

RESOLUTION OPPOSING RECENTLY ENACTED NEW YORK STATE SENATE BILL S.51001 & NEW YORK STATE ASSEMBLY BILL A.41001 REGULATING LEGALLY AUTHORIZED CONCEALED CARRY GUN PERMITS AND BANNING CONCEALED CARRY IN PUBLIC AS BEING AN UNCONSTITUTIONAL ATTACK UPON THE RIGHTS OF LAW-ABIDING CITIZENS

Offered by: Legislator Dwight M. Healy

WHEREAS, the New York State Legislature recently enacted Senate Bill S.51001 and Assembly Bill A.41001, which, among other things, makes obtaining and retaining a concealed carry gun permit an overly involved, lengthy, and burdensome process and requires citizens to divulge their social media accounts; and

WHEREAS, among the most onerous of its provisions, the new gun control legislation makes it a felony for any individual who has a valid concealed carry permit to bring a handgun into any New York State parks, houses of worship, and restaurants, where residents, businesses, and municipalities operate, live, work, socialize, worship, and pay taxes; and

WHEREAS, this new gun control legislation is the result of a knee-jerk, unvetted, and political reaction to the recent Supreme Court decision, New York State Rifle and Pistol Association, Inc., v. Bruen, and was surreptitiously rushed through the legislature without public discussion, input, or knowledge; and

WHEREAS, the Allegany County Board of Legislators considers this law to be an unconstitutional infringement upon our Second Amendment right for law-abiding citizens to bear arms, and an overt infringement upon freedom and liberty in New York State; and

WHEREAS, this new gun control legislation fails to address the critical problems of crime, illegal firearms, mental health, and substance abuse that New York State residents, businesses, and municipalities face each day; and

WHEREAS, the Allegany County Board of Legislators is strongly against and requests the repeal of the new gun control legislation changes, which requires both New York State citizens and various permit issuing agencies to navigate new regulations riddled with cumbersome, confusing, and redundant barriers of compliance, and which also requires multiple processes of recertification that will only lead to further confusion and create additional record sharing between agencies; now, therefore, be it

RESOLVED:

1. That the Allegany County Board of Legislators strongly opposes the new concealed carry law (S.51001/A.41001), and strongly requests that the New York State Legislature repeal the provision making it a felony for any valid concealed carry pistol permit holders to bring a handgun into any New York State parks, houses of worship, and restaurants.

2. That the Allegany County Board of Legislators strongly opposes the new concealed carry law's (S.51001/A.41001) remaining provisions as they are unconstitutional, and they violate United States law as stated in New York State Rifle and Pistol Association, Inc., v. Bruen.

3. That the Clerk of the Allegany County Board of Legislators shall forward copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, Senator George M. Borrello, Assemblyman Joseph Giglio, and the Inter-County Association of Western New York.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said Board on the **14th day of September 2022**.

Brenda Rigby Riehle Dated at Belmont, New York, this **22nd** day of September 2022
Clerk, Board of Legislators, Allegany County

Moved by: **Healy** Seconded by: **Ricci** VOTE: Ayes: Noes: Absent: Voice: **X**
Absent: Barnes, Havey