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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 698 Session of  
2021

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INTRODUCED BY FITZGERALD, KINSEY, SANCHEZ, GUENST, HOHENSTEIN,  
ROZZI, HANBIDGE, ISAACSON, McNEILL, SCHWEYER, LEE, CIRESI,  
BULLOCK, WARREN, FRANKEL, MADDEN, KENYATTA, INNAMORATO,  
SHUSTERMAN AND HOWARD, FEBRUARY 26, 2021

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REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 26, 2021

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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 definitions 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. Section 6102 of Title 18 of the Pennsylvania  
8 Consolidated Statutes is amended by adding definitions to read:  
9 § 6102. Definitions.

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

16 \* \* \*

17 "Rifle." A weapon designed or redesigned, made or remade,  
18 and intended to be fired from the shoulder and designed or

1 redesigned and made or remade to use the energy of an explosive  
2 to fire only a single projectile through a rifled bore for each  
3 single pull of the trigger.

4 \* \* \*

5 "Semiautomatic assault rifle." A semiautomatic rifle capable  
6 of holding more than five rounds of ammunition in a fixed or  
7 detachable magazine.

8 "Semiautomatic rifle." A repeating rifle which utilizes a  
9 portion of the energy of a firing cartridge to extract the fired  
10 cartridge case and chamber the next round and which requires a  
11 separate pull of the trigger to fire each cartridge.

12 \* \* \*

13 Section 2. Section 6111(a) of Title 18 is amended to read:

14 § 6111. Sale or transfer of firearms.

15 (a) Time and manner of delivery.--

16 (1) Except as provided in [paragraph (2)] paragraphs (2)  
17 and (3), no seller shall deliver a firearm to the purchaser  
18 or transferee thereof until 48 hours shall have elapsed from  
19 the time of the application for the purchase thereof, and,  
20 when delivered, the firearm shall be securely wrapped and  
21 shall be unloaded.

22 (2) Thirty days after publication in the Pennsylvania  
23 Bulletin that the Instantaneous Criminal History Records  
24 Check System has been established in accordance with the  
25 Brady Handgun Violence Prevention Act (Public Law 103-159, 18  
26 U.S.C. § 921 et seq.), no seller shall deliver a firearm to  
27 the purchaser thereof until the provisions of this section  
28 have been satisfied, and, when delivered, the firearm shall  
29 be securely wrapped and shall be unloaded.

30 (3) No seller shall deliver a semiautomatic assault

1 rifle to the purchaser or transferee thereof until 72 hours  
2 shall have elapsed from the time of the application for the  
3 purchase thereof.

4 \* \* \*

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