

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 387 Session of
2009

INTRODUCED BY HARHART, STEVENSON, BRENNAN, PHILLIPS, BEYER,
GINGRICH, GROVE, HENNESSEY, KORTZ, LONGIETTI, MANN, MILLER,
PICKETT, SIPTROTH, STABACK, SWANGER, VULAKOVICH AND MURT,
FEBRUARY 13, 2009

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, APRIL 20, 2010

AN ACT

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

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

6 Section 1. Section 6111.1(f) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended by adding paragraphs A
8 PARAGRAPH to read: ←

9 § 6111.1. Pennsylvania State Police.

10 * * *

11 (f) Notification of mental health adjudication, treatment,
12 commitment, drug use or addiction.--

13 * * *

14 ~~(4) Within two business days of receipt of a~~ ←
15 ~~notification under paragraph (1), the Pennsylvania State~~
16 ~~Police shall notify the subject of the adjudication,~~
17 ~~commitment or treatment~~ NOTWITHSTANDING ANY STATUTE TO THE ←

1 CONTRARY, JUDGES OF THE COURTS OF COMMON PLEAS SHALL, WITHIN
2 15 DAYS OF AN ADJUDICATION OR INVOLUNTARY COMMITMENT, GIVE
3 WRITTEN NOTICE TO ANY INDIVIDUAL IDENTIFIED IN PARAGRAPH (1)
4 (I) of the following:

5 (i) The ~~subject~~ INDIVIDUAL is prohibited from ←
6 possession of firearms under the provisions of this
7 chapter.

8 (ii) The ~~subject~~ INDIVIDUAL has a reasonable period ←
9 of time, not to exceed 60 days from the date of the
10 imposition of the disability, in which to sell or
11 transfer the ~~subject's~~ INDIVIDUAL'S firearms to another ←
12 eligible person who is not a member of the prohibited
13 person's household.

14 (iii) The ~~subject's~~ INDIVIDUAL'S firearm rights may ←
15 be restored under section 6105(f)(1) (relating to persons
16 not to possess, use, manufacture, control, sell or
17 transfer firearms).

18 ~~(5) The notification provided to the subject of the~~ ←
19 ~~adjudication, commitment or treatment under paragraph (4)~~
20 ~~shall be sent by certified mail.~~

21 * * *

22 Section 2. This act shall take effect in 90 days.