

Legislative Report #4, 2009-2010 Session, February 13, 2009



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NYS Legislative Bill Status Hotline, 800-342-9860, Monday – Friday, 9:00am – 5:00pm

Bill	Description	Sponsor	Committee Status	Position
A-363	Authorizes the Commissioner of Labor to implement rules and regulations regarding the removal of lead, asbestos and other hazardous waste.	Peralta	Labor 1/7/09	Oppose
A-486/S-63	Provides for the temporary surrender of firearms where an individual may be a danger to himself or herself or others.	Cahill	Codes 1/7/09	Oppose
A-497	Provides for a temporary commission to study the proper safe and secure storage and display of guns at licensed dealerships.	Hoyt	Codes 1/7/09	Oppose
A-506	Provides for a gun violence prevention program in the public schools; provides that the program is to be developed by the department of education in conjunction with other state agencies and educational organizations and is to be made available to schools for use in pre-kindergarten through twelfth grade; provides for a report to the governor and the legislature on the program; enacts the "Gun Violence Prevention Act."	Kavanagh	Education 1/7/09	Oppose
A-555	Enacts the "Gun Free Kids Law" creating crimes of failure to store a weapon safely and calls for developing a weapons safety program for schools.	Kavanagh	Codes 1/7/09	Oppose
A-651	Requires state agencies and certain covered authorities to purchase handguns from responsible suppliers.	Kavanagh	Government Operations 1/7/09	Oppose
A-702	Enacts "Lead Free Parks Act"; relates to the cleanup and remediation of parks contaminated by lead; directs the Department of Environmental Conservation to establish procedures and regulations for remediation.	Jeffries	EnCon 1/7/09	Oppose

A-801/S-1598	Requires the renewal of firearms' licenses after five years and the taking of a safety course outside the city of New York; sets a date for expiration and provides for a schedule for recertification to be developed by the commissioner of criminal justice services.	Paulin	Codes 1/7/09	Oppose
A-815	Regulates hunting and trapping of elk or moose in the same manner as deer hunting and trapping are currently regulated; takes effect on the first day of November next succeeding the date on which it shall have become a law.	DeMonte	EnCon 1/7/09	Support
A-820	Relates to confidentiality of information contained in pistol license; applications for pistol licenses and any information within the application, provided to law enforcement, to licensing officer or obtained for investigation of the applicant, shall be confidential.	DeMonte	Codes 1/7/09	Hold
A-828	Requires that the person be at least fourteen years of age, with no maximum age, for the possession and use of a pistol or revolver at a pistol range.	DeMonte	Codes 1/7/09	Support
A-1030	Establishes a task force to assess data and information compiled by law enforcement personnel and health providers related to incidents of firearm violence and injury; provides that the task force would designate a state agency to coordinate a statewide system for reporting the nature, incidence and specific causes of firearm violence.	McEneny	Codes 1/7/09	Oppose
A-1040	Provides a prohibition on the exchange of firearms, rifles or shotguns by second-hand dealers; exempts antique firearms, rifles or shotguns as defined in federal law.	Hoyt	Economic Development 1/7/09	Oppose
A-1069	Exempts manufacturers of firearm silencers from being charged under certain sections of the penal law in certain situations.	Destito	Codes 1/7/09	No opposition
A-1093/S-1715	Requires the creation and imposition of restrictive commercial practices and stringent recordkeeping and reporting to prevent gun sales to criminals; provides that such measures shall be promulgated by the superintendent of state police; requires liability insurance of at least one million dollars; restricts premises of sales; requires employee training; prohibits straw purchases; imposes additional license conditions.	Paulin	Codes 1/30/09	Oppose
A-1186/S-1713	Requires sale or transfer of certain firearms between unlicensed persons shall be conducted through a licensed firearms dealer.	Paulin	Economic Development 1/7/09	Oppose

A-1193	Provides that when a firearm, rifle or shotgun is advertised for sale in any mail order catalog or other promotional material, the description shall contain a clear and conspicuous statement that identifies the country where the firearm, rifle or shotgun was manufactured.	Destito	Consumer Protection 1/7/09	Oppose
A-1275	Provides clarification on the gun show events to include the building structures and grounds where shows occur; and public auctions, flea markets and garage sales.	Paulin	Insurance 1/7/09	Oppose
A-1326	Proscribes persons, firms or corporations engaged in the retail business of selling firearms from selling, delivering or transferring child operated firearms; defines "child operated firearm" to mean a pistol or revolver manufactured 1 year after the effective date of these provisions which does not contain a childproofing device or mechanism incorporated into the design of such pistol or revolver to effectively preclude an average 5 year old from firing same.	Englebright	Codes 1/7/09	Oppose
A-1379	Authorizes local governments to independently adopt building code standards relating to lead.	Englebright	Government Operations 1/7/09	Oppose
A-1534	Increase penalties for the illegal taking of deer.	DelMonte	EnCon 1/7/09	Oppose
A-1536/S-1714	Requires sale of certain firearms between unlicensed persons shall be conducted through a licensed firearms dealer.	Paulin	Economic Development 1/7/09	Oppose
A-1710	Requires any person engaged in the sale of rifles or shotguns to require the production of identification by purchaser of such weapon.	Englebright	Codes 1/9/09	Oppose
A-1765	Prohibits the discharge of a firearm or long bow within 1000 feet of a school or school playground; increases the distance which hunters may hunt near schools from 500 feet to 1,000 feet.	Morelle	EnCon 1/12/09	Oppose
A-1936	Authorizes the possession and use of a single shot .22 caliber rifle by a person eleven years of age on a rifle range while supervised at an indoor or outdoor shooting range.	Parment	Codes 1/14/09	Support
A-2145	Provides for the labeling of all shipments of firearms, and shipments of shotguns and rifles in jurisdictions which require a permit or license to possess a rifle or shotgun; provides for manifests for transportation thereof, notice to the superintendent of state police, transporters to know what they are transporting when reasonably possible, and for postponement of delivery pending police investigation.	Englebright	Codes 1/15/09	Oppose

A-2148	Prohibits the possession of a gun or non-folding knife while upon the premises of a governmental chamber or at a public hearing of the state or any political subdivision thereof.	Englebright	Codes 1/15/09	Oppose
A-2407	Prohibits persons from having or possessing a firearm, including, but not limited to, a pistol, revolver, and a "sawed-off" shotgun or rifle unless he has successfully completed a firearm proficiency examination, the standards for which are to be prepared by the commissioner of the division of criminal justice services and the superintendent of the division of the state police.	Gantt	Codes 1/15/09	Oppose
A-2512	Permits security guard companies, employing ten or more guards who are each holders of a duly issued, current special armed guard registration card, to perform security related work in the City of New York by armed guards without obtaining a New York city firearms special permit.	Pretlow	Codes 1/16/09	No opposition
A-2881	Includes possession of armor piercing, frangible or devastator ammunition as criminal possession of a weapon.	Koon	Codes 1/21/09	Oppose
A-2882/S-627	Provides for the submission of expended projectiles and shell casings and guns to the state police pistol and revolver ballistic identification electronic databank.	Koon	Codes 1/21/09	Oppose
A-2884	Prohibits the sale of guns at a gun show located on public property.	Koon	Codes 1/21/09	Oppose
A-2885	Directs the superintendent of state police to issue rules to prevent the transfer of unsafe firearms to the state; establishes minimum safety and quality standards governing the manufacture of firearms as well as standards for the storage and shipment of firearms into New York.	Koon	Codes 1/21/09	Oppose
A-2910	Directs the superintendent of state police to study pistols and revolvers manufactured in the United States to determine whether such weapons satisfy public safety standards; provides for the compilation of a list of such pistols and revolvers that do not meet such standards.	Koon	Codes 1/21/09	Oppose
A-2914	Provides procedure for entering gun, expended projectile, or expended shell casing info into the criminal gun clearinghouse, within thirty days of receipt; request trace of a gun from the feds and the pistol and revolver ballistic identification databank.	Koon	Government Operations 1/21/09	Oppose
A-2960	Allows any qualified person to apply for voter registration and enrollment by application made with an application for any hunting or fishing license.	Barclay	Elections 1/22/09	Support

A-3005	Creates the "I love NY outdoors" program; such program shall require the commissioner of economic development to develop a marketing strategy that would promote New York as a premiere destination for hunting and fishing.	Barclay	Tourism 1/22/09	Support
A-3014	Requires the Commissioner of Environmental Conservation to promote education in hunting, fishing and outdoor education in high school physical education courses.	Barclay	EnCon 1/22/09	Support
A-3056	Creates junior big game hunting license for people between the ages of 12 and 16 years to hunt wild deer and bear during the hunting season.	Barclay	EnCon 1/22/09	Support
A-3061	Provides requirement to report lost or stolen firearms within 72-hours to local police authorities.	Benjamin	Codes 1/22/09	Oppose
A-3076	Establishes a three-hour safety course, developed by the municipal police training council, which shall be completed by an applicant prior to the issuance of a license to possess a pistol, revolver, rifle or shotgun; provides that a license for a firearm shall not be issued until a certificate of participation in such course is submitted to the licensing agency or officer.	Kavanagh	Codes 1/22/09	Oppose
A-3200	Establishes a statewide database to maintain and track coded ammunition and establishing penalties for individuals who violate such provisions; and establishes the ammunition coding system fund.	Benjamin	Codes 1/23/09	Oppose
A-3211	Bans the sale, use or possession of 50-caliber or larger weapons and directs the division of state police to embark on a program whereby persons currently in lawful possession of such weapons may be reimbursed for the fair market value thereof upon turning such weapons in to a designated officer.	Eddington	Codes 1/23/09	Oppose
A-3344	Clarifies that licenses for handguns may be issued to non-resident individuals.	Crouch	Codes 1/27/09	No confidence
A-3346	Makes provisions in relation to banning dangerous, poorly made, easily concealable, generally unsafe firearms known as "Saturday night specials" or "junk guns;" defines such term; increases penalties for certain offenses relating to possession, use and sale of such weapons; directs the superintendent of state police to study such weapons and publicize the provisions of this act.	Koon	Codes 1/27/09	Oppose
A-3361	Provides that possession of a loaded firearm for the support of protection of unlawful activity shall not be an exception if such possession is in a person's home or place of business.	Eddington	Codes 1/27/09	Oppose
A-3477/S-1188	Increase the types of firearms that are to be included in the firearm ballistic identification database.	Camara	Codes 1/27/09	Oppose

A-3510	Provides that it shall be unlawful to install or possess a concealed vehicular compartment.	Gianaris	Codes 1/27/09	Oppose
A-3561	Requires the submission of proof of personal liability insurance prior to the issuance or renewal of a license to carry a firearm.	Perry	Codes 1/27/09	Oppose
A-3668	Requires semiautomatic pistols manufactured or delivered to any licensed dealer in this state to be capable of microstamping ammunition.	Schimel	Codes 1/28/09	Oppose
A-3679/S-132	Establishes procedure for the suspension and revocation of license to carry and possess firearm if carrying while under the influence of alcohol or drugs.	Lentol	Codes 1/28/09	Oppose
A-4057/S-1069	Prohibits firearms not readily detectable by standard security equipment.	Kavanagh	Codes 1/29/09	Oppose
A-4320/S-1647	Requires the judge in a criminal proceeding or in a family court proceeding, upon issuance of an order of protection to inquire as to the possession of a firearm by the defendant or respondent.	O'Donnell	Reported 2/11/09	Oppose
A-4333	Requires the Department of Environmental Conservation to prepare a report on the economic impact of hunting, fishing, and wildlife-associated activities in New York.	Morelle	EnCon 2/3/09	Support
A-4377	Authorizes the award of compensation to individuals injured by any person using a firearm, rifle or shotgun if such weapon was sold without a locking device.	Koon	Judiciary 2/3/09	Oppose
A-4407/S-118	Conforms state law with federal law regarding imitation weapons; empowers the attorney general to enforce federal standards and provides a private right of action against retailers by individual consumers injured due to the sale of a non-conforming toy gun.	Towns	Economic Development 2/4/09	Oppose
A-4431	Requires defendant's cooperation with any law enforcement officer or district attorney investigating or prosecuting unlawful gun trafficking in certain cases.	Espaillet	Codes 2/4/09	Oppose

A-4441	Enacts personalized gun safety provisions creating a temporary state commission to adopt standards for firearms sold or manufactured in this state (and test prototypes) including, but not limited to, personalizing all firearms manufactured, assembled, altered, offered for sale, sold, traded, transferred, shipped, leased, distributed, acquired or possessed within the state so that only authorized users can operate them; requires manufacturers and others to comply with the standard four years from the date on which the commission's original standard is adopted; exempts antique firearms and those manufactured prior to the compliance date, except that dealers are prohibited from selling or otherwise transferring those guns; imposes penalties against those who manufacture, transport or ship firearms that do not meet the safety standard and against those who deface or alter the personalized characteristic; authorizes persons who are injured, or the representative of those killed, by the discharge of firearms not meeting the standard to bring an action against the person who fires the weapon and the owner thereof.	Koon	Codes 2/4/09	Oppose
A-4486	Requires the disposal of firearms, rifles and shotguns owned by any department, board, bureau, commission or agency of the state of New York and local governments by either selling or transferring to a law enforcement agency for destruction; prohibits the sale of any such weapon to any other person or entity.	Espallat	Codes 2/4/09	Oppose
A-4503	Creates a felony possession of a firearm registration act; provides that persons who are convicted of sections 265.02, 265.03 or 265.04 of the penal law have a duty to register with the division of corrections certain information such as such offender's name, date of birth, sex, race, height, weight, eye color, driver's license number, home address and/or expected place of domicile; provides that this duty to register terminates when such offenders are discharged from probation.	Heastie	Corrections 2/4/09	Oppose
A-4615	Prohibits the sale of ammunition without proof of a firearm license.	Pretlow	Codes 2/5/09	Oppose
A-4618	Enacts provisions relating to the trafficking of weapons and for the firearm, rifle and shotgun ballistic identification bank.	Rosenthal	Codes 2/5/09	Oppose
A-4725	Relates to fireworks, dangerous fireworks and novelty devices; establishes the crimes of criminal possession or sale of fireworks in the second degree, criminal possession or sale of fireworks in the first degree, unlawful possession of fireworks, aggravated sale of fireworks and unlawful sale of ammunition.	Morelle	Codes 2/5/09	Oppose
A-4832	Amends the penal law to include the licensing of body vests.	Morelle	Codes 2/6/09	Oppose
A-5078/S-725	Amends the definition of a "disguised gun" to include a weapon or device capable of being concealed on a person from which a shot can be discharged through the energy of an explosive which is designed and intended to appear to be a toy gun.	Lentol	Codes 2/10/09	Oppose

A-5118	Grants a \$100,000 real property tax exemption to conservation clubs and rod and gun clubs owning certain land having an assessed value of \$500,000 or less.	Giglio	Taxation 2/10/09	Support
A-5237	Makes manufacturers of guns liable for damages if their guns cause injury or death to a person within the state.	Espaillet	Judiciary 2/11/09	Oppose
A-5272	Prohibits the attendance of children under eighteen years of age at gun shows or stores by classifying such attendance as unlawfully dealing with a child.	Espaillet	Codes 2/11/09	Oppose
S-63/A-486	Provides for the temporary surrender of firearms where an individual may be a danger to himself or herself or others.	Sampson	Codes 1/7/09	Oppose
S-66	Provides that every license for a gunsmith or dealer, or to carry or possess a firearm shall expire not more than five years from the date of issuance regardless of the county or city which issued the license.	Sampson	Codes 1/7/09	Oppose
S-68	Requires the safe storage of all guns, either in a safe or with a locking device, and provides penalties for simple and complex violations (removal from premises, injury or death results); requires notices to be furnished upon transfer of guns and issuance/renewal of licenses; defines guns as weapons in the form of rifles, shotguns, and firearms; enacts the "safe gun storage act"; does not preempt local laws no less restrictive or stringent.	Sampson	Codes 1/7/09	Oppose
S-118/A-4407	Conforms state law with federal law regarding imitation weapons; empowers the attorney general to enforce federal standards and provides a private right of action against retailers by individual consumers injured due to the sale of a non-conforming toy gun.	Sampson	Consumer Protection 1/7/09	Oppose
S-128	Establishes additional requirements for firearm license including completion of a course in firearm safety, use, maintenance, relevant laws and first aid and upon approval by district attorney by a showing of extraordinary likelihood of need to defend oneself from imminent danger or death.	Sampson	Codes 1/7/09	Oppose
S-132/A-3679	Establishes procedure for the suspension and revocation of license to carry and possess firearm if carrying while under the influence of alcohol or drugs.	Sampson	Codes 1/7/09	Oppose
S-197	Provides that a certificate of relief from disabilities shall not enable a violent felony offender to obtain a license to carry, possess, repair or dispose of a firearm.	Kruger	Corrections 1/7/09	Oppose

S-282	Authorizes an applicant for a pistol or revolver license to possess such while attending a pre-license firearms safety course and while under the supervision of the instructor thereof.	Little	Codes 1/7/09	Support
S-308	Exempts wholesale distributors from complying with the provisions of the pistol and revolver ballistic identification databank .	Maziarz	Consumer Protection 1/7/09	Support
S-342	Regulates the sale of ammunition; requires imprinting of a serial number on each bullet jacket and bullet lead; requires sellers of ammunition to maintain records of all sales.	Kruger	Consumer Protection 1/7/09	Oppose
S-347	Provides for establishment of gun court calendars in criminal courts.	Kruger	Codes 1/7/09	Oppose
S-391	Establishes a task force to assess data and information compiled by law enforcement personnel and health providers related to incidents of firearm violence and injury; provides that the task force would designate a state agency to coordinate a statewide system for reporting the nature, incidence and specific causes of firearm violence.	Breslin	Finance 1/7/09	Oppose
S-627/A-2882	Provides for the submission of expended projectiles and shell casings and guns to the state police pistol and revolver ballistic identification electronic databank.	Robach	Enacting Clause Stricken 2/3/09	Oppose
S-725/A-5078	Amends the definition of a "disguised gun" to include a weapon or device capable of being concealed on a person from which a shot can be discharged through the energy of an explosive which is designed and intended to appear to be a toy gun.	C. Johnson	Codes 1/14/09	Oppose
S-855	Protects certain information on hunting, fishing and trapping license and permit applications from disclosure.	Marcellino	EnCon 1/21/09	Oppose
S-911	Prohibits individuals, firms, corporations or associations from engaging in the killing or injuring of confined animals for the purpose of entertainment, contest or any other reason; prohibits a premises from being licensed as a "shooting preserve" for the purpose of such practice, commonly referred to as "canned hunting" or "domestic safaris."	Kruger	EnCon 1/21/09	Oppose
S-929	Increases penalties for offenses involving the criminal possession of a firearm, rifle, shotgun or machine gun; restricts the ability to plea bargain to lesser offenses.	Kruger	Codes 1/21/09	Oppose
S-1069/A-4057	Prohibits firearms not readily detectable by standard security equipment.	Kruger	Codes 1/23/09	Oppose

S-1152	Repeals pistol and revolver ballistic identification databank.	Nozzolio	Codes 1/26/09	Support
S-1188/A-3477	Increase the types of firearms that are to be included in the firearm ballistic identification database.	Parker	Consumer Protection 1/27/09	Oppose
S-1256	Proposes a constitutional amendment protecting the people's right to keep and bear arms.	Saland	To Attorney General 2/3/09	Support
S-1598/A-801	Requires the renewal of firearms' licenses after five years and the taking of a safety course outside the city of New York; sets a date for expiration and provides for a schedule for recertification to be developed by the commissioner of criminal justice services.	Schneiderman	Codes 2/3/09	Oppose
S-1647/A-4320	Requires the judge in a criminal proceeding or in a family court proceeding, upon issuance of an order of protection to inquire as to the possession of a firearm by the defendant or respondent.	O'Donnell	2 nd Reading 2/11/09	Oppose
S-1713/A-1186	Requires sale or transfer of certain firearms between unlicensed persons shall be conducted through a licensed firearms dealer.	Schneiderman	Consumer Protection 2/5/09	Oppose
S-1714/A-1536	Requires sale of certain firearms between unlicensed persons shall be conducted through a licensed firearms dealer.	Schneiderman	Consumer Protection 2/5/09	Oppose
S-1715/A-1093	Requires the creation and imposition of restrictive commercial practices and stringent recordkeeping and reporting to prevent gun sales to criminals; provides that such measures shall be promulgated by the superintendent of state police; requires liability insurance of at least one million dollars; restricts premises of sales; requires employee training; prohibits straw purchases; imposes additional license conditions.	Schneiderman	Codes 2/5/09	Oppose
S-2110	Creates the offense of criminal use of a firearm in connection with a crime.	Golden	Codes 2/11/09	Oppose
S-2153	Provides a 25% tax credit against personal income taxes for the purchase of gun safety equipment up to \$500.	Golden	Government Operations 2/12/09	Support

