
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2145 Session of
2019

INTRODUCED BY HOWARD, RABB, SCHLOSSBERG, SHUSTERMAN, DONATUCCI,
McNEILL, KINSEY, VITALI, WILLIAMS AND WARREN,
DECEMBER 18, 2019

REFERRED TO COMMITTEE ON JUDICIARY, DECEMBER 18, 2019

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in firearms and other dangerous
3 articles, providing for the offense of carrying firearms
4 while under the influence of alcohol.

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

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

9 § 6108.1. Carrying firearms while under the influence of
10 alcohol.

11 (a) Offense defined.--It shall be unlawful for a person who
12 holds a license issued under this chapter to carry a firearm on
13 or about the person to carry a firearm after imbibing a
14 sufficient amount of alcohol such that the alcohol concentration
15 in the person's blood or breath is at least 0.08%.

16 (b) Grading.--

17 (1) A person who violates subsection (a) commits a
18 summary offense and shall, upon conviction, be sentenced to

1 pay a fine of \$100. A first offense may also result in the
2 suspension of the license issued under this chapter for a
3 period not to exceed three years.

4 (2) A second or subsequent offense under subsection (a)
5 constitutes a misdemeanor of the third degree and shall be
6 punishable by a fine of \$500. A second or subsequent offense
7 shall also result in the suspension of the license issued
8 under this chapter for a period of at least three years or in
9 the permanent revocation of the license.

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