

## **DEFENSE OF VOLUNTARY SURRENDER OF A FIREARM**

Under our law, a person is immune from prosecution, meaning that person may not be found guilty of criminal possession of *(specify)* if that person voluntarily surrenders *(specify weapon per Penal Law § 265.20(a)(1))* to *(specify applicable law enforcement official or agency named in Penal Law § 265.20(a)(1)(f))*. A person who possesses *(specify weapon)* and in good faith intends to surrender it to a law enforcement official or department authorized by law to receive it and to do so in accordance with the terms and conditions as may be established by that official or department, but, while in the immediate process of attempting to do so, is arrested for possession of that *(specify weapon)*, may not be found guilty of *(specify)*.