

1 H.230

2 Representative Donahue of Northfield moves that the bill be amended by
3 striking out all after the enacting clause and inserting in lieu thereof the
4 following:

5 Sec. 1. REPORT ON FIREARMS DEATHS

6 (a) On or before January 15, 2024, the Department of Public Safety, in
7 collaboration with the Office of the Chief Medical Examiner and local law
8 enforcement agencies, shall submit a report to the General Assembly that
9 reviews information from calendar years 2018–2022 regarding all deaths that
10 resulted from firearms. To the extent possible the report shall identify:

11 (1) whether the death was accidental, a homicide, a suicide, or unknown;

12 (2) the type of firearm used and how it was obtained, including whether
13 it was:

14 (A) purchased within 72 hours before the death; and

15 (B) located within premises under a person’s custody and control

16 and, if so:

17 (i) whether it was securely stored; and

18 (ii) whether the premises was the person’s residence;

19 (3) with respect to any death involving a person under 18 years old:

20 (A) the relationship between the owner of the firearm and the
21 deceased person; and

1 (B) the relationship between the owner of the property where the
2 firearm was located and the deceased person; and

3 (4) whether the deceased person was a person who was prohibited from
4 possessing a firearm by state or federal law or by court order.

5 (b)(1) The review required by this section shall rely on all available
6 existing records related to the death and on interviews of any persons identified
7 in existing records as potentially having information about the source of the
8 firearm used in the death if the source is not stated in any existing records.

9 (2) A person providing information in an interview pursuant to this
10 section shall be immune from criminal prosecution for any disclosure of
11 responsive information that indicates criminal activity may have occurred if
12 there is no existing criminal investigation underway at the time of the
13 disclosure. Information provided by a person in an interview pursuant to this
14 section shall not be used in any civil action brought against that person related
15 to the death.

16 (c) On or before January 31, 2024, the Office of Legislative Counsel shall
17 review 2023 federal cases citing *New York State Rifle & Pistol Ass'n, Inc. v.*
18 *Bruen*, 142 S. Ct. 2111 (2022) and provide a summary of U.S. Court of
19 Appeals and U.S. Supreme Court decisions citing *Bruen* to the General
20 Assembly.

- 1 Sec. 2. EFFECTIVE DATE
- 2 This act shall take effect on passage.