

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1750 Session of
1997

INTRODUCED BY DeLUCA, M. COHEN, C. WILLIAMS, CURRY, YOUNGBLOOD
AND HENNESSEY, SEPTEMBER 4, 1997

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 4, 1997

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, further providing for possession of
3 firearms by minors and revoking the firearm license for
4 certain offenders.

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

7 Section 1. Section 6110.1 of Title 18 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 6110.1. Possession of firearm by minor.

10 (a) Firearm.--Except as provided in subsection (b), a person
11 under 18 years of age shall not possess or transport a firearm
12 anywhere in this Commonwealth.

13 (b) Exception.--Subsection (a) shall not apply to a person
14 under 18 years of age:

15 (1) who is under the supervision of a parent,
16 grandparent, legal guardian or an adult acting with the
17 expressed consent of the minor's custodial parent or legal
18 guardian and the minor is engaged in lawful activity,

1 including safety training, lawful target shooting, engaging
2 in an organized competition involving the use of a firearm or
3 the firearm is unloaded and the minor is transporting it for
4 a lawful purpose; or

5 (2) who is lawfully hunting or trapping in accordance
6 with 34 Pa.C.S. (relating to game).

7 (c) Responsibility of adult.--Any person who knowingly and
8 intentionally delivers or provides to the minor a firearm in
9 violation of subsection (a) commits a felony of the third
10 degree.

11 (d) Forfeiture.--Any firearm in the possession of a person
12 under 18 years of age in violation of this section shall be
13 promptly seized by the arresting law enforcement officer and
14 upon conviction or adjudication of delinquency shall be
15 forfeited or, if stolen, returned to the lawful owner[.] unless
16 such owner has delivered or provided a firearm to a minor or
17 negligently permits a minor to possess a firearm, in such case
18 the firearm shall be forfeited to the Commonwealth for
19 destruction.

20 (e) Revocation of license.--Any adult who through his
21 intentional or negligent conduct allows or permits a minor to
22 possess or come into possession of a firearm shall have his
23 firearm license revoked and shall not be eligible to obtain
24 another license for a period of five years.

25 Section 2. This act shall take effect in 60 days.