



Legislation Text

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Int. No. 892

By Council Members Salamanca, Rivera, Louis, Hudson, Abreu, Richardson Jordan and Hanks

A Local Law to amend the administrative code of the city of New York, in relation to a voluntary community gun buy-back program

Be it enacted by the Council as follows:

Section 1. Chapter 3 of title 10 of the administrative code of the city of New York is amended by adding a new section 10-317 to read as follows:

§ 10-317 Voluntary community gun buy-back program. a. Definitions. As used in this section, the following terms have the following meanings:

Department. The term “department” means the police department.

Gun. The term “gun” means a firearm, shotgun, rifle, assault weapon or antique firearm, as such terms are defined in section 10-301.

b. No later than June 1, 2023, the department shall create and implement a monthly community gun buy-back program, whereby an individual may voluntarily surrender to the department in exchange for monetary compensation a working or non-working unloaded gun or parts thereof, including a gun or parts thereof created using a three-dimensional printer. All guns or parts thereof surrendered shall be contained in an opaque bag or box, or in such form as otherwise prescribed by the department. The department shall inspect each gun or parts thereof upon surrender, and shall determine the appropriate form of and sum of money that will be provided in exchange for each gun or parts thereof. Such program shall be offered in at least one borough every month, provided that the program takes place in each borough at least once in any five month period. Such program shall be administered in accordance with all applicable federal, state and local laws, rules and regulations.

c. The department shall not require any individual surrendering a gun or parts thereof pursuant to the program established by subdivision b of this section to provide identification or personally identifiable information. A person who surrenders a gun or parts thereof pursuant to the program established by subdivision b of this section shall not be subject to criminal or civil penalties for unlawful possession of such gun or parts thereof surrendered, except as otherwise required by local, state or federal laws, rules or regulations.

d. A retired or active law enforcement officer may not receive monetary compensation for the surrender of a gun or parts thereof pursuant to the program established by subdivision b of this section.

§ 2. This local law takes effect 120 days after it becomes law.

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