



Federation of Dutchess County Fish and Game Clubs, Inc.

P.O. Box 3201, Poughkeepsie, N.Y. 12603

www.dutchessfishandgame.org

June 2015 Legislative Report

Key Impact Bills(Hotline=800-342-9860/Monday-Friday-9am-5pm)

- **A1809/S4000**-Would allow clubs and preserves to sell ammunition without the restrictions of the SAFE Act. Bill has been re-introduced by Assemblywoman Aileen Gunther-Sullivan County-845-794-5807 and Senator Kathleen Marchione-518-371-2751: Committee status=Codes (1/13/15)
- **S92**-Eliminates the requirement for hunters to wear back tags during hunting season in the state. Currently only the southern zone is required to wear back tags, except the Catskills; the northern zone no longer wears back tags. Currently up for debate in Department of Environmental Conservation. Introduced by Senator Patrick Gallivan-716-656-8544. Waiting for security to respond.
- **A53/A214/S2291**-requires the safe storage of all guns, either in a safe or with a locking device, and provides penalties for simple and complex violations. Currently in codes. Introduced by Assemblywoman Amy Paulin-914-723-1115 & Assemblyman Thomas Abinanti-914-631-1605: Committee status=Codes (1/7/15)
- **A198** – Creates a firearm proficiency requirement examination for the licensing of persons to carry or possess a firearm. Currently in codes. Introduced by Assemblyman David Gantt-585-454-3670: Committee status=Codes (1/7/15)
- **A249** – Establishes the safe homes act authorizing law enforcement to remove firearms found on the premises where there has been a report of domestic violence. Currently in codes. Introduced by Assemblywoman Nily Rozic-718-820-0241: Committee status=Codes (1/7/15)
- **A270** – Relates to expanding the definition of explosive. Currently in labor. Introduced by Assemblyman David Buchwald-914-244-4450: Committee status=Labor (1/7/15)

- **A283** – Relates to a firearm safety course certificate for license applications made outside of the city of New York. Currently in codes. Introduced by Assemblyman Thomas Abinanti – 914 – 631 – 1605: Committee status=Codes (1/7/15)
- **A284** – Prohibit weapon promotion and sale on public property. Currently in codes. Introduced by Assemblyman Thomas Abinanti-914-631-1605: Committee status=Codes (1/7/15)
- **A373** – Relates to the mandatory suspension and revocation of firearms licenses upon the issuance of an order of protection. Currently in codes. Introduced by Assemblywoman Linda Rosenthal-212-873-6368: Committee status=Codes (1/7/15)
- **A381** – Establishes certain crimes relating to the criminal manufacture or possession of an undetectable firearm, rifle, or shotgun. Currently in codes. Introduced by Assemblyman Thomas Abinanti-914-631-1605:Committee status=3rd. reading (3/12/15)
- **A615/S4016** – Relates to the criminal possession of a weapon and possession of a firearm will under the influence of alcohol or drugs. Currently in codes. Introduced by Assemblyman Steven Cymbrowitz –718-743-4078 and Senator John Sampson-718-649-7653: Committee status=Codes (1/7/15)
- **A957/S1270** – Includes wildlife animals as those subject to the animal cruelty provision of the agriculture and markets law. Currently in agriculture. Introduced by Assemblywoman Linda Rosenthal-212 – 873 – 6368: Committee status=reported codes (3/10/15)
- **A1151**- Requires a recent psychiatric evaluation of a petitioner seeking relief from firearms disabilities. Introduced by Assemblyman Charles Lavine-516-676-0050: Committee status=Judiciary (1/8/15)
- **A1747**-Prohibits the sale of ammunition without proof of a firearms license. Introduced by Assemblyman J. Gary Pretlow-914-667-0127: Committee status=Codes (1/12/15)
- **A1969**-Authories local governments to independently adopt building code standards relating to lead. Introduced by Assemblyman Steve Englebright-631-751-3094: Committee status=Government Operations (1/13/15)
- **A2040**-Requires all motor vehicles transporting five or more weapons and ammunition for five or more weapons to have a separate storage area cured by padlock or a combination lock and all such weapons and ammunition to be so secured when being transported and imposes a fine of at least \$1000 and not more than \$5000 per violation. Introduced by J. Gary Pretlow-914-667-0127.: Committee status=Transportation (1/15/15)
- **A2217**-requires the creation and imposition of restrictive commercial practices and stringent record-keeping and reporting to prevent gun sales to criminal; provides that such measures shall be promulgated by the superintendent of state

police; restricts premises of sales; requires employee training; prohibit straw purchases; imposes additional license conditions. Introduced by Assemblywoman Amy Paulin-914-723-1115: Committee status=Economic Development (1/15/15)

- **S143** – provides that the Commissioner of health shall report to the Atty. Gen. improper measured by manufacturers, suppliers or retailers which endanger the public safety by exposing people to possible lead poisoning. Introduced by Senator Rubin Diaz-718-991-3161: Committee status=Health (1/7/15)
- **S612** – Creates the “Defend Our Homes Act”; authorizes the possession of a magazine with more than seven rounds but less than 11 rounds in a person’s home. Introduced by Senator Phillip Boyle-631-669-9200: Committee status=Codes (1/7/15)
- **S812** – Establishes a task force to assess data and information compiled by law enforcement personnel and health providers related to incidents of firearm violence and injury; provides that the task force would designate a state agency to coordinate a statewide system for reporting the nature, incidents and specific causes of firearm violence. Introduced by Senator Neil Breslin-518-455-2225: Committee status=Health (1/7/15)
- **S1113**-Requires semiautomatic pistols manufactured or delivered to any licensed dealer in this state to be capable of micro-stamping ammunition. Introduced by Jose Peralta-718-205-3881: Committee status=Codes (1/8/15)
- **S1201**-Prohibits the possession of concealed firearms in national parks and national wildlife refuges systems. Introduced by Jose Serrano-212-828-5829: Committee status=Parks & Recreation (1/9/15)
- **S1270/A957**-Includes wildlife animals as those subject to the animal cruelty provisions of the agricultural and markets law. Introduced by Senator Phillip Boyle-631-669-9200: Committee status=Agriculture (1/9/15)
- **S1193/A3943**-Relates to suspension and revocation of firearms licenses; private sale or disposal of firearms, rifles or shotguns and establishing a minimum age to possess a firearm relating to gun control. Introduced by Senator Kathleen Marchione-518-371-2751: Committee status=Codes (1/8/15)
- **S2442**-Requires persons possessing any firearm to hold a firearms safety certificate; establishes application and training process therefor. Introduced by Senator Michael Gianaris-718-728-0960.: Committee status=Codes (1/23/15)
- **S2683**-Requires owners of firearms to obtain liability insurance in an amount not less than \$1 million. Introduced by Senator Kevin Parker-718-629-6401: Committee status=Government Operations (1/27/15)
- **S4008**- establishes additional requirements for firearm license: completion of the course and firearm safety, use, maintenance, relevant laws, and first aid. Introduced by Senator John Sampson-718-649-7653: Committee status=Codes (2/25/15)

- **S3374-** Allows individuals to possess certain large capacity ammunition feeding devices if that individual legally possessed the device before implementation of the SAFE Act. Introduced by Senator Patrick Gallivan – 716 – 656 – 8544: Codes (2/6/15)
- **S3375-** Would eliminate a state program requiring the registration of ammunition retailers and background checks for the purchase of ammunition. It would also repeal that portion of the law that allows only seven rounds of ammunition to be loaded into a magazine. This provision of the SAFE Act was struck down by a federal judge in December 2013. Introduced by Senator Patrick Gallivan – 716 – 656 – 8544: Codes (2/6/15).
- **S 3376-** Which would repeal changes the safe act made to the definition of an assault weapon in relation to suspension and revocation of firearms licenses. Introduced by Senator Patrick Gallivan – 716 – 656 – 8544: Codes (2/6/15)
- **S 3379-** Which would eliminate the recertification requirement for firearms licenses which was created by the SAFE Act. Introduced by Senator Patrick Gallivan – 716 – 656 – 8544: Codes (2/6/15)
- **S5817-** Proposal to move the crossbow from the Muzzleloader Privelege to the Bow Privilege, which eliminates the 200 lb. draw weight restriction, allow youth to use a crossbow during the Columbus Day weekend youth hunt and allow crossbows to be used for bowfishing. Introduced by Senator Gallivan and Assemblywoman Gunther (A8021)-716-656-8544: (Environmental Conservation 6/5/15)

State Concerns:

“The Shooters Committee on Public Education (“SCOPE”) called upon the Superintendent of the New York State Police to immediately rescind sections of its “Field Guide” upon news that the U.S. Supreme Court had ruled that firearms owners retain their property rights to sell or transfer their guns, even in the event the owner is permanently disqualified for future use and possession of these guns. SCOPE issued its open letter to the Superintendent calling for the “immediate rescission” of specified portions of the “Field Guide” that otherwise calls for the immediate destruction of confiscated firearms the New York State Police deem “nuisance firearms”.”

“SCOPE also reported its pending case of SCOPE versus Cuomo which is before the New York State Supreme Court Judge McNamara, who recently denied the state’s motion to dismiss and direct that they answer the petition demanding records production.”

“SCOPE member Bill Robinson recently won a victory in Robinson versus Cuomo, wherein Judge McNamara ruled that New York State Police must release statistical information on the statewide registry for “assault weapons.”

“SCOPE has also previously called for the New York State Police to shut down its “hotline” as providing vague and often contradictory responses to caller questions.”

“SCOPE is currently engaged in a “Stop the Secrecy!” campaign, asking individuals to join a mass submission of FOILS (Freedom of Information Law submissions) to the New York State Police for any data it may have in its Integrated Safe Act Reporting System” (“ISARS”) which, to date, has functioned as a secret data database.”

The New York State Rifle & Pistol Associations reports: “Sen. Marc Panepinto (D- Buffalo) issued the following statement calling out Senate Republicans on their broken promises regarding common sense SAFE Act reforms: Senate Republicans should immediately enact crucial SAFE Act reforms in order to be taken seriously by the people of New York. For two years, they have danced around addressing any commonsense provisions within this flawed legislation that they brought to the Senate floor and passed under their majority in the Senate. That is unacceptable given the growing level of discontent and concern that honest law-abiding citizens and gun owners across the state have displayed. Instead of making empty promises, they should realize that they can no longer have it both ways with their doublespeak on this issue. While I have cosponsored numerous bills to address these issues, it is no secret that only the Senate Republicans can allow these reforms to come to the Senate floor for an actual vote. That is why I am calling on Senate Republicans to get serious on reforming the SAFE Act and allow these meaningful proposals to be debated and addressed by the end of this season.”

Senator Panepinto has cosponsored the following pieces of SAFE Act reform legislation: S .612 Boyle – Defend Our Homes Act ; S.3373 Gallivan – authorizes the transfer of legally possessed and validly registered weapons to stay in families through estate planning; S. 3377 Gallivan – expands “immediate family” language in SAFE Act to include siblings, grandparents, and grandchildren and S.3378 Gallivan – makes all personal information regarding pistol permit applications and supporting records confidential except to law enforcement.”

New York State Outdoor News reports: “Legislation that would boost fines and penalties for illegally killing deer has been introduced in both the Senate and the Assembly. Assemblyman Carrie Woerner, D-Round Lake, and State Sen. Joseph Robach, R-C-I-Greece, sponsored the bills, which have been referred to the Assembly and Senate environmental conservation committees.The bills introduced by Woerner (A7171) and Robach (S 4727) would boost the mandatory minimum fine for illegally killing a deer from the current \$0 to \$250 to \$1000, with the maximum fine going from the current \$2000 up to \$4000. Violators could also get up to a year in jail. Violators with a previous poaching conviction would see a mandatory minimum fine of \$2000 and a loss of hunting privileges for five years under the legislation. The bills also

carry provisions by which anyone caught illegally taking deer in the presence of a minor would see their fines doubled, and any damaged caused by the poaching incident would also result in fines being doubled and/or restitution being paid to the landowner.”

New York State Outdoor News reports: “An effort by a central New York lawmaker to have the SAFE Act repealed has died in an Assembly committee. Assemblywoman Claudia Tenney (R, C – New Hartford) had introduced the legislation and hope to get the bill moved out of a committee and onto the Assembly floor for a vote. But that didn’t happen as the Assembly’s Committee on Codes last month voted against moving the bill forward. In all, three bills were stalled in committee – A 3350, Tenney’s repeal legislation; A2651, a separate repeal bill; and A4974, a partial repeal bill. Tenney put the blame on Democratic members of the codes committee. The motion to raise the package of bills to the Assembly floor fell by a 16-6 count, with Assemblyman Robin Shimminger of Western New York the lone Democrat voting in favor of moving the bills.” “By blocking my SAFE Act repeal bill as well as two others, Assembly Democrats have made it clear they do not support or care about the Second Amendment rights of New Yorkers,” “ Tenney said in a prepared statement.” “The SAFE Act was passed using a message of necessity, which bypass the constitutional provisions that require a three- day waiting period before bills can come to the floor for vote.”..... “ SCOPE officials were buoyed by the overflow crowd that attended the session, but were disappointed that Committee Chairman Assemblyman Joseph Lentol, a Brooklyn Democrat, chose to package the bill under one vote instead of allowing separate votes on each piece of legislation. “

New York State Outdoor News reports: “ A northern New York State Sen. has introduced legislation that would give volunteer sportsmen education instructors a tax credit for their efforts. State Sen. Patty Ritchie, a St. Lawrence County Republican, introduced the bill – Senate Bill 4961 – that has been referred to the Senate’s investigations and government operations committee since it deals with state tax law..... Ritchie said the bill is an effort to recognize sportsman education instructors for the work they do and would help the volunteer instructors cover mileage and equipment costs. The measure would create a \$300 tax credit for instructors of hunting, trapping and waterfowl identification courses.” “Last year’s hunting season was the safest on record, thanks to the hundreds of men and women who volunteer their time to teach safety basics to new hunters across New York State,” “ Ritchie said in a news release. “This legislation will recognize volunteers for the work they do to encourage safety and responsibility amongst aspiring hunters, as well as encourage other people to dedicate their time becoming certified hunting safety course instructors, which will make the sport safer for all sportsmen.”

Federal Concerns:

National Association for Gun Rights reports: “Constitutional Carry has caught fire throughout the Republic this year with high profile fights taking place all across the map. Constitutional Carry is the simple idea that law-abiding people shouldn’t be forced to get a government permit before they can defend themselves and that no one should be treated like a criminal simply for exercising their right to self-defense. It’s already law in Vermont, Alaska, Wyoming, Arizona, parts of Montana, and arguably Arkansas. In 2015, another state, Kansas, was added to that list and more states took significant steps in that direction.” Constitutional Carry is on the move!

For Dutchess County Federation of Fish & Game Clubs’ Monthly Report go to:
www.dutchessfishandgame.org.

New York SAFE Act:www.governor.ny.gov/nysafeact/gun-reform.

New York State Police Field Guide to the NYS SAFE Act:
www.nypdcea.org/pdfs/nysp_safe_act_field_guide

New York State Rifle & Pistol Organization’s Legislative Report site-
www.NYSRPA.org....then scroll down to their “Legislative Report”.

Gun Owners of America: www.gunowners.org

New York Firearms: www.nyfirearms.com

Second Amendment Foundation: www.secondamendmentfoundation.com

New York State Conservation Council: Look up bills at-www.NYSCC.com

Legislative Contacts:

New York Senator— 41th District-Sue Serino-serino-serino@nysenate.gov**-LOB Room 617, Albany, N.Y. 12247**

Lalor, Kieran Michael-Assembly-105th. District-Lalork@assembly.state.ny.us

US Congressman Chris Gibson – 19th District –Gibson.house.gov

Barrett, Didi-Assembly – 106 District-Barrett D@assembly.state.ny.us

New York Senator-40 District- Terrance Murphy- murphy@nysenate.gov**-LOB Room 817, Albany, N.Y. 12247-(518)-455-3111**

US Congressman Sean Patrick Mahoney-18th. District-Seanmaloney.house.gov

US Senator Kirsten Gillibrand-www.gillibrand.senate.gov/contact/

US Senator Charles Schumer-www.schumer.senate.gov/contactchuck.cfm

Tracking a State Bill: 518-455-7545

- Note: Bills are tracked when Legislature is in session from January through June of each year. “What to expect in the second year of the two-year session. New York state legislators are elected to a two-year term. On the first day of the new session, most of the previous year’s bills, which remain active at the end of the year, will automatically be carried into the new session, with some exceptions: bills not carried over will include (but are not limited to) those that were chaptered, vetoed, had the enacting clause stricken, or the sponsor is no longer in the Legislature. A bill will retain its bill number assigned to it in the first year of the two-year session. If a bill only passed its own house last year, it must re-pass that house again in the new session, before it can advance to the other house. In general, all active bills will be referred to the original committee, with the exception of Assembly bills which passed only the Assembly last year; these bills will be reported to the Assembly’s third reading calendar*. *Exception: if an Assembly bill had a “Home Rule Request”, that bill will be re-committed, even if it passed the assembly.”(Legislative Rules)

Important Phone Numbers:

NYS Senate (518) 455-2800

NYS Assembly (518) 455-4100

Congress (202) 225-3121

Senate (202) 224-3121

www.ezmemberdirectory.com-provides an app for \$4.95 which allows you to contact State senators and assemblymen/women

Respectfully Submitted,

Paul W. Annetts-M.J.A. (marineactual@gmail.com)/Federation Legislative Vice-President/Board Member & Conservation Awareness Foundation, Inc. Board Member

*******Distributed to member club’s with registered e-mail addresses**