



Resolution No. 311-23

Resolution Supporting Senate Bill S.7645 That Repeals Certain Provisions Of The Executive Law Establishing A Fee For Background Checks On Certain Firearm And Ammunition Purchases

WHEREAS, Senate Majority leader Andrea Stewart-Cousins sponsored Bill S.51001, referred to as the "Concealed Carry Improvement Act" (CCIA) which amended the Penal Law, the General Business Law, the Executive Law, the Civil Practice Law and Rules, and the State Finance Law, in relation to licensing and other provisions relating to firearms; and

WHEREAS, said so-called "Concealed Carry Improvement Act" was signed into law by Governor Hochul on July 1, 2022; and

WHEREAS, said Act included regulations that allow the State to have oversight over background checks for firearms and ammunition purchases; and

WHEREAS, said Act amended State Executive Law to add a new Section 228, authorizing the New York State Police to run National Instant Criminal background (NICS) checks and serve as a State point of contact rather than utilizing the current NICS Background Check System; and

WHEREAS, said Act also created a new bureau within the State Police financed by new "background check fees" upon purchasers to cover the costs associated with performing state background checks; and

WHEREAS, these provisions of the so-called CCIA have resulted in onerous background check fees upon citizens equal to \$2.50 for every ammunition purchase and \$9.00 for every firearm purchase with the potential for increases without legislative approval; and

WHEREAS, the CCIA infringes on the Constitutional right to keep and bear arms guaranteed by the Second Amendment; and

WHEREAS, Senate Bill S.7645, sponsored by Senator Mark Walczyk would repeal Subdivision 5 of Section 228 of the Executive Law of S51001 relating to the background check fees for firearms and ammunition as included in the CCIA; now, therefore be it

RESOLVED, that the Greene County Legislature hereby endorses Senate Bill S.7645 that would repeal certain provisions of the Executive Law establishing a fee for background checks on certain firearm and ammunition purchases and amends state finance law, in relation to the source of funds for the background check fund; and, be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward copies of this Resolution to New York State Governor Kathy Hochul, Senator Michelle Hinchey, Assemblyman Christopher Tague, the New York State Association of Counties, and all others deemed necessary and proper.

Meeting History

10/16/23 Government Operations **MOVED FOR ADOPTION**

RESULT:	MOVED FOR ADOPTION [UNANIMOUS]
MOVER:	Gregory Davis, Chairperson
SECONDER:	Martinez, Overbaugh, Hobart, Lucas, Legg, Linger, Luvera, Lennon
AYES:	Davis, Martinez, Overbaugh, Hobart, Lucas, Legg, Linger, Luvera, Lennon

Current Meeting

10/18/23 Greene County Legislature **ADOPTED**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gregory Davis, Legislator
SECONDER:	Bloomer, Handel, Hobart, Legg, Lennon, Lucas, Luvera, Martinez, Overbaugh, Thorington, True, Linger
AYES:	Bloomer, Bulich, Davis, Handel, Hobart, Legg, Lennon, Lucas, Luvera, Martinez, Overbaugh, Thorington, True, Linger

(10,000)
Ayes 14 Noes 0 Absent 0

APPROVED AS TO FORM
EDWARD I. KAPLAN, ESQ.
GREENE COUNTY ATTORNEY

cc: All Departments via County Wide Share Point
Governor Kathy Hochul
Senator Michelle Hinchey
Assemblyman Christopher Tague
NYSAC
2 - File - Firearms

