

# Legislation Meeting Agenda



Committee Chair: Colin Smith

800 Michaelian Office Bldg.  
148 Martine Avenue, 8th Floor  
White Plains, NY 10601  
[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

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**Wednesday, September 4, 2024**

**1:00 PM**

**Committee Room**

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**Joint with B&A and VS&Y**

## CALL TO ORDER

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting.

Joint with Budget & Appropriations and Veterans, Seniors & Youth committees.

Legislator Emiljana Ulaj will be participating remotely from 520 White Plains Road, Tarrytown, NY 10591.

Legislator Colin Smith will be participating remotely from 1132 Main Street, Suite 1, Peekskill, NY 10566.

Legislator Margaret Cunzio will be participating remotely from 99 Business Park Drive, Armonk, NY 10504.

## MINUTES APPROVAL

Monday, July 29th at 1:00 p.m.

## I. ITEMS FOR DISCUSSION

### 1. [2024-385](#) PH-Pistol License Fees

A RESOLUTION to set a Public Hearing on "A LOCAL LAW to amend the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle, and amend or renew such license." [Public Hearing set for \_\_\_\_\_, 2024 at \_\_\_\_\_ .m.]. LOCAL LAW INTRO: 2024-386.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LEGISLATION**

Joint with B & A.

Guests: Westchester County Clerk Tim Idoni; Law Dept.: Chief Deputy County Attorney Stacey Dolgin-Kmetz

2. [2024-386](#) LOCAL LAW-Pistol License Fees

A LOCAL LAW to amend the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle, and amend or renew such license.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LEGISLATION**

Joint with B & A.

Guests: Westchester County Clerk Tim Idoni; Law Dept.: Chief Deputy County Attorney Stacey Dolgin-Kmetz

3. [2024-425](#) LEGISLATORS TUBIOLO, PIERCE AND NOLAN - PROPOSED ACT-CERTIFIED SERVICE-DISABLED VETERAN-OWNED BUSINESSES

AN ACT to encourage participation of certified service-disabled veteran-owned businesses in County contracts.

**COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND VETERANS, SENIORS & YOUTH**

Joint with VS & Y

Guest: Law Dept.: Chief Deputy County Attorney Stacey Dolgin-Kmetz

## II. OTHER BUSINESS

## III. RECEIVE & FILE

## ADJOURNMENT

# Westchester County

George Latimer  
County Executive

July 8, 2024

Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

Dear Honorable Members of the Board of Legislators:

I respectfully request that Your Honorable Board adopt the attached Local Law amending the Laws of Westchester County to add a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle and amend or renew such license.

Fees charged by counties for new pistol licenses are regulated by New York State Penal Law subdivision 14 of section 400.00. Pursuant to this New York State law, Westchester's pistol license applications have been capped at \$10 per application, while the cost to perform the necessary work on an application is significantly higher and has been generally estimated at roughly \$300. These fees have not increased in decades and the County has essentially been operating the firearms licensing program at a significant annual loss of over \$300,000. As a result, Westchester's taxpayers are subsidizing the bureaucratic costs incurred by those seeking firearms licenses. Although Westchester has been obligated to abide by the New York State cap, comparable counties, such as Nassau County as well as New York City, have been provided with the authority to charge fees in line with the cost of providing the licensing service. These localities have higher licensing fees, allowing them to cover a larger share of this cost, placing a lighter burden on their taxpayers. For example, Nassau County charges \$200 for pistol permit applications and New York City charges \$340. Moreover, Rockland County charges \$150 per application (which includes an \$88.25 fee for a required background check), which is also higher than the County's current application fee.

On September 15, 2023 however, the Governor signed into law an amendment to subdivision 14 of section 400.00 of the New York State Penal Law, to allow the County, through this Board, to fix the fees to be charged for a license to carry or possess a pistol or revolver, or to purchase or take possession of a semiautomatic rifle and to provide for disposition of such fees.

Office of the County Executive  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

Email: [CE@westchestercountyny.gov](mailto:CE@westchestercountyny.gov)  
Telephone: (914)995-2900

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This proposed Local Law, if adopted, would set the fees for a license to possess or carry a pistol or revolver, to purchase or take possession of a semiautomatic rifle or to renew a pistol license at \$175 (if concurrent applications are made only the single highest fee shall be collected), to amend a restriction on a pistol license at \$125, and for any other amendment to a pistol license at \$25.00. Any other firearms licensing fees including but not limited to duplicate licenses, license transfers between counties and waivers of license fees for retired police officers or retired correction officers shall be set in compliance with New York State law. Moreover, all fees collected under this proposed Local Law would be paid into the general fund of the County.

The County has analyzed the costs of processing pistol licenses and has established fees that are more proportionate to the actual licensing costs. Subsequently, the recommended fees in this proposed Local Law will reduce costs for taxpayers, improve the gun permitting procedure, and also expedite the process by which these fees may be amended as appropriate in the future.

In light of the aforementioned, I respectfully urge that your Honorable Board adopt the attached Local Law amending the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol, revolver or to purchase, take possession of a semiautomatic rifle and amend or renew such license.

Sincerely,



George Latimer  
County Executive

GL/nn  
Attachments

TO: HONORABLE BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee is in receipt of a communication from the County Executive requesting the adoption of the attached "A LOCAL LAW to amend the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle, and amend or renew such license."

Your Committee is aware that the fees charged by counties for new pistol licenses are regulated by New York State Penal Law subdivision 14 of section 400.00. Pursuant to this New York State law, Westchester's pistol license applications have been capped at \$10 per application, while the cost to perform the necessary work on an application is significantly higher and has been generally estimated at roughly \$300. These fees have not increased in decades and the County has essentially been operating the firearms licensing program at a significant annual loss of over \$300,000. As a result, Westchester's taxpayers are subsidizing the bureaucratic costs incurred by those seeking firearms licenses. Although Westchester has been obligated to abide by the New York State cap, comparable counties, such as Nassau County as well as New York City, have been provided with the authority to charge fees in line with the cost of providing the licensing service. These localities have higher licensing fees, allowing them to cover a larger share of this cost, placing a lighter burden on their taxpayers. For example, Nassau County charges \$200 for pistol permit applications and New York City charges \$340. Moreover, Rockland County charges \$150 per application (which includes an \$88.25 fee for a required background check), which is also higher than the County's current application fee.

Your Committee is advised that, on September 15, 2023, the Governor signed into law an amendment to subdivision 14 of section 400.00 of the New York State Penal Law, to allow the County, through this Board, to fix the fees to be charged for a license to carry or possess a pistol or revolver or to purchase or take possession of a semiautomatic rifle and to provide for disposition of such fees.

Your Committee is further advised that this proposed Local Law, if adopted, would set the fees for a license to possess or carry a pistol or revolver, to purchase or take possession of a semiautomatic rifle or to renew a pistol license at \$175 (if concurrent applications are made only the single highest fee shall be collected), to amend a restriction on a pistol license at \$125, and for any other amendment to a pistol license at \$25.00. Any other firearms licensing fees including but not limited to duplicate licenses, license transfers between counties and waivers of license fees for retired police officers or retired correction officers shall be set in compliance with New York State law. Moreover, all fees collected under this proposed Local Law would be paid into the general fund of the County.

Your Committee notes that the County has analyzed the costs of processing pistol licenses and has established fees that are more proportionate to the actual licensing costs. Subsequently, the recommended fees in this proposed Local Law will reduce costs for taxpayers, improve the gun permitting procedure, and also expedite the process by which these fees may be amended as appropriate in the future.

Your Committee is informed that the proposed project does not meet the definition of an action under New York State Environmental Quality Review Act ("SEQRA") and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning, dated January 8, 2024, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

Based on the foregoing, your Committee recommends the passage of this Local Law.

Dated: February , 2024  
White Plains, New York

COMMITTEE ON

Sdk-2-13-24



## FISCAL IMPACT STATEMENT

<b>SUBJECT:</b> <u>Pistol License Fees</u>	<input type="checkbox"/> NO FISCAL IMPACT PROJECTED
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**OPERATING BUDGET IMPACT**

To Be Completed by Submitting Department and Reviewed by Budget

**SECTION A - FUND**

<input checked="" type="checkbox"/> GENERAL FUND	<input type="checkbox"/> AIRPORT FUND	<input type="checkbox"/> SPECIAL DISTRICTS FUND
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**SECTION B - EXPENSES AND REVENUES**

Total Current Year Expense	\$	<u>-</u>
Total Current Year Revenue	\$	<u>266,028</u>

Source of Funds (check one):    ☐ Current Appropriations      ☐ Transfer of Existing Appropriations

☐ Additional Appropriations                                  ☐ Other (explain)

Identify Accounts:    101-21-0300-9127

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Potential Related Operating Budget Expenses:                                  Annual Amount    \_\_\_\_\_

Describe:    \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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Potential Related Operating Budget Revenues:                                  Annual Amount    \$634,800

Describe:    Annual increase in pistol permit revenue for New, Renewal and Restriction

Change/Amendment.

\_\_\_\_\_

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Anticipated Savings to County and/or Impact on Department Operations:

Current Year:    \_\_\_\_\_

\_\_\_\_\_

Next Four Years: Estimated increase to revenue over the next four years (2025 - 2028)

is \$2,539,200.

\_\_\_\_\_

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<b>Prepared by:</b> <u>Christina Rampata</u>  <b>Title:</b> <u>Deputy Budget Director</u>  <b>Department:</b> <u>Budget</u>  <b>Date:</b> <u>July 9, 2024</u>	<b>Reviewed By:</b> <u>[Signature]</u> <b>Budget Director</b>  <b>Date:</b> <u>7/10/24</u>
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**RESOLUTION NO. \_\_\_\_ – 2024**

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. \_\_\_\_ - 2024, entitled “A LOCAL LAW to amend the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle, and amend or renew such license.” The public hearing will be held at \_\_\_\_ .m. on the \_\_\_\_ day of \_\_\_\_\_, 2024 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.

A LOCAL LAW to amend the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle, and amend or renew such license.

**BE IT ENACTED** by the County Board of Legislators of the County of Westchester as follows:

Section 1. A new Chapter 527-a is hereby added to the Laws of Westchester County to read as follows:

**Chapter 527-a**

**FEES CHARGED FOR A LICENSE TO CARRY A PISTOL OR REVOLVER, OR  
TO PURCHASE OR TAKE POSSESSION OF A SEMIAUTOMATIC RIFLE IN  
THE COUNTY OF WESTCHESTER**

**Sec. 527-a.01 Fees.**

a. The County firearms licensing officer shall collect fees related to firearms licensing pursuant to the provisions of article 400 of the New York State Penal law.

b. The fees to obtain a license to carry or possess a pistol or revolver, to purchase or take possession of a semiautomatic rifle or to renew a license to carry or possess a pistol or revolver in the County shall be one hundred and seventy-five (\$175.00) dollars. If concurrent applications are made only the single highest fee shall be collected. Such fees provided for in this subdivision shall be in addition to the fees charged for a background check and fingerprints which are required to obtain a license pursuant to this Chapter.

c. The fee to amend a restriction on a pistol license shall be one hundred and twenty-five (\$125.00) dollars and the fee for any other amendment to a pistol license shall be twenty-five (\$25.00) dollars.

d. Any other firearms licensing fees including but not limited to duplicate licenses, license transfers between counties and waivers of license fees shall be set in compliance with New York State law.

**Sec. 527-a.11 Disposition of Fees.**

All fees collected under this chapter shall be paid into the treasury of the County and shall be credited to and deposited in the general fund of the County.

Section 2. This Local Law shall take effect immediately.

TO: HONORABLE BOARD OF LEGISLATOR  
COUNTY OF WESTCHESTER

Your Committee recommends the adoption of "AN ACT to encourage participation of Certified Service-Disabled Veteran-Owned Businesses in County contracts."

Your Committee is aware that On May 12, 2014, the State of New York enacted Article 17-B of the Executive Law ("Article 17-B") in order to create the Division of Service-Disabled Veteran Business Development. Article 17-B provided for the certification of service-disabled veteran-owned businesses, and provided opportunities for those businesses with respect to State contracts. On April 23, 2018, your Honorable Board approved Act 48-2018, requiring all County departments and offices to encourage participation by Certified Service-Disabled Veteran-Owned Businesses in County contracts, subject to compliance with all applicable statutes including public bidding laws. The Act defined "Certified Service-Disabled Veteran-Owned Businesses" as businesses certified service-disabled veteran-owned business enterprises under the New York State Service-Disabled Veteran-Owned Business Act (Executive Law Article 17-B). The County Act was set to expire and be deemed repealed on the same date that Article 17-B of the New York State Executive Law expired.

Your Committee is informed that on April 1, 2023, Article 17-B of the Executive Law was repealed. Also effective April 1, 2023, a new volume was added to the New York State Consolidated Laws Volume 62-B entitled the Veterans' Service Law. Article 3 of the Veteran's Service Law includes a section entitled "Participation By Service-Disabled Veterans with Respect to State Contracts." It appears that Article 3 of the Veteran's Service Law replaces the repealed Article 17-B of the New York State Executive Law.

Your Committee is further informed that since Article 17-B of the Executive Law is repealed, County Act 48-2018 is also repealed. As the requirements of Article 17-B of the Executive Law have been incorporated into Article 3 of the Veteran's Service Law, in order for the County to continue the requirements of Act 48-2018 to aid service-disabled veterans, a new Act needs to be enacted. This proposed Act would contain all of the same requirements of Act 48-2018, however the definition of Certified Service-Disabled Veteran-Owned Businesses would be amended as follows:

"Certified Service-Disabled Veteran-Owned Businesses" shall mean businesses that are certified service-disabled veteran-owned business enterprises under the Veteran's Service Law Article 3- Participation by Service-Disabled Veterans with Respect to State Contracts."

Moreover, unlike Act No. 48-2018, there will be no expiration date for the proposed Act.

Your Committee agrees with the laudable goal of continuing to provide opportunities to our veterans who were disabled serving our country, and wants to encourage the participation of certified service- disabled veteran-owned businesses in county contracts as well. Thus, the attached ACT requires departments and offices of the County to encourage the participation of certified service-disabled veteran-owned businesses in the county contracting process, and to document efforts to do so.

Your Committee is informed that the proposed project does not meet the definition of an action under New York State Environmental Quality Review Act ("SEQRA") and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning, dated January 8, 2024, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

Based on the foregoing, your Committee recommends the passage of this Local Law.

Dated: \_\_\_\_\_, 2024  
White Plains, New York

COMMITTEE ON

ACT NO. -2024

AN ACT to encourage  
participation of Certified  
Service-Disabled Veteran-  
Owned Businesses in  
County contracts

BE IT ENACTED by the Board of Legislators of the County of Westchester as follows:

**Section 1.** Act No. 48 of 2018 is hereby repealed.

**Section 2.** Definitions. The following terms shall have the meanings indicated:

- a. "Certified Service-Disabled Veteran-Owned Businesses" shall mean businesses that are certified service - disabled veteran-owned business enterprises under the New York State Service-Disabled Veteran-Owned Business Act (Veteran's Service Law Article 3-Participation by Service-Disabled Veterans with Respect to State Contracts).
- b. "departments and offices" shall mean:
  - (i) any county department; or
  - (ii) any division, board, commission, or bureau
  - (iii) of any county department, or Westchester Community College.

**Section 3.** Subject to compliance with all applicable laws, including competitive bidding statutes, all departments and offices of Westchester County shall make good faith efforts to encourage participation by Certified Service-Disabled Veteran-Owned Businesses in County contracts.

**Section 4.** All departments and offices of Westchester County shall maintain records reflecting the good faith efforts made by such department or office. The Office of Veteran Affairs shall prepare an Annual Report of the County's efforts to encourage participation by Certified Service-Disabled Veteran-Owned Businesses in County contracts. Such Annual Report shall be submitted by June 1 of the next succeeding year to the County Executive and the Board of Legislators.

**Section 5.** This ACT shall take effect immediately.





**TO:** Sunday Vanderberg, Clerk of the Board of Legislators

**FROM:** David Tubiolo, Legislator, 14<sup>th</sup> District  
Erika Pierce, Legislator, 2<sup>nd</sup> District  
James Nolan, Minority Whip, 15<sup>th</sup> District

**DATE:** August 02, 2024

**RE:** AN ACT to encourage participation of Certified Service-Disabled  
Veteran-Owned Businesses in County contracts

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Please place the attached proposal, AN ACT to encourage participation of Certified Service-Disabled Veteran-Owned Businesses in County contracts, on the agenda for the August 05, 2024 meeting of the Westchester County Board of Legislators so that it may be referred to the appropriate committees.

Thank you.

cc: Marcello Figueroa, Legislative Director  
Dylan Tragni, Chief of Staff

MHF/mhf