



Legislation Details (With Text)

**File #:** Int 0490-2004 **Version:** A **Name:** Limiting the acquisition of a firearm to one per ninety-day period.

**Type:** Introduction **Status:** Enacted  
**In control:** Committee on Public Safety

**On agenda:** 10/27/2004

**Enactment date:** 1/18/2005 **Enactment #:** 2005/009

**Title:** A Local Law to amend the administrative code of the city of New York, in relation to limiting the acquisition of a rifle or shotgun to one per ninety-day period.

**Sponsors:** Peter F. Vallone, Jr., Yvette D. Clarke, Leroy G. Comrie, Jr., Lewis A. Fidler, Alan J. Gerson, G. Oliver Koppell, John C. Liu, Hiram Monserrate, Michael C. Nelson, Domenic M. Recchia, Jr., Kendall Stewart, David I. Weprin, David Yassky, Christine C. Quinn, Joseph P. Addabbo, Jr., James F. Gennaro, Robert Jackson, Miguel Martinez, James Sanders, Jr., Albert Vann, Philip Reed, Helen D. Foster, Melinda R. Katz, Gale A. Brewer, Simcha Felder, Larry B. Seabrook, Helen Sears, Bill Perkins, Betsy Gotbaum

**Indexes:**

**Attachments:** 1. Committee Report 11/15/04, 2. Hearing Transcript 11/15/04, 3. Committee Report 1/4/05, 4. Hearing Transcript 1/4/05, 5. Fiscal Impact Statement - A, 6. Local Law, 7. Hearing Transcript - Charter Meeting

Date	Ver.	Action By	Action	Result
10/27/2004	*	City Council	Introduced by Council	
10/27/2004	*	City Council	Referred to Comm by Council	
11/15/2004	*	Committee on Public Safety	Hearing Held by Committee	
11/15/2004	*	Committee on Public Safety	Laid Over by Committee	
1/4/2005	*	Committee on Public Safety	Hearing Held by Committee	
1/4/2005	*	Committee on Public Safety	Amendment Proposed by Comm	
1/4/2005	*	Committee on Public Safety	Amended by Committee	
1/4/2005	A	Committee on Public Safety	Approved by Committee	Pass
1/5/2005	A	City Council	Approved by Council	Pass
1/5/2005	A	City Council	Sent to Mayor by Council	
1/18/2005	A	Mayor	Hearing Held by Mayor	
1/18/2005	A	Mayor	Signed Into Law by Mayor	
1/19/2005	A	City Council	Recved from Mayor by Council	

Int. No. 490-A

By Council Members Vallone Jr., Clarke, Comrie, Fidler, Gerson, Koppell, Liu, Monserrate, Nelson, Recchia, Stewart, Weprin, Yassky, Quinn, Addabbo, Gennaro, Jackson, Martinez, Sanders, Vann, Reed, Foster, Katz, Brewer, Felder, Seabrook, Sears, Perkins and The Public Advocate (Ms. Gotbaum)

A Local Law to amend the administrative code of the city of New York, in relation to limiting the acquisition of a rifle or shotgun to one per ninety-day period.

Be it enacted by the Council as follows:

Section 1. Declaration of legislative findings and intent. Although many illegal guns are obtained outside of New York state, existing city laws governing gun sellers should be strengthened to prevent the diversion of guns to the illegal marketplace. The Council finds that it is imperative that additional protections be implemented to ensure that New York city continues to lead the way in preventing gun violence.

§ 2. Title 10 of the administrative code of the city of New York is amended by adding a new section 10-302.1 to read as follows:

§ 10-302.1 Preventing the diversion of rifles and shotguns to criminals.

a. No dealer in rifles and shotguns shall : (i) sell more than one rifle or shotgun to any individual as part of the same sales transaction; or (ii) sell a rifle or shotgun to any individual if the dealer knows or should know that such individual has purchased a firearm, rifle or shotgun within the prior ninety days.

b. The provisions of this section shall not apply to the sale of firearms, rifles or shotguns to a police officer, as such term is defined in section 1.20 of the criminal procedure law, or to a federal law enforcement officer, as such term is defined in section 2.15 of the criminal procedure law, or to a public agency in furtherance of official business.

§3. This local law shall take effect 180 days after its enactment; provided that the police commissioner is immediately authorized to adopt, amend and promulgate such rules as may be necessary to effectuate the purpose of this local law.