

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2702 Session of
1994

INTRODUCED BY OLIVER, GODSHALL, REBER, McCALL, McGEEHAN,
DONATUCCI, O'BRIEN, JOSEPHS, CARN, BISHOP, THOMAS AND
MANDERINO, APRIL 13, 1994

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 13, 1994

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, restricting the possession of
3 firearms.

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

6 Section 1. Title 18 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 6110.1. Possession of firearm restricted.

9 (a) General rule.--It shall be unlawful for any person 17
10 years of age or younger to possess a firearm.

11 (b) Exceptions.--The provision of subsection (a) shall not
12 apply to:

13 (1) Any person 17 years of age or younger who is:

14 (i) in attendance at a hunter's safety course or a
15 firearms safety course;

16 (ii) engaging in practice in the use of a firearm or
17 target shooting at an established range or any other area
18 where the discharge of a firearm is not prohibited;

1 (iii) engaging in an organized competition involving
2 the use of a firearm or participating in or practicing
3 for a performance by an organized group as determined by
4 the Internal Revenue Service which uses firearms as a
5 part of such performance;

6 (iv) hunting or trapping pursuant to a valid license
7 issued to such person; or

8 (v) traveling with any firearm in that person's
9 possession being unloaded to or from any activity
10 described in subparagraph (i), (ii), (iii) or (iv).

11 (2) Any person 17 years of age or younger who is on real
12 property under the control of such person's parent, legal
13 guardian or grandparent and who has the permission of such
14 person's parent, legal guardian or grandparent to possess a
15 handgun.

16 (c) Definition.--As used in this section, the term "firearm"
17 means any pistol or revolver with a barrel less than 15 inches,
18 any shotgun with a barrel less than 18 inches or any rifle with
19 a barrel less than 16 inches or any pistol, revolver, rifle or
20 shotgun with an overall length of less than 26 inches. The
21 barrel length of a firearm shall be determined by measuring from
22 the muzzle of the barrel to the face of the closed action, bolt
23 or cylinder, whichever is applicable.

24 (d) Penalty.--

25 (1) A person 17 years of age or younger commits a felony
26 of the second degree if such person possesses a firearm on
27 school property.

28 (2) In all other cases, the person 17 years of age or
29 younger who possesses a firearm commits a misdemeanor of the
30 second degree.

1 Section 2. This act shall take effect immediately.