

Genesee County SCOPE Report

11 February 2008

Legislation: New York State Senate Bill S1598
New York Assembly Bill A801
"5-Year Pistol Permit Renewal Act"

Status: [S1598: 02/03/09 referred to consumer protection]
[A801: 01/07/09 referred to codes]

Sponsor: State Senator Eric T. Schneiderman 31th Senate District
Assemblywoman Amy Paulin, 88th Assembly district

Website: <http://www.nyssenate31.com/31/Default.aspx>
<http://assembly.state.ny.us/mem/?ad=088>

Action: Opposed, protest by letter, phone & petition.

Justification: Not provided

1. AN ACT to amend the penal law, subdivision 1 of section 400.00, in relation to providing for the expiration and renewal of certain firearms licenses outside the city of New York.
2. Eligibility. No license shall be issued or renewed pursuant to this section except by the licensing officer, and then only after investigation and finding that all statements in a proper application for a license are true.

No license shall be issued or renewed except for an applicant

- a. twenty-one years of age or older provided, however, that where such applicant has been honorably discharged from the United States army, navy, marine corps, air force or coast guard, or the national guard of the state of New York, no such age restriction shall apply;
- b. of good moral character;
- c. who has not been convicted anywhere of a felony or a serious offense
- d. who has stated whether he or she has ever suffered any mental illness or been confined to any hospital or institution, public or private, for mental illness
- e. who has not had a license revoked or who is not under a suspension or ineligibility order issued pursuant to the provisions of section 530.14 of the criminal procedure law or section eight hundred forty-two-a of the family court act
- f. in any county outside the city of New York, who has successfully completed a firearms safety course and test as evidenced by a certificate of completion issued in his or her name and endorsed and affirmed under the penalties of perjury by a duly authorized instructor, except that persons who are honorably discharged from the United States army, navy, marine corps or coast.

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3. Every such license shall be re-certified every five years thereafter; however, in all counties outside the city of New York except the county of Westchester, any such license shall be **certified prior April 01, 2010**, in accordance with a schedule to be contained in regulations promulgated by the commissioner of the division of criminal justice services, and every such license shall be re-certified every five years thereafter.
3. Any license not previously cancelled or revoked shall remain in full force and effect for **thirty days beyond the stated expiration date** on such license. Any application to renew a license that has not previously expired, been revoked or cancelled shall thereby extend the term of the license until disposition of the application by the licensing officer.
4. This act shall take effect immediately and in the counties outside the city of New York, except Westchester, shall apply to licenses issued on or after such date.

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