



To: Catherine Borgia, Chairwoman of the Board of Legislators
Sunday Vanderberg, Clerk of the Board of Legislators

FROM: Jewel Williams-Johnson, Legislator, 8th District
Vedat Gashi, Legislator, 4th District
MaryJane Shimsky, Legislator, 12th District
Nancy Barr, Legislator, 6th District
Catherine Parker, Legislator 7th District
Erika Pierce, Legislator 2nd District
Terry Clements, Legislator 11th District
Christopher A. Johnson, Legislator, 15th District

Date: March 22, 2022

RE: Gun Store Warning Label Law

Please refer the attached Local Law, adding Chapter 529 in relation to the posting of notices warning of the dangers of weapons or firearms, on the March 28, 2022 Westchester County Board of Legislators agenda to the appropriate committees.

TO: BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER

Your Committee recommends the adoption of “A LOCAL LAW amending the Laws of Westchester County by adding a new Chapter 529 in relation to the posting of notices warning of the dangers of weapons or firearms.”

Your Committee is advised that, gun violence is a uniquely American problem—and it’s only getting worse. The Giffords Law Center to Prevent Gun Violence reports that within the last 10 years, the firearm mortality rate has risen nearly 18%, with an average of 39,000 Americans dying from gun violence from 2015 to 2019. Over 45,000 Americans died from gun violence in 2020 alone. According to the Centers for Disease Control, an average of 483 deaths per year are from unintentional shootings. The average number of non-fatal injuries from a firearm doubles to 76,127 per year. A key driver of gun violence in the United States is the wide availability of firearms. When a gun is easily accessible, the risk of homicide, suicide, and unintentional shootings rises dramatically.

Your Committee is further advised that New York State serves as a national model for developing and investing in community violence prevention and intervention programs. In 2019, New York had the second-lowest gun death rate in the country and the seventh-lowest crime gun export rate. In addition, New York has taken bold action to save lives from gun violence and has recently passed legislation banning the possession or sale of ghost guns and allowing the gun industry to be held liable for irresponsible behavior. However, according to statistics from the

Giffords Law Center to Prevent Gun Violence: 54% of gun deaths in New York are suicides and more than 27% of all suicide deaths in New York involve firearms. From 2013 to 2017, 2,283 people in New York died by gun-related suicide—one every 19 hours. Guns make domestic violence incidents far more likely to end in death with nearly 37% of New York’s intimate partner homicides involving a gun. From 2007 to 2016, 180 women were killed with a gun by their intimate partner in New York. Exposure to gun violence can cause lasting trauma in young people, leading to PTSD, chronic stress, and decreased future earnings. From 2013 to 2017, 910 people under age 25 were killed with a gun in New York and more than a third of New York’s gun homicide victims are under the age of 25.

Your Committee is further advised that according to Everytown for Gun Safety, one of the largest gun violence prevention organizations in America, access to a firearm significantly increases the risk of death by suicide, domestic dispute, homicide, and unintentional gunshot. Gun owners and those contemplating buying guns should learn about the risks associated with guns. By requiring gun dealers to inform purchasers of the risks associated with firearms, buyers can make educated decisions about owning and storing guns and is a meaningful step towards preventing gun violence. Compelling firearm dealers to provide warnings about the risks associated with firearms is a means of promoting safety. Point of sale messaging has been a proven method of influence of a consumer’s behavior in industries, such as tobacco and restaurants, where warning labels have influenced the consumer to make smarter, safer, and healthier choices.

Your Committee is informed that the County has previously enacted some gun safety laws including a safe gun storage law. This proposed legislation however, would require every person,

firm or corporation located in the County of Westchester and engaged in the retail business of selling weapons to post a notice in the place where such weapons or firearms are displayed or delivered to the purchaser at the entrance to the site and in at least one additional area where sales occur conspicuously stating, in no smaller than 24-point type and on paper at least 8 and 1/2 inches by 11 inches in bold print the following warning:

THE PRESENCE OF A WEAPON OR FIREARM IN THE HOME SIGNIFICANTLY INCREASES THE RISK OF SUICIDE, HOMICIDE, DEATH DURING DOMESTIC DISPUTES AND UNINTENTIONAL DEATHS TO CHILDREN, HOUSEHOLD MEMBERS AND OTHERS. IF YOU OR A LOVED ONE IS EXPERIENCING DISTRESS AND/OR DEPRESSION, CALL THE CRISIS PREVENTION AND RESPONSE TEAM AT (914) 925-5959 or THE NATIONAL SUICIDE HOTLINE AT (800) 273-TALK (8255).

The County Clerk would also be required to provide all applicants for handgun licenses and renewals a written copy of the notice indicating the warning risks of the presence of a weapon or firearm in the home. A Dealer that violates this amendment would be guilty of a violation punishable by up to 15 days in jail and/or not more than a \$250 fine.

Your Committee is further informed that the proposed Local Law does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee, after careful consideration, recommends adoption of this Local Law.

Dated: _____, 2022
White Plains, New York

COMMITTEE ON

RESOLUTION NO. ____ – 2022

RESOLVED, that this Board hold a public hearing pursuant to Section 209.141(4) of the Laws of Westchester County on Local Law Intro. No. ____ - 2022, entitled “A LOCAL LAW amending the Laws of Westchester County by adding a new Chapter 529 in relation to the posting of notices warning of the dangers of weapons or firearms.” The public hearing will be held at __.m. on the ____ day of _____, 2022 in the Chambers of the Board of Legislators, 8th Floor, Michaelian Office Building, White Plains, New York. The Clerk of the Board shall cause notice of the time and date of such hearing to be published at least once in one or more newspapers published in the County of Westchester and selected by the Clerk of the Board for that purpose in the manner and time required by law.