed to be committed to the Committee on Codes

AN ACT to amend the penal law, in relation to processing of firearms license applications for victims of domestic abuse who have been issued an order of protection

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

1 Section 1. Subdivision 4-b of section 400.00 of the penal law, as
2 amended by chapter 371 of the laws of 2022, is amended to read as
3 follows:

4 4-b. Processing of license applications. (a) Applications for
5 licenses shall be accepted for processing by the licensing officer at
6 the time of presentment. Except upon written notice to the applicant
7 specifically stating the reasons for any delay, in each case the licens-
8 ing officer shall act upon any application for a license pursuant to
9 this section within six months of the date of presentment of such an
10 application to the appropriate authority. Such delay may only be for
11 good cause and with respect to the applicant. In acting upon an applica-
12 tion, the licensing officer shall either deny the application for
13 reasons specifically and concisely stated in writing or grant the appli-
14 cation and issue the license applied for.

15 (b) In the event that an applicant is an individual protected by an
16 order of protection issued due to such person being a victim of a family
17 offense, as described in subdivision one of section 530.11 of the crimi-
18 nal procedure law and the applicant presents the order of protection to
19 the licensing officer on the date of presentment, the licensing officer
20 shall act upon the application for a license pursuant to this section
21 within fourteen calendar days of the date of presentment of such an
22 application to the appropriate authority.

23 § 2. On the day this act becomes a law, the secretary of state shall
24 send a copy of this law by mail to each county clerk in the state.

25 § 3. This act shall take effect immediately; provided, however, that
26 section one of this act shall take effect on the fourteenth day after it
27 shall have become a law.

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

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