

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1445 Session of
2013

INTRODUCED BY K. BOYLE, ROZZI, COHEN, YOUNGBLOOD, SCHLOSSBERG,
SANTARSIERO, BROWNLEE, MCGEEHAN, MOUL, ROEBUCK, THOMAS,
V. BROWN, FRANKEL, MCCARTER, SIMS AND B. BOYLE, MAY 28, 2013

REFERRED TO COMMITTEE ON JUDICIARY, MAY 28, 2013

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for Pennsylvania
3 State Police and for licensing of dealers.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 6111.1(b)(1) of Title 18 of the
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 6111.1. Pennsylvania State Police.

9 * * *

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

11 (1) Upon receipt of a request for a criminal history,
12 juvenile delinquency history and mental health record check
13 of the potential purchaser [or], transferee[,] or dealer or
14 employee of a dealer, the Pennsylvania State Police shall
15 immediately during the licensee's call or by return call
16 forthwith:

17 (i) review the Pennsylvania State Police criminal

1 history and fingerprint records to determine if the
2 potential purchaser or transferee is prohibited from
3 receipt or possession of a firearm under Federal or State
4 law;

5 (ii) review the juvenile delinquency and mental
6 health records of the Pennsylvania State Police to
7 determine whether the potential purchaser or transferee
8 is prohibited from receipt or possession of a firearm
9 under Federal or State law; and

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

11 (A) that the potential purchase or transfer is
12 prohibited; or

13 (B) provide the licensee with a unique approval
14 number.

15 * * *

16 Section 2. Section 6113(a) of Title 18 is amended by adding
17 a paragraph to read:

18 § 6113. Licensing of dealers.

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

29 * * *

30 (8) The dealer and an employee of a dealer who will

1 engage in the sale of firearms undergo a background check as
2 provided under this chapter.

3 * * *

4 Section 3. This act shall take effect in 60 days.