

**RESOLUTION NO. 93**

**TITLE:** Resolution Supporting Senate Bill S7645 That Repeals Certain Provisions of the Executive Law Establishing a Fee for Background Checks on Certain Firearm and Ammunition Purchases

**OFFERED BY:** Harold Vroman Who moved its adoption.

**SECONDED BY:** Wes Laraway Chairman Rules & Legislation Committee

WHEREAS, said so-call "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 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 own 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 Board of Supervisors hereby endorses Senate Bill S7645 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 certified copies of this Resolution be forwarded to the County Treasurer, Governor Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Peter Oberacker, Assemblyman Christopher Tague, Congresswoman Elise Stefanick, County Attorney, County Administrator, All Counties, and to each and every other person, institution or agency which will further the purport of this Resolution.

Dated: October 19 2023  
Filed: October 20 2023

Judith Beels  
Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]  
County Attorney

STATE OF NEW YORK  
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO  
HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution  
adopted by the Board of Supervisors of said County on the 20 day of  
October 2023, at a regular meeting of said Board and said copy is a true copy  
of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised  
of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes 2019,  
Abstain, William A. Federice - 73, Absent 882, Laraway, Tavenner,  
VanWormer III

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said  
Board this 20 day of October, 2023.

Judith Beels Clerk,  
Board of Supervisors of the County of Schoharie