
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 285 Session of
2015

INTRODUCED BY THOMAS, YOUNGBLOOD, BISHOP, O'BRIEN, COHEN,
KINSEY, BROWNLEE AND MAHONEY, FEBRUARY 2, 2015

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 2, 2015

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 licenses and for sale or
4 transfer of firearms.

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

7 Section 1. Sections 6109(c) and 6111(b)(1) of Title 18 of
8 the Pennsylvania Consolidated Statutes are amended to read:

9 § 6109. Licenses.

10 * * *

11 (c) Form of application and content.--The application for a
12 license to carry a firearm shall be uniform throughout this
13 Commonwealth and shall be on a form prescribed by the
14 Pennsylvania State Police. The form may contain provisions, not
15 exceeding one page, to assure compliance with this section.

16 Issuing authorities shall use only the application form
17 prescribed by the Pennsylvania State Police. One of the
18 following reasons for obtaining a firearm license shall be set
19 forth in the application: self-defense, employment, hunting and

1 fishing, target shooting, gun collecting or another proper
2 reason. The application form shall be dated and signed by the
3 applicant and shall contain the following statement:

4 I have never been convicted of a crime that prohibits me
5 from possessing or acquiring a firearm under Federal or
6 State law. I am of sound mind [and] have never been
7 committed to a mental institution and have never received
8 mental health treatment on an inpatient or outpatient
9 basis. I hereby certify that the statements contained
10 herein are true and correct to the best of my knowledge
11 and belief. I understand that, if I knowingly make any
12 false statements herein, I am subject to penalties
13 prescribed by law. I authorize the sheriff, or his
14 designee, or, in the case of first class cities, the
15 chief or head of the police department, or his designee,
16 to inspect only those records or documents relevant to
17 information required for this application. If I am issued
18 a license and knowingly become ineligible to legally
19 possess or acquire firearms, I will promptly notify the
20 sheriff of the county in which I reside or, if I reside
21 in a city of the first class, the chief of police of that
22 city.

23 * * *

24 § 6111. Sale or transfer of firearms.

25 * * *

26 (b) Duty of seller.--No licensed importer, licensed
27 manufacturer or licensed dealer shall sell or deliver any
28 firearm to another person, other than a licensed importer,
29 licensed manufacturer, licensed dealer or licensed collector,
30 until the conditions of subsection (a) have been satisfied and

1 until he has:

2 (1) For purposes of a firearm as defined in section 6102
3 (relating to definitions), obtained a completed
4 application/record of sale from the potential buyer or
5 transferee to be filled out in triplicate, the original copy
6 to be sent to the Pennsylvania State Police, postmarked via
7 first class mail, within 14 days of the sale, one copy to be
8 retained by the licensed importer, licensed manufacturer or
9 licensed dealer for a period of 20 years and one copy to be
10 provided to the purchaser or transferee. The form of this
11 application/record of sale shall be no more than one page in
12 length and shall be promulgated by the Pennsylvania State
13 Police and provided by the licensed importer, licensed
14 manufacturer or licensed dealer. The application/record of
15 sale shall include the name, address, birthdate, gender,
16 race, physical description and Social Security number of the
17 purchaser or transferee, the date of the application and the
18 caliber, length of barrel, make, model and manufacturer's
19 number of the firearm to be purchased or transferred. The
20 application/record of sale shall also contain the following
21 [question] questions:

22 Are you the actual buyer of the firearm(s), as defined
23 under 18 Pa.C.S. § 6102 (relating to definitions), listed
24 on this application/record of sale? Warning: You are not
25 the actual buyer if you are acquiring the firearm(s) on
26 behalf of another person, unless you are legitimately
27 acquiring the firearm as a gift for any of the following
28 individuals who are legally eligible to own a firearm:

29 (1) spouse;

30 (2) parent;

- 1 (3) child;
- 2 (4) grandparent; or
- 3 (5) grandchild.

4 Have you ever received mental health treatment on an
5 inpatient or outpatient basis?

6 * * *

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