

AMENDMENTS TO HOUSE BILL NO. 80

Sponsor: SENATOR FARNESE

Printer's No. 4248

1 Amend Bill, page 1, line 4, by inserting after "metal;"
2 further providing for the offense of carrying firearms on
3 public streets or public property in Philadelphia

4 Amend Bill, page 4, by inserting between lines 2 and 3

5 Section 3. Section 6108 of Title 18 is amended to read:
6 § 6108. Carrying firearms on public streets or public property
7 in Philadelphia.

8 (a) General rule.--No person shall carry a firearm[, rifle
9 or shotgun] at any time upon the public streets or upon any
10 public property in a city of the first class unless:

11 (1) [such] the person is licensed to carry a firearm; or

12 (2) [such] the person is exempt from licensing under
13 section 6106(b) of this title (relating to firearms not to be
14 carried without a license).

15 (b) Mandatory sentence.--

16 (1) Notwithstanding any other provision of law, if the
17 person in possession of a firearm at the time of arrest for a
18 violation of this section is not the lawful owner of the
19 firearm, then the offense shall be graded as a felony of the
20 third degree and, upon conviction, the person shall be
21 sentenced to a minimum sentence of at least two years of
22 total confinement.

23 (2) A person sentenced under this subsection shall not
24 be eligible for parole, probation, work release or furlough.

25 (3) This subsection shall not apply to any person who is
26 otherwise eligible to possess a firearm under this chapter
27 and who is operating a motor vehicle which is registered in
28 the person's name or the name of a spouse or parent and which
29 contains a firearm for which a valid license has been issued
30 pursuant to section 6109 (relating to licenses) to the spouse
31 or parent owning the firearm.

32 (c) Definition.--For the purposes of this section, the term
33 "firearm" shall include any weapon which is designed to or may
34 readily be converted to expel any projectile by the action of an
35 explosive or the frame or receiver of the weapon.

36 Amend Bill, page 4, line 3, by striking out "3" and inserting

