

HOME RULE REQUEST RESOLUTION NO. 86 - 2022

RESOLVED, that the Westchester County Board of Legislators approves the making of a Home Rule Request in the following format:

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Westchester requests the enactment of Assembly Bill No. 7939/Senate Bill No. 6659 entitled "AN ACT to amend the penal law, in relation to fees charged for a license to carry or possess a pistol or revolver in the county of Westchester."

A necessity exists for the enactment of this legislation because the local government does not have the power to enact such legislation by local law.

Dated: *May 9th* 2022
White Plains, New York

Nancy E. Barr
Deleg.

W.P.M.

Louise J. Kelly on behalf of

Dated: May 9, 2022
White Plains, New York

The following members attended the meeting remotely, pursuant to Chapter 56 of New York State Laws of 2022, and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Committee(s) on:

Budget & Appropriations

Vedat Galin

Mary Jane Skomsky

Ramona

Colin J. [Signature]

David Q. Jubilo

Ty H. [Signature]

STATE OF NEW YORK

6659

2021-2022 Regular Sessions

IN SENATE

May 11, 2021

Introduced by Sen. MAYER -- 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 fees charged for a license to carry or possess a pistol or revolver in the county of Westchester

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

1 Section 1. Subdivision 14 of section 400.00 of the penal law, as
2 amended by chapter 195 of the laws of 2005, is amended to read as
3 follows:

4 14. Fees. In the city of New York and the [~~county~~] counties of Nassau
5 and Westchester, the annual license fee shall be twenty-five dollars for
6 gunsmiths and fifty dollars for dealers in firearms. In such city, the
7 city council and in the [~~county~~] counties of Nassau and Westchester, the
8 [~~Board of Supervisors~~] legislative body of such county shall fix the fee
9 to be charged for a license to carry or possess a pistol or revolver and
10 provide for the disposition of such fees. Elsewhere in the state, the
11 licensing officer shall collect and pay into the county treasury the
12 following fees: for each license to carry or possess a pistol or revolver,
13 not less than three dollars nor more than ten dollars as may be
14 determined by the legislative body of the county; for each amendment
15 thereto, three dollars, and five dollars in the county of Suffolk; and
16 for each license issued to a gunsmith or dealer in firearms, ten
17 dollars. The fee for a duplicate license shall be five dollars. The fee
18 for processing a license transfer between counties shall be five
19 dollars. The fee for processing a license or renewal thereof for a qualified
20 retired police officer as defined under subdivision thirty-four of
21 section 1.20 of the criminal procedure law, or a qualified retired sheriff,
22 undersheriff, or deputy sheriff of the city of New York as defined
23 under subdivision two of section 2.10 of the criminal procedure law, or
24 a qualified retired bridge and tunnel officer, sergeant or lieutenant of
25 the triborough bridge and tunnel authority as defined under subdivision

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

LBD11365-01-1

S6659 (ACTIVE) - SUMMARY

Provides that the legislative body of the county of Westchester shall fix the fee to be charged for a license to carry or possess a pistol or revolver and provide for the disposition of such fees.

S6659 (ACTIVE) - SPONSOR MEMO

BILL NUMBER: S6659

REVISED 05/17/2021

SPONSOR: MAYER

TITLE OF BILL:

An act to amend the penal law, in relation to fees charged for a license to carry or possess a pistol or revolver in the county of Westchester

PURPOSE OF BILL:

To allow Westchester County to charge firearm license fees in line with the cost of providing the service.

SUMMARY OF SPECIFIC PROVISIONS:

Section 1 amends the Penal Law to allow the Board of Legislature of Westchester County to fix the fee to be charged for a license to carry or possess a pistol or revolver and provide the disposition of such fees.

Section 2 contains the effective date.

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution, Resolution No. 86 - 2022, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of said original Resolution, which was duly adopted by the Westchester County Board of Legislators, of said County on May 9, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 10th day of May, 2022.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

