
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 224 Session of
2017

INTRODUCED BY BARTOLOTTA, RESCHENTHALER, SCARNATI, YAW,
HUTCHINSON, STEFANO, WARD, YUDICHAK, WAGNER, DiSANTO, VOGEL,
WHITE, ALLOWAY AND MENSCH, JANUARY 26, 2017

REFERRED TO JUDICIARY, JANUARY 26, 2017

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in firearms and other dangerous
3 articles, further providing for definitions, for licenses,
4 for sale or transfer of firearms, for Pennsylvania State
5 Police, for firearm sales surcharge, for the Firearm Records
6 Check Fund, for licensing of dealers and for administrative
7 regulations.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 6102 of Title 18 of the Pennsylvania
11 Consolidated Statutes is amended by adding a definition to read:

12 § 6102. Definitions.

13 Subject to additional definitions contained in subsequent
14 provisions of this subchapter which are applicable to specific
15 provisions of this subchapter, the following words and phrases,
16 when used in this subchapter shall have, unless the context
17 clearly indicates otherwise, the meanings given to them in this
18 section:

19 * * *

20 "NICS." The National Instant Criminal Background Check

1 System maintained by the Federal Bureau of Investigation in
2 accordance with the Brady Handgun Violence Prevention Act
3 (Public Law 103-159, 107 Stat. 1536).

4 * * *

5 Section 2. Sections 6109(d)(5) and 6111(a), (b), (f), (g)(3)
6 and (j) of Title 18 are amended to read:

7 § 6109. Licenses.

8 * * *

9 (d) Sheriff to conduct investigation.--The sheriff to whom
10 the application is made shall:

11 * * *

12 (5) [conduct a criminal background, juvenile delinquency
13 and mental health check following the procedures set forth in
14 section 6111 (relating to sale or transfer of firearms),
15 receive a unique approval number for that inquiry and record
16 the date and number on the application.] contact the NICS and
17 comply with the requirements of 18 U.S.C. § 922(t) (relating
18 to unlawful acts).

19 * * *

20 § 6111. Sale or transfer of firearms.

21 [(a) Time and manner of delivery.--

22 (1) Except as provided in paragraph (2), no seller shall
23 deliver a firearm to the purchaser or transferee thereof
24 until 48 hours shall have elapsed from the time of the
25 application for the purchase thereof, and, when delivered,
26 the firearm shall be securely wrapped and shall be unloaded.

27 (2) Thirty days after publication in the Pennsylvania
28 Bulletin that the Instantaneous Criminal History Records
29 Check System has been established in accordance with the
30 Brady Handgun Violence Prevention Act (Public Law 103-159, 18

1 U.S.C. § 921 et seq.), no seller shall deliver a firearm to
2 the purchaser thereof until the provisions of this section
3 have been satisfied, and, when delivered, the firearm shall
4 be securely wrapped and shall be unloaded.]

5 (b) Duty of seller.--No licensed importer, licensed
6 manufacturer or licensed dealer shall sell or deliver any
7 firearm to another person, other than a licensed importer,
8 licensed manufacturer, licensed dealer or licensed collector,
9 [until the conditions of subsection (a) have been satisfied and]
10 until he has:

11 (1) For purposes of a firearm as defined in section 6102
12 (relating to definitions), [obtained a completed
13 application/record of sale from the potential buyer or
14 transferee to be filled out in triplicate, the original copy
15 to be sent to the Pennsylvania State Police, postmarked via
16 first class mail, within 14 days of the sale, one copy to be
17 retained by the licensed importer, licensed manufacturer or
18 licensed dealer for a period of 20 years and one copy to be
19 provided to the purchaser or transferee. The form of this
20 application/record of sale shall be no more than one page in
21 length and shall be promulgated by the Pennsylvania State
22 Police and provided by the licensed importer, licensed
23 manufacturer or licensed dealer. The application/record of
24 sale shall include the name, address, birthdate, gender,
25 race, physical description and Social Security number of the
26 purchaser or transferee, the date of the application and the
27 caliber, length of barrel, make, model and manufacturer's
28 number of the firearm to be purchased or transferred. The
29 application/record of sale shall also contain] provided a
30 notice to the potential buyer or transferee that contains the

1 following question:

2 Are you the actual buyer of the firearm(s), as defined
3 under 18 Pa.C.S. § 6102 (relating to definitions), listed
4 on this application/record of sale? Warning: You are not
5 the actual buyer if you are acquiring the firearm(s) on
6 behalf of another person, unless you are legitimately
7 acquiring the firearm as a gift for any of the following
8 individuals who are legally eligible to own a firearm:

- 9 (1) spouse;
- 10 (2) parent;
- 11 (3) child;
- 12 (4) grandparent; or
- 13 (5) grandchild.

14 (1.1) [On the date of publication in the Pennsylvania
15 Bulletin of a notice by the Pennsylvania State Police that
16 the instantaneous records check has been implemented, all of
17 the following shall apply:

18 (i) In the event of an electronic failure under
19 section 6111.1(b)(2) (relating to Pennsylvania State
20 Police) for purposes of a firearm which exceeds the
21 barrel and related lengths set forth in section 6102,
22 obtained a completed application/record of sale from the
23 potential buyer or transferee to be filled out in
24 triplicate, the original copy to be sent to the
25 Pennsylvania State Police, postmarked via first class
26 mail, within 14 days of sale, one copy to be retained by
27 the licensed importer, licensed manufacturer or licensed
28 dealer for a period of 20 years and one copy to be
29 provided to the purchaser or transferee.

30 (ii) The form of the application/record of sale

1 shall be no more than one page in length and shall be
2 promulgated by the Pennsylvania State Police and provided
3 by the licensed importer, licensed manufacturer or
4 licensed dealer.

5 (iii) For purposes of conducting the criminal
6 history, juvenile delinquency and mental health records
7 background check which shall be completed within ten days
8 of receipt of the information from the dealer, the
9 application/record of sale shall include the name,
10 address, birthdate, gender, race, physical description
11 and Social Security number of the purchaser or transferee
12 and the date of application.

13 (iv) No information regarding the type of firearm
14 need be included other than an indication that the
15 firearm exceeds the barrel lengths set forth in section
16 6102.

17 (v) Unless it has been discovered pursuant to a
18 criminal history, juvenile delinquency and mental health
19 records background check that the potential purchaser or
20 transferee is prohibited from possessing a firearm
21 pursuant to section 6105 (relating to persons not to
22 possess, use, manufacture, control, sell or transfer
23 firearms), no information on the application/record of
24 sale provided pursuant to this subsection shall be
25 retained as precluded by section 6111.4 (relating to
26 registration of firearms) by the Pennsylvania State
27 Police either through retention of the application/record
28 of sale or by entering the information onto a computer,
29 and, further, an application/record of sale received by
30 the Pennsylvania State Police pursuant to this subsection

1 shall be destroyed within 72 hours of the completion of
2 the criminal history, juvenile delinquency and mental
3 health records background check.] (Reserved).

4 (1.2) [Fees collected under paragraph (3) and section
5 6111.2 (relating to firearm sales surcharge) shall be
6 transmitted to the Pennsylvania State Police within 14 days
7 of collection.] (Reserved).

8 (1.3) In addition to the criminal penalty under section
9 6119 (relating to violation penalty), any person who
10 knowingly and intentionally [maintains or fails to destroy
11 any information submitted to the Pennsylvania State Police
12 for purposes of a background check pursuant to paragraphs
13 (1.1) and (1.4) or] violates section 6111.4 shall be subject
14 to a civil penalty of \$250 per violation[, entry or failure
15 to destroy.

16 (1.4) Following implementation of the instantaneous
17 records check by the Pennsylvania State Police on or before
18 December 1, 1998, no application/record of sale shall be
19 completed for the purchase or transfer of a firearm which
20 exceeds the barrel lengths set forth in section 6102. A
21 statement shall be submitted by the dealer to the
22 Pennsylvania State Police, postmarked via first class mail,
23 within 14 days of the sale, containing the number of firearms
24 sold which exceed the barrel and related lengths set forth in
25 section 6102, the amount of surcharge and other fees remitted
26 and a list of the unique approval numbers given pursuant to
27 paragraph (4), together with a statement that the background
28 checks have been performed on the firearms contained in the
29 statement. The form of the statement relating to performance
30 of background checks shall be promulgated by the Pennsylvania

1 State Police.]_.

2 (1.5) Contacted the NICS and complied with the
3 requirements of 18 U.S.C. § 922(t) (relating to unlawful
4 acts).

5 (2) Inspected photoidentification of the potential
6 purchaser or transferee, including, but not limited to, a
7 driver's license, official Pennsylvania photoidentification
8 card or official government photoidentification card. In the
9 case of a potential buyer or transferee who is a member of a
10 recognized religious sect or community whose tenets forbid or
11 discourage the taking of photographs of members of that sect
12 or community, a seller shall accept a valid-without-photo
13 driver's license or a combination of documents, as prescribed
14 by the Pennsylvania State Police, containing the applicant's
15 name, address, date of birth and the signature of the
16 applicant.

17 [(3) Requested by means of a telephone call that the
18 Pennsylvania State Police conduct a criminal history,
19 juvenile delinquency history and a mental health record
20 check. The purchaser and the licensed dealer shall provide
21 such information as is necessary to accurately identify the
22 purchaser. The requester shall be charged a fee equivalent to
23 the cost of providing the service but not to exceed \$2 per
24 buyer or transferee.

25 (4) Received a unique approval number for that inquiry
26 from the Pennsylvania State Police and recorded the date and
27 the number on the application/record of sale form.

28 (5) Issued a receipt containing the information from
29 paragraph (4), including the unique approval number of the
30 purchaser. This receipt shall be prima facie evidence of the

1 purchaser's or transferee's compliance with the provisions of
2 this section.

3 (6) Unless it has been discovered pursuant to a criminal
4 history, juvenile delinquency and mental health records
5 background check that the potential purchaser or transferee
6 is prohibited from possessing a firearm pursuant to section
7 6105, no information received via telephone following the
8 implementation of the instantaneous background check system
9 from a purchaser or transferee who has received a unique
10 approval number shall be retained by the Pennsylvania State
11 Police.

12 (7) For purposes of the enforcement of 18 U.S.C. §
13 922(d)(9), (g)(1) and (s)(1) (relating to unlawful acts), in
14 the event the criminal history or juvenile delinquency
15 background check indicates a conviction for a misdemeanor
16 that the Pennsylvania State Police cannot determine is or is
17 not related to an act of domestic violence, the Pennsylvania
18 State Police shall issue a temporary delay of the approval of
19 the purchase or transfer. During the temporary delay, the
20 Pennsylvania State Police shall conduct a review or
21 investigation of the conviction with courts, local police
22 departments, district attorneys and other law enforcement or
23 related institutions as necessary to determine whether or not
24 the misdemeanor conviction involved an act of domestic
25 violence. The Pennsylvania State Police shall conduct the
26 review or investigation as expeditiously as possible. No
27 firearm may be transferred by the dealer to the purchaser who
28 is the subject of the investigation during the temporary
29 delay. The Pennsylvania State Police shall notify the dealer
30 of the termination of the temporary delay and either deny the

1 sale or provide the unique approval number under paragraph
2 (4).]

3 * * *

4 (f) Application of section.--

5 (1) For the purposes of this section only, except as
6 provided by paragraph (2), "firearm" shall mean any weapon
7 which is designed to or may readily be converted to expel any
8 projectile by the action of an explosive or the frame or
9 receiver of any such weapon.

10 (2) The provisions contained in [subsections (a) and]
11 subsection (c) shall only apply to pistols or revolvers with
12 a barrel length of less than 15 inches, any shotgun with a
13 barrel length of less than 18 inches, any rifle with a barrel
14 length of less than 16 inches or any firearm with an overall
15 length of less than 26 inches.

16 (3) The provisions contained in subsection [(a)] (b)
17 (1.5) shall not apply to any law enforcement officer whose
18 current identification as a law enforcement officer shall be
19 construed as a valid license to carry a firearm or any person
20 who possesses a valid license to carry a firearm under
21 section 6109 (relating to licenses).

22 [(4) (i) The provisions of subsection (a) shall not
23 apply to any person who presents to the seller or
24 transferor a written statement issued by the official
25 described in subparagraph (iii) during the ten-day period
26 ending on the date of the most recent proposal of such
27 transfer or sale by the transferee or purchaser stating
28 that the transferee or purchaser requires access to a
29 firearm because of a threat to the life of the transferee
30 or purchaser or any member of the household of that

1 transferee or purchaser.

2 (ii) The issuing official shall notify the
3 applicant's local police authority that such a statement
4 has been issued. In counties of the first class the chief
5 of police shall notify the police station or substation
6 closest to the applicant's residence.

7 (iii) The statement issued under subparagraph (ii)
8 shall be issued by the district attorney, or his
9 designee, of the county of residence if the transferee or
10 purchaser resides in a municipality where there is no
11 chief of police. Otherwise, the statement shall be issued
12 by the chief of police in the municipality in which the
13 purchaser or transferee resides.]

14 (g) Penalties.--

15 * * *

16 (3) Any person, licensed dealer, licensed manufacturer
17 or licensed importer who knowingly and intentionally requests
18 a [criminal history, juvenile delinquency or mental health
19 record check or other confidential information from the
20 Pennsylvania State Police under this chapter] NICS check for
21 any purpose other than compliance with this chapter or
22 knowingly and intentionally disseminates any [criminal
23 history, juvenile delinquency or mental health record]
24 information obtained from a NICS check or other confidential
25 information to any person other than the subject of the
26 information commits a felony of the third degree.

27 * * *

28 (j) Exemption.--

29 (1) The provisions of [subsections (a) and] subsection
30 (b) shall not apply to:

1 (i) sales between Federal firearms licensees; or
2 (ii) the purchase of firearms by a chief law
3 enforcement officer or his designee, for the official use
4 of law enforcement officers.

5 (2) For the purposes of this subsection, the term "chief
6 law enforcement officer" shall include the Commissioner of
7 the Pennsylvania State Police, the chief or head of a police
8 department, a county sheriff or any equivalent law
9 enforcement official.

10 Section 3. Section 6111.1(b)(1), (2) and (3), (c), (e), (i),
11 (j.1), (j.2) and (j.3) of Title 18 are amended and the section
12 is amended by adding a subsection to read:

13 § 6111.1. Pennsylvania State Police.

14 * * *

15 (b) Duty of Pennsylvania State Police.--

16 [(1) Upon receipt of a request for a criminal history,
17 juvenile delinquency history and mental health record check
18 of the potential purchaser or transferee, the Pennsylvania
19 State Police shall immediately during the licensee's call or
20 by return call forthwith:

21 (i) review the Pennsylvania State Police criminal
22 history and fingerprint records to determine if the
23 potential purchaser or transferee is prohibited from
24 receipt or possession of a firearm under Federal or State
25 law;

26 (ii) review the juvenile delinquency and mental
27 health records of the Pennsylvania State Police to
28 determine whether the potential purchaser or transferee
29 is prohibited from receipt or possession of a firearm
30 under Federal or State law; and

1 (iii) inform the licensee making the inquiry either:

2 (A) that the potential purchase or transfer is
3 prohibited; or

4 (B) provide the licensee with a unique approval
5 number.

6 (2) In the event of electronic failure, scheduled
7 computer downtime or similar event beyond the control of the
8 Pennsylvania State Police, the Pennsylvania State Police
9 shall immediately notify the requesting licensee of the
10 reason for and estimated length of the delay. If the failure
11 or event lasts for a period exceeding 48 hours, the dealer
12 shall not be subject to any penalty for completing a
13 transaction absent the completion of an instantaneous records
14 check for the remainder of the failure or similar event, but
15 the dealer shall obtain a completed application/record of
16 sale following the provisions of section 6111(b)(1) and (1.1)
17 (relating to sale or transfer of firearms) as if an
18 instantaneous records check has not been established for any
19 sale or transfer of a firearm for the purpose of a subsequent
20 background check.

21 (3) The Pennsylvania State Police shall fully comply,
22 execute and enforce the directives of this section as
23 follows:

24 (i) The instantaneous background check for firearms
25 as defined in section 6102 (relating to definitions)
26 shall begin on July 1, 1998.

27 (ii) The instantaneous background check for firearms
28 that exceed the barrel lengths set forth in section 6102
29 shall begin on the later of:

30 (A) the date of publication of the notice under

1 section 6111(a)(2); or

2 (B) December 31, 1998.]

3 * * *

4 [(c) Establish a telephone number.--The Pennsylvania State
5 Police shall establish a telephone number which shall be
6 operational seven days a week between the hours of 8 a.m. and 10
7 p.m. local time for purposes of responding to inquiries as
8 described in this section from licensed manufacturers, licensed
9 importers and licensed dealers. The Pennsylvania State Police
10 shall employ and train such personnel as are necessary to
11 administer expeditiously the provisions of this section.]

12 * * *

13 (e) Challenge to records.--

14 (1) Any person who is denied the right to receive, sell,
15 transfer, possess, carry, manufacture or purchase a firearm
16 as a result of the [procedures established by this section]
17 information recorded in a registry of the Pennsylvania State
18 Police may challenge the accuracy of that person's criminal
19 history, juvenile delinquency history or mental health record
20 [pursuant to a denial by the instantaneous records check] by
21 submitting a challenge to the Pennsylvania State Police
22 within 30 days from the date of the denial.

23 (2) The Pennsylvania State Police shall conduct a review
24 of the accuracy of the information forming the basis for the
25 denial and shall have the burden of proving the accuracy of
26 the record. Within 20 days after receiving a challenge, the
27 Pennsylvania State Police shall notify the challenger of the
28 basis for the denial, including, but not limited to, the
29 jurisdiction and docket number of any relevant court decision
30 and provide the challenger an opportunity to provide

1 additional information for the purposes of the review. The
2 Pennsylvania State Police shall communicate its final
3 decision to the challenger within 60 days of the receipt of
4 the challenge. The decision of the Pennsylvania State Police
5 shall include all information which formed a basis for the
6 decision.

7 (3) If the challenge is ruled invalid, the person shall
8 have the right to appeal the decision to the Attorney General
9 within 30 days of the decision. The Attorney General shall
10 conduct a hearing de novo in accordance with the
11 Administrative Agency Law. The burden of proof shall be upon
12 the Commonwealth.

13 (4) The decision of the Attorney General may be appealed
14 to the Commonwealth Court by an aggrieved party.

15 (5) Pursuant to the memorandum of understanding under
16 subsection (j.4), the Pennsylvania State Police shall report
17 to the National Instant Criminal Background Check System
18 Index, Denied Persons File, the name and other available
19 identifying information of any person who successfully
20 challenges the accuracy of that person's criminal history,
21 juvenile delinquency history or mental health record under
22 this subsection.

23 * * *

24 [(i) Reports.--The Pennsylvania State Police shall annually
25 compile and report to the General Assembly, on or before
26 December 31, the following information for the previous year:

27 (1) number of firearm sales, including the types of
28 firearms;

29 (2) number of applications for sale of firearms denied,
30 number of challenges of the denials and number of final

1 reversals of initial denials;

2 (3) summary of the Pennsylvania State Police's
3 activities, including the average time taken to complete a
4 criminal history, juvenile delinquency history or mental
5 health record check; and

6 (4) uniform crime reporting statistics compiled by the
7 Pennsylvania State Police based on the National Incident-
8 based Reporting System.]

9 * * *

10 [(j.1) Delinquency and mental health records.--The
11 provisions of this section which relate to juvenile delinquency
12 and mental health records checks shall be applicable when the
13 data has been made available to the Pennsylvania State Police
14 but not later than October 11, 1999.

15 (j.2) Records check.--The provisions of this section which
16 relate to the instantaneous records check conducted by telephone
17 shall be applicable 30 days following notice by the Pennsylvania
18 State Police pursuant to section 6111(a)(2).]

19 (j.3) Immunity.--[The Pennsylvania State Police and its
20 employees shall be immune from actions for damages for the use
21 of a firearm by a purchaser or for the unlawful transfer of a
22 firearm by a dealer unless the act of the Pennsylvania State
23 Police or its employees constitutes a crime, actual fraud,
24 actual malice or willful misconduct.] Unless an act of the
25 Pennsylvania State Police or its employees constitutes a crime,
26 actual fraud, actual malice or willful misconduct, the
27 Pennsylvania State Police and its employees shall be immune from
28 actions for damages for:

29 (1) the use of a firearm by a purchaser or lawful owner;
30 or

1 (2) the unlawful transfer of a firearm by a dealer.

2 (j.4) Report to NICS.--

3 (1) The Pennsylvania State Police shall, in accordance
4 with Federal and State law regarding confidentiality, enter
5 into a memorandum of understanding with the Federal Bureau of
6 Investigation for the purpose of implementing the NICS in
7 this Commonwealth. The Pennsylvania State Police shall report
8 to the National Instant Criminal Background Check System
9 Index, Denied Persons File, the name, date of birth and
10 physical description of any person who:

11 (i) under section 6105, may not possess, use,
12 control, sell, transfer or manufacture a firearm in this
13 Commonwealth; or

14 (ii) was previously reported under paragraph (1) or
15 any predecessor statute or agreement and may currently
16 possess, use, control, sell, transfer or manufacture a
17 firearm in this Commonwealth.

18 (2) The Pennsylvania State Police shall report to the
19 National Instant Criminal Background Check System Index all
20 records relating to a disqualification to possess firearms
21 for any individual pursuant to 23 Pa.C.S. § 6108 (relating to
22 relief), including a change in disqualification status in the
23 event a court modifies, amends or terminates an order under
24 23 Pa.C.S. § 6108.

25 (3) The Pennsylvania State Police shall, as soon as
26 possible but within 72 hours of receipt, report,
27 electronically or otherwise, to the NICS any record relevant
28 to a determination of whether a person is disqualified from
29 possessing or receiving a firearm under 18 U.S.C. § 922(g) (8)
30 or (9) (relating to unlawful acts) and any record relevant to

1 a determination of whether a person is not disqualified or is
2 no longer disqualified from possessing or receiving a firearm
3 under 18 U.S.C. § 922(g) (8) or (9).

4 * * *

5 Section 4. Sections 6111.2 and 6111.3 of Title 18 are
6 repealed:

7 [§ 6111.2. Firearm sales surcharge.

8 (a) Surcharge imposed.--There is hereby imposed on each sale
9 of a firearm subject to tax under Article II of the act of March
10 4, 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971, an
11 additional surcharge of \$3. This shall be referred to as the
12 Firearm Sale Surcharge. All moneys received from this surcharge
13 shall be deposited in the Firearm Instant Records Check Fund.

14 (b) Increases or decreases.--Five years from the effective
15 date of this subsection, and every five years thereafter, the
16 Pennsylvania State Police shall provide such information as
17 necessary to the Legislative Budget and Finance Committee for
18 the purpose of reviewing the need to increase or decrease the
19 instant check fee. The committee shall issue a report of its
20 findings and recommendations to the General Assembly for a
21 statutory change in the fee.

22 (c) Revenue sources.--Funds received under the provisions of
23 this section and section 6111(b) (3) (relating to sale or
24 transfer of firearms), as estimated and certified by the
25 Secretary of Revenue, shall be deposited within five days of the
26 end of each quarter into the fund.

27 (d) Definition.--As used in this section only, the term
28 "firearm" shall mean any weapon which is designed to or may
29 readily be converted to expel any projectile by the action of an
30 explosion or the frame or receiver of any such weapon.

1 § 6111.3. Firearm Records Check Fund.

2 (a) Establishment.--The Firearm Records Check Fund is hereby
3 established as a restricted account in the State Treasury,
4 separate and apart from all other public money or funds of the
5 Commonwealth, to be appropriated annually by the General
6 Assembly, for use in carrying out the provisions of section 6111
7 (relating to firearm ownership). The moneys in the fund on June
8 1, 1998, are hereby appropriated to the Pennsylvania State
9 Police.

10 (b) Source.--The source of the fund shall be moneys
11 collected and transferred under section 6111.2 (relating to
12 firearm sales surcharge) and moneys collected and transferred
13 under section 6111(b)(3).]

14 Section 5. Sections 6113(a) and 6124 of Title 18 are amended
15 to read:

16 § 6113. Licensing of dealers.

17 (a) General rule.--The chief or head of any police force or
18 police department of a city, and, elsewhere, the sheriff of the
19 county, shall grant to reputable applicants licenses, in form
20 prescribed by the Pennsylvania State Police, effective for three
21 years from date of issue, permitting the licensee to sell
22 firearms direct to the consumer, subject to the following
23 conditions in addition to those specified in section 6111
24 (relating to sale or transfer of firearms), for breach of any of
25 which the license shall be forfeited and the licensee subject to
26 punishment as provided in this subchapter:

27 (1) The business shall be carried on only upon the
28 premises designated in the license or at a lawful gun show or
29 meet.

30 (2) The license, or a copy thereof, certified by the

1 issuing authority, shall be displayed on the premises where
2 it can easily be read.

3 (3) No firearm shall be sold in violation of any
4 provision of this subchapter.

5 (4) No firearm shall be sold under any circumstances
6 unless the purchaser is personally known to the seller or
7 shall present clear evidence of the purchaser's identity.

8 (5) [A true record in triplicate shall be made of every
9 firearm sold, in a book kept for the purpose, the form of
10 which may be prescribed by the Pennsylvania State Police, and
11 shall be personally signed by the purchaser and by the person
12 effecting the sale, each in the presence of the other, and
13 shall contain the information required by section 6111. The
14 record shall be maintained by the licensee for a period of 20
15 years.] (Reserved).

16 (6) No firearm as defined in section 6102 (relating to
17 definitions) shall be displayed in any part of any premises
18 where it can readily be seen from the outside. In the event
19 that the Commissioner of the Pennsylvania State Police shall
20 find a clear and present danger to public safety within this
21 Commonwealth or any area thereof, firearms shall be stored
22 and safeguarded pursuant to regulations to be established by
23 the Pennsylvania State Police by the licensee during the
24 hours when the licensee is closed for business.

25 (7) The dealer shall possess all applicable current
26 revenue licenses.

27 * * *

28 § 6124. Administrative regulations.

29 The commissioner may establish form specifications and
30 regulations, consistent with section 6109(c) (relating to

1 licenses), with respect to uniform forms control, including the
2 following:

3 (1) License to carry firearms.

4 (2) Firearm registration.

5 (3) Dealer's license.

6 [(4) Application for purchase of a firearm.

7 (5) Record of sale of firearms.]

8 Section 6. This act shall take effect in 180 days.