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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1445 Session of  
2013

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INTRODUCED BY K. BOYLE, DEAN, MUNDY, O'BRIEN, B. BOYLE,  
SCHLOSSBERG, BRIGGS, V. BROWN, YOUNGBLOOD, CLAY, SIMS, COHEN,  
FRANKEL, ROEBUCK, STURLA, BROWNLEE, THOMAS, KINSEY, MCGEEHAN,  
MCCARTER AND DAVIDSON, MAY 28, 2013

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REFERRED TO COMMITTEE ON JUDICIARY, MAY 28, 2013

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AN ACT

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

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

6 Section 1. Section 6111.1(b)(1) of Title 18 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 6111.1. Pennsylvania State Police.

9 \* \* \*

10 (b) Duty of Pennsylvania State Police.--

11 (1) Upon receipt of a request for a criminal history,  
12 juvenile delinquency history and mental health record check  
13 of the potential purchaser [or], transferee[,] or dealer or  
14 employee of a dealer, the Pennsylvania State Police shall  
15 immediately during the licensee's call or by return call  
16 forthwith:

17 (i) review the Pennsylvania State Police criminal

1 history and fingerprint records to determine if the  
2 potential purchaser or transferee is prohibited from  
3 receipt or possession of a firearm under Federal or State  
4 law;

5 (ii) review the juvenile delinquency and mental  
6 health records of the Pennsylvania State Police to  
7 determine whether the potential purchaser or transferee  
8 is prohibited from receipt or possession of a firearm  
9 under Federal or State law; and

10 (iii) inform the licensee making the inquiry either:

11 (A) that the potential purchase or transfer is  
12 prohibited; or

13 (B) provide the licensee with a unique approval  
14 number.

15 \* \* \*

16 Section 2. Section 6113(a) of Title 18 is amended by adding  
17 a paragraph to read:

18 § 6113. Licensing of dealers.

19 (a) General rule.--The chief or head of any police force or  
20 police department of a city, and, elsewhere, the sheriff of the  
21 county, shall grant to reputable applicants licenses, in form  
22 prescribed by the Pennsylvania State Police, effective for three  
23 years from date of issue, permitting the licensee to sell  
24 firearms direct to the consumer, subject to the following  
25 conditions in addition to those specified in section 6111  
26 (relating to sale or transfer of firearms), for breach of any of  
27 which the license shall be forfeited and the licensee subject to  
28 punishment as provided in this subchapter:

29 \* \* \*

30 (8) The dealer and an employee of a dealer who will

1 engage in the sale of firearms undergo a background check as  
2 provided under this chapter.

3 \* \* \*

4 Section 3. This act shall take effect in 60 days.