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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 662 Session of  
2013

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INTRODUCED BY HUGHES, FARNESE, FONTANA, WASHINGTON, TEPLITZ,  
TARTAGLIONE AND BREWSTER, MARCH 14, 2013

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REFERRED TO JUDICIARY, MARCH 14, 2013

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in firearms and other dangerous  
3 articles, further providing for persons not to possess, use,  
4 manufacture, control, sell or transfer firearms.

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

7 Section 1. Section 6105(b) and (c)(7) and (8) of Title 18 of  
8 the Pennsylvania Consolidated Statutes are amended and  
9 subsection (c) is amended by adding paragraphs to read:

10 § 6105. Persons not to possess, use, manufacture, control, sell  
11 or transfer firearms.

12 \* \* \*

13 (b) Enumerated offenses.--The following offenses shall apply  
14 to subsection (a):

15 Section 908 (relating to prohibited offensive weapons).

16 Section 911 (relating to corrupt organizations).

17 Section 912 (relating to possession of weapon on school  
18 property).

19 Section 2502 (relating to murder).

1           Section 2503 (relating to voluntary manslaughter).  
2           Section 2504 (relating to involuntary manslaughter) if  
3 the offense is based on the reckless use of a firearm.  
4           Section 2507 (relating to criminal homicide of law  
5 enforcement officer).  
6           Section 2702 (relating to aggravated assault).  
7           Section 2702.1 (relating to assault of law enforcement  
8 officer).  
9           Section 2703 (relating to assault by prisoner).  
10          Section 2704 (relating to assault by life prisoner).  
11          Section 2709.1 (relating to stalking).  
12          Section 2716 (relating to weapons of mass destruction).  
13          Section 2901 (relating to kidnapping).  
14          Section 2902 (relating to unlawful restraint).  
15          Section 2910 (relating to luring a child into a motor  
16 vehicle or structure).  
17          Section 3121 (relating to rape).  
18          Section 3123 (relating to involuntary deviate sexual  
19 intercourse).  
20          Section 3125 (relating to aggravated indecent assault).  
21          Section 3301 (relating to arson and related offenses).  
22          Section 3302 (relating to causing or risking  
23 catastrophe).  
24          Section 3502 (relating to burglary).  
25          Section 3503 (relating to criminal trespass) if the  
26 offense is graded a felony of the second degree or higher.  
27          Section 3701 (relating to robbery).  
28          Section 3702 (relating to robbery of motor vehicle).  
29          Section 3921 (relating to theft by unlawful taking or  
30 disposition) upon conviction of the second felony offense.

1           Section 3923 (relating to theft by extortion) when the  
2 offense is accompanied by threats of violence.

3           Section 3925 (relating to receiving stolen property) upon  
4 conviction of the second felony offense.

5           Section 4906 (relating to false reports to law  
6 enforcement authorities) if the fictitious report involved  
7 the theft of a firearm as provided in section 4906(c)(2).

8           Section 4912 (relating to impersonating a public servant)  
9 if the person is impersonating a law enforcement officer.

10          Section 4952 (relating to intimidation of witnesses or  
11 victims).

12          Section 4953 (relating to retaliation against witness,  
13 victim or party).

14          Section 5121 (relating to escape).

15          Section 5122 (relating to weapons or implements for  
16 escape).

17          Section 5501(3) (relating to riot).

18          Section 5515 (relating to prohibiting of paramilitary  
19 training).

20          Section 5516 (relating to facsimile weapons of mass  
21 destruction).

22          Section 6110.1 (relating to possession of firearm by  
23 minor).

24          Section 6301 (relating to corruption of minors).

25          Section 6302 (relating to sale or lease of weapons and  
26 explosives).

27          Any offense equivalent to any of the above-enumerated  
28 offenses under the prior laws of this Commonwealth or any  
29 offense equivalent to any of the above-enumerated offenses  
30 under the statutes of any other state or of the United

1 States.

2 (c) Other persons.--In addition to any person who has been  
3 convicted of any offense listed under subsection (b), the  
4 following persons shall be subject to the prohibition of  
5 subsection (a):

6 \* \* \*

7 (2.1) A person who has been convicted of attempt,  
8 solicitation or conspiracy to commit a violation of section  
9 2507 or 2702.1.

10 \* \* \*

11 (7) A person who was adjudicated delinquent by a court  
12 pursuant to 42 Pa.C.S. § 6341 (relating to adjudication) or  
13 under any equivalent Federal statute or statute of any other  
14 state as a result of conduct which if committed by an adult  
15 would constitute an offense under sections 2502, 2503, 2507,  
16 2702, 2702.1, 2703 [(relating to assault by prisoner)], 2704,  
17 2901, 3121, 3123, 3301, 3502, 3701 and 3923.

18 (7.1) A person who was adjudicated delinquent by a court  
19 pursuant to 42 Pa.C.S. § 6341 or under any equivalent Federal  
20 statute or statute of any other state as a result of conduct  
21 which if committed by an adult would constitute attempt,  
22 solicitation or conspiracy to commit a violation of section  
23 2507 or 2702.1.

24 (8) A person who was adjudicated delinquent by a court  
25 pursuant to 42 Pa.C.S. § 6341 or under any equivalent Federal  
26 statute or statute of any other state as a result of conduct  
27 which if committed by an adult would constitute an offense  
28 enumerated in subsection (b) with the exception of those  
29 crimes set forth in [paragraph (7)] paragraphs (2.1), (7) and  
30 (7.1). This prohibition shall terminate 15 years after the

1 last applicable delinquent adjudication or upon the person  
2 reaching the age of 30, whichever is earlier.

3 \* \* \*

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