

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2631 Session of
2004

INTRODUCED BY WILLIAMS, JAMES, KIRKLAND, LaGROTTA, PISTELLA,
ROEBUCK, STETLER, WATERS AND WHEATLEY, MAY 24, 2004

REFERRED TO COMMITTEE ON JUDICIARY, MAY 24, 2004

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, providing for registry for lost or
3 stolen firearms and for failure to report lost or stolen
4 firearm.

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

7 Section 1. Section 6111.1(b) of Title 18 of the Pennsylvania
8 Consolidated Statutes is amended by adding a paragraph to read:

9 § 6111.1. Pennsylvania State Police.

10 * * *

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

12 * * *

13 (5) The Pennsylvania State Police shall maintain a
14 registry of all firearms reported lost or stolen in this
15 Commonwealth. The registry shall contain, if available, the
16 manufacturer, model, caliber, serial number and any other
17 identifying information concerning any firearm reported lost
18 or stolen, as well as the name of the lawful owner of the

1 firearm. If a firearm is reported stolen to a local law
2 enforcement agency, that agency shall collect the required
3 information and shall submit it to the Pennsylvania State
4 Police within 24 hours.

5 * * *

6 Section 2. Section 6111.4 of Title 18 is amended to read:

7 § 6111.4. Registration of firearms.

8 Notwithstanding any section of this chapter to the contrary,
9 nothing in this chapter shall be construed to allow any
10 government or law enforcement agency or any agent thereof to
11 create, maintain or operate any registry of firearm ownership
12 within this Commonwealth, other than a registry of firearms
13 reported lost or stolen under section 6111.1(b)(5) (relating to
14 Pennsylvania State Police). For the purposes of this section
15 only, the term "firearm" shall include any weapon that is
16 designed to or may readily be converted to expel any projectile
17 by the action of an explosive or the frame or receiver of any
18 such weapon.

19 Section 3. Title 18 is amended by adding a section to read:

20 § 6127. Failure to report lost or stolen firearm and notice of
21 multiple purchase reporting.

22 (a) Offense defined.--A person who is the owner of a firearm
23 that is lost or stolen and who fails, within 24 hours after the
24 theft or loss is discovered, to report the loss or theft to an
25 appropriate local law enforcement official commits a summary
26 offense, punishable by a fine of up to \$500. A person who is
27 found to intentionally fail to report a theft or loss commits a
28 misdemeanor of the first degree for a first offense and a felony
29 of the third degree for any subsequent offense.

30 (b) Duty to forward report to sheriff.--A local law

1 enforcement official, or his designee, who receives a report
2 under subsection (a) shall forward a copy of the report to the
3 sheriff of the county in which the complainant or victim resides
4 within 24 hours.

5 (c) Order.--Notwithstanding any other penalty prescribed by
6 law, the court may enter an order prohibiting a person convicted
7 for a violation of this section from the purchase or any other
8 method of acquiring any firearm for a period of six months. Any
9 order entered pursuant to this section shall be transmitted to
10 the Pennsylvania State Police within 24 hours.

11 Section 5. This act shall take effect in 60 days.