
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1266 Session of
2018

INTRODUCED BY HUGHES, FONTANA, SCHWANK, FARNESE, COSTA AND
BLAKE, SEPTEMBER 28, 2018

REFERRED TO JUDICIARY, SEPTEMBER 28, 2018

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in general provisions, further
3 providing for definitions; in inchoate crimes, further
4 providing for prohibited offensive weapons; in assault,
5 further providing for discharge of firearm into an occupied
6 structure; in theft and related offenses, further providing
7 for definitions; in riot, disorderly conduct and related
8 offenses, further providing for prohibiting of paramilitary
9 training; in firearms and other dangerous articles, further
10 providing for definitions, for persons not to possess, use,
11 manufacture, control, sell or transfer firearms, for firearms
12 not to be carried without a license, for prohibited conduct
13 during emergency, providing for 3-D firearms, further
14 providing for sale or transfer of firearms, for firearm sales
15 surcharge, for registration of firearms and for licensing of
16 dealers.

17 The General Assembly of the Commonwealth of Pennsylvania
18 hereby enacts as follows:

19 Section 1. Section 103 of Title 18 of the Pennsylvania
20 Consolidated Statutes is amended by adding definitions to read:
21 § 103. Definitions.

22 Subject to additional definitions contained in subsequent
23 provisions of this title which are applicable to specific
24 provisions of this part, the following words and phrases when
25 used in this title shall have, unless the context clearly

1 indicates otherwise, the meanings given to them in this section:

2 "3-D printed firearm." Any computer or other electronic file
3 distributed for any firearm or part of a firearm that is
4 intended or capable of being manufactured or printed by a 3-D
5 printer.

6 "3-D printer." A computer-driven or otherwise electronic
7 machine capable of producing a three-dimensional object from a
8 digital model.

9 * * *

10 Section 2. The definition of "firearm" in section 908(c) of
11 Title 18 is amended to read:

12 § 908. Prohibited offensive weapons.

13 * * *

14 (c) 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." Any weapon, including a 3-D printed firearm,
18 which is designed to or may readily be converted to expel any
19 projectile by the action of an explosive or the frame or
20 receiver of any such weapon.

21 * * *

22 Section 3. The definition of "firearm" in section 2707.1(d)
23 of Title 18 is amended to read:

24 § 2707.1. Discharge of a firearm into an occupied structure.

25 * * *

26 (d) Definitions.--As used in this section, the following
27 words and phrases shall have the meanings given to them in this
28 subsection:

29 "Firearm." Any weapon, including a 3-D printed firearm,
30 which is designed to or may readily be converted to expel any

1 projectile by the action of an explosion or the frame or
2 receiver of any such weapon.

3 * * *

4 Section 4. The definition of "firearm" in section 3901 of
5 Title 18 is amended to read:

6 § 3901. Definitions.

7 Subject to additional definitions contained in subsequent
8 provisions of this chapter which are applicable to specific
9 provisions of this chapter, the following words and phrases when
10 used in this chapter shall have, unless the context clearly
11 indicates otherwise, the meanings given to them in this section:

12 * * *

13 "Firearm." Any weapon, including a 3-D printed firearm, that
14 is designed to or may readily be converted to expel any
15 projectile by the action of an explosive or the frame or
16 receiver of any such weapon.

17 * * *

18 Section 5. The definition of "firearm" in section 5515(a) of
19 Title 18 is amended to read:

20 § 5515. Prohibiting of paramilitary training.

21 (a) Definitions.--As used in this section the following
22 words and phrases shall have the meanings given to them in this
23 subsection:

24 * * *

25 "Firearm." Any weapon, including a 3-D printed firearm,
26 which is designed to or may readily be converted to expel any
27 projectile by the action of an explosive; or the frame or
28 receiver of any such weapon.

29 * * *

30 Section 6. The definition of "firearm" in section 6102 of

1 Title 18 is amended to read:

2 § 6102. Definitions.

3 Subject to additional definitions contained in subsequent
4 provisions of this subchapter which are applicable to specific
5 provisions of this subchapter, the following words and phrases,
6 when used in this subchapter shall have, unless the context
7 clearly indicates otherwise, the meanings given to them in this
8 section:

9 * * *

10 "Firearm." Any pistol or revolver with a barrel length less
11 than 15 inches, any shotgun with a barrel length less than 18
12 inches or any rifle with a barrel length less than 16 inches, or
13 any pistol, revolver, rifle or shotgun with an overall length of
14 less than 26 inches. The barrel length of a firearm shall be
15 determined by measuring from the muzzle of the barrel to the
16 face of the closed action, bolt or cylinder, whichever is
17 applicable. The term shall include a 3-D printed firearm.

18 * * *

19 Section 7. Sections 6105(i) and 6106(e)(1) of Title 18 are
20 amended to read:

21 § 6105. Persons not to possess, use, manufacture, control, sell
22 or transfer firearms.

23 * * *

24 (i) Firearm.--As used in this section only, the term
25 "firearm" shall include any weapons, including a 3-D printed
26 firearm, which are designed to or may readily be converted to
27 expel any projectile by the action of an explosive or the frame
28 or receiver of any such weapon.

29 * * *

30 § 6106. Firearms not to be carried without a license.

1 * * *

2 (e) Definitions.--

3 (1) For purposes of subsection (b) (3), (4), (5), (7) and
4 (8), the term "firearm" shall include any weapon, including a
5 3-D printed firearm, which is designed to or may readily be
6 converted to expel any projectile by the action of an
7 explosive or the frame or receiver of the weapon.

8 * * *

9 Section 8. The definition of "firearm" in section 6107(c) of
10 Title 18 is amended to read:

11 § 6107. Prohibited conduct during emergency.

12 * * *

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

16 * * *

17 "Firearm." The term includes any weapon, including a 3-D
18 printed firearm, that is designed to or may readily be converted
19 to expel any projectile by the action of an explosive or the
20 frame or receiver of any weapon.

21 Section 9. Title 18 is amended by adding a section to read:

22 § 6110.3. 3-D firearms.

23 (a) General Rule.--No person may use a 3-D printer to create
24 a firearm or any piece or part of a firearm unless the person
25 possesses a license to manufacture firearms under 18 U.S.C. §
26 923(a) (relating to licensing).

27 (b) Serial number.--No person who possesses a license to
28 manufacture firearms under 18 U.S.C. § 923(a) and uses a 3-D
29 printer to create a firearm or any piece or part of a firearm
30 may create a firearm or any piece or part of a firearm without

1 including a manufacturer's number.

2 (c) Penalty.--The following shall apply:

3 (1) A person who violates subsection (a) shall be guilty
4 of a felony of the third degree.

5 (2) A person who violates subsection (b) shall be guilty
6 of a felony of the second degree.

7 (d) Definition.--As used in this section, the term "firearm"
8 shall have the same meaning as in 6105(i) (relating to persons
9 not to possess, use, manufacture, control, sell or transfer
10 firearms).

11 Section 10. Sections 6111(f) (1), 6111.2(d), 6111.4 and
12 6113(d) are amended to read:

13 § 6111. Sale or transfer of firearms.

14 * * *

15 (f) Application of section.--

16 (1) For the purposes of this section only, except as
17 provided by paragraph (2), "firearm" shall mean any weapon,
18 including a 3-D printed firearm, which is designed to or may
19 readily be converted to expel any projectile by the action of
20 an explosive or the frame or receiver of any such weapon.

21 * * *

22 § 6111.2. Firearm sales surcharge.

23 * * *

24 (d) Definition.--As used in this section only, the term
25 "firearm" shall mean any weapon, including a 3-D printed
26 firearm, which is designed to or may readily be converted to
27 expel any projectile by the action of an explosion or the frame
28 or receiver of any such weapon.

29 § 6111.4. Registration of firearms.

30 Notwithstanding any section of this chapter to the contrary,

1 nothing in this chapter shall be construed to allow any
2 government or law enforcement agency or any agent thereof to
3 create, maintain or operate any registry of firearm ownership
4 within this Commonwealth. For the purposes of this section only,
5 the term "firearm" shall include any weapon, including a 3-D
6 printed firearm, that is designed to or may readily be converted
7 to expel any projectile by the action of an explosive or the
8 frame or receiver of any such weapon.

9 § 6113. Licensing of dealers.

10 * * *

11 (d) Definitions.--For the purposes of this section and
12 section 6112 (relating to retail dealer required to be licensed)
13 only unless otherwise specifically provided, the term "firearm"
14 shall include any weapon, including a 3-D printed firearm, that
15 is designed to or may readily be converted to expel any
16 projectile by the action of an explosive or the frame or
17 receiver of any such weapon.

18 Section 11. This act shall take effect in 60 days.