



# SAFE ACT Revealed

This document was created by SCOPE to help you understand the Safe Act and how it impacts law abiding New York State citizens. All definitions were taken directly from the actual law text.

## Assault Weapons Definition - by New York State Law:

- **A SEMIAUTOMATIC RIFLE WITH A REMOVABLE MAGAZINE WITH ANY OF THE FOLLOWING:**
  - folding stock, adjustable stock, thumbhole stock
  - second hand grip usable by the non-trigger hand
  - flash suppressor, muzzle break, muzzle compensator, threaded barrel, bayonet lug, grenade launcher or protruding pistol grip.
- **A SEMIAUTOMATIC SHOTGUN WITH:**
  - fixed magazine capacity over 7 rounds
  - with a removable magazine
- **A SEMIAUTOMATIC SHOTGUN WITH ANY OF THE FOLLOWING:**
  - folding stock, adjustable stock
  - second hand grip or a protruding grip usable by the non-trigger hand
- **A SEMIAUTOMATIC PISTOL WITH A REMOVABLE MAGAZINE AND ANY OF THE FOLLOWING:**
  - folding, adjustable, or thumbhole stock
  - second hand grip or a protruding grip usable by the non-trigger hand
  - capacity to attach a magazine outside of pistol grip
  - weight of 50 ounces or more unloaded
  - threaded barrel capable of accepting a
    - barrel extender
    - flash suppressor
    - forward hand grip
    - silencer
- **A SEMIAUTOMATIC VERSION OF AN AUTOMATIC RIFLE, SHOTGUN OR FIREARM**
- **ALL WEAPONS PREVIOUSLY CLASSIFIED AS AN ASSAULT WEAPON PREVIOUS TO THE NY SAFE ACT BY NYS LAW**

## Your Legal Requirement - by New York State Law:

- **IF YOU LEGALLY OWN A RIFLE, SHOTGUN, FIREARM PREVIOUSLY CLASSIFIED AN ASSAULT WEAPON, OR NOW CLASSIFIED AN ASSAULT WEAPON YOU ARE REQUIRED AND SUBJECT TO:**
  - must register all assault weapons with the State Police
  - must renew the registration of all assault weapons every 5 years
- assault weapons may not be transferred to a new owner in the State of New York
- assault weapons may not be inherited.
- assault weapons are confiscated or "turned in" on death of the possessor

# SAFE ACT -Revealed



## Penalty Offenses - by New York State Law:

- **OFFENSE FOR MORE THEN 7 ROUNDS IN A MAGAZINE OR OTHER FEEDING DEVICE IS:**
  - In your home –
    - 1st offense \$200 fine a class B misdemeanor
    - 2nd offense a class B misdemeanor and (3) months imprisonment
  - Outside your home –
    - 1st offense a class B misdemeanor and (6) months imprisonment
    - 2nd offense a class A misdemeanor up to (1) year imprisonment
- **POSSESSION OF A LARGE CAPACITY MAGAZINE IS A CRIMINAL ACT. POSSESSING A LARGE CAPACITY MAGAZINE WITH A CAPACITY OF MORE THAN 10 ROUNDS IS EQUIVALENT TO CRIMINAL POSSESSION OF A FIREARM.**
- **YOU ARE A GUILTY OF A CLASS A MISDEMEANOR FOR FAILING TO SECURELY STORE YOUR WEAPONS TO PREVENT ACCESS BY AN INELIGIBLE PERSON WHO RESIDES IN YOUR HOME.**
- **YOU ARE GUILTY OF A CLASS A MISDEMEANOR FOR FAILING TO REPORT THE LOSS OR THEFT OF AMMUNITION OR FIREARMS TO THE AUTHORITIES WITHIN 24 HOURS.**
- **ALL FIREARMS, RIFLES, SHOTGUNS, REGISTERED ASSAULT WEAPONS MUST BE ACCURATELY INVENTORIED FOR THE ESTATE OF A DECEASE OWNER. ESTATE PLANNERS AND LEGAL PROFESSIONALS ARE LIABLE FOR INACCURATE RECORDS AND MUST SHARE THE INVENTORY WITH THE DIVISION OF CRIMINAL JUSTICE.**

## Permits, Licenses, Gun Sales, Ammo Sales - by New York State Law:

- **ALL AMMUNITION SALES MUST BE MADE BY REGISTERED AMMUNITION SELLERS AND SALES REQUIRE THE FOLLOWING:**
  - all ammunition transfers must be done in person
  - all ammunition transfers require a background check that fulfills the requirements of the State Police
- **ALL AMMUNITION SALES MUST DOCUMENT**
  - amount of ammunition purchased
  - caliber
  - manufacturer and model
  - serial number if available
  - and other distinguishing characteristics
  - all ammunition purchase records must be kept by the seller of ammunition and be subject to inspection by law enforcement
  - straw purchases" of ammunition is a crime
  - no private transfers of ammunition in New York State
  - if the State database or NICS system is able to determine the purchaser is not eligible to possess ammunition or firearms the transfer can not proceed
- if the State database or NICS system is not able to positively identify the purchaser of ammunition as eligible to possess ammunition or firearms the transaction may proceed with the transaction details being transmitted to the State Police.
- **ALL CURRENT FIREARMS LICENSES (PISTOL PERMITS) AND ALL NEW FIREARMS LICENSES AND REGISTRATION (PISTOL PERMITS, ASSAULT WEAPONS REGISTERED) EXPIRE IN (5) YEARS OR LESS AND MUST BE RENEWED BEFORE EXPIRATION OR THE POSSESSOR IS GUILTY OF A CRIMINAL OFFENSE. (CRIMINAL POSSESSION OF A WEAPON, ETC)**
- **RENEWING YOUR FIREARMS LICENSE SUBJECTS YOU TO THE FOLLOWING:**
  - a firearms registry check
  - a criminal background check
  - new photo ID documentation for permit and license
  - updated address information
  - mental health records check

### DEFINITION

- **A LARGE CAPACITY AMMUNITION FEEDING DEVICE IS:**
  - a magazine, clip, stripper clip or any other ammunition feeding device with a capacity greater than 10 rounds



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*SAFE Act research and content contributions by: Tony Leone.*