

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2224 Session of
2008

INTRODUCED BY J. TAYLOR, PETRONE, KENNEY, CALTAGIRONE, CIVERA,
GINGRICH, HELM, JOSEPHS, W. KELLER, KILLION, McGEEHAN, MELIO,
MICOZZIE, R. MILLER, MURT, MYERS, M. O'BRIEN, REICHLEY,
RUBLEY, SABATINA AND SONNEY, FEBRUARY 5, 2008

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 5, 2008

AN ACT

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

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

6 Section 1. Section 6111.1(k) of Title 18 of the Pennsylvania
7 Consolidated Statutes is amended and the section is amended by
8 adding a subsection to read:

9 § 6111.1. Pennsylvania State Police.

10 * * *

11 (j.4) Illegal transfers.--The Pennsylvania State Police, in
12 order to investigate and initiate proceedings for any firearm
13 offense, shall be authorized to compile, analyze and use
14 information from all of the following sources:

15 (1) An application/record of sale or information
16 retained from an application/record of sale sent to the
17 Pennsylvania State Police pursuant to section 6111(b)(1).

1 (2) (i) An application/record of sale or information
2 retained from an application/record of sale sent to the
3 Pennsylvania State Police pursuant to section
4 6111(b)(1.1)(i).

5 (ii) Nothing in this paragraph shall be construed to
6 authorize the retention of information in violation of
7 section 6111(b)(1.1)(v).

8 (3) (i) A report of multiple sales or dispositions
9 received pursuant to 18 U.S.C. § 923(g)(3) (relating to
10 licensing).

11 (ii) Nothing in this paragraph shall be construed to
12 authorize the retention of information in violation of 18
13 U.S.C. § 923(g)(3)(B).

14 (k) Definitions.--As used in this section, the following
15 words and phrases shall have the meanings given to them in this
16 subsection:

17 "Firearm." The term shall have the same meaning as in
18 section 6111.2 (relating to firearm sales surcharge).

19 "Firearm offense." An offense under any of the following
20 provisions of this title:

21 (1) Chapter 39 (relating to theft and related offenses)
22 if the property stolen is a firearm.

23 (2) Section 6105 (relating to persons not to possess,
24 use, manufacture, control, sell or transfer firearms).

25 (3) Section 6111.

26 "Physician." Any licensed psychiatrist or clinical
27 psychologist as defined in the act of July 9, 1976 (P.L.817,
28 No.143), known as the Mental Health Procedures Act.

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