

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 717 Session of 2021

INTRODUCED BY SCHWEYER, BRIGGS, CIRESI, FIEDLER, FRANKEL, FREEMAN, GALLOWAY, ISAACSON, KINKEAD, KINSEY, ROZZI, SANCHEZ, WARREN, SCHLOSSBERG, SAPPEY, BENHAM, SAMUELSON, BOYLE AND McNEILL, MARCH 1, 2021

AS AMENDED, COMMITTEE ON JUDICIARY, HOUSE OF REPRESENTATIVES, JUNE 21, 2022

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~~
4 ~~possession of firearm by minor.~~

5 AMENDING TITLE 18 (CRIMES AND OFFENSES) OF THE PENNSYLVANIA <--
6 CONSOLIDATED STATUTES, IN FIREARMS AND OTHER DANGEROUS
7 ARTICLES, REPEALING PROVISIONS RELATING TO FIREARMS NOT TO BE
8 CARRIED WITHOUT A LICENSE, PROVIDING FOR LICENSE NOT
9 REQUIRED, REPEALING PROVISIONS RELATING TO CARRYING FIREARMS
10 ON PUBLIC STREETS OR PUBLIC PROPERTY IN PHILADELPHIA,
11 PROVIDING FOR SPORTSMAN'S FIREARM PERMIT, FURTHER PROVIDING
12 FOR LICENSES AND REPEALING PROVISIONS RELATING TO PROOF OF
13 LICENSE AND EXCEPTION.

14 THE GENERAL ASSEMBLY FINDS THAT:

15 (1) THE LAWS IN EXISTENCE REGULATING FIREARMS LICENSING
16 ARE INEFFECTUAL IN PREVENTING CRIME AND ONLY INTERFERE WITH
17 THE NATURAL RIGHTS OF LAW-ABIDING CITIZENS.

18 (2) IT IS NECESSARY TO CODIFY THE INHERENT RIGHT TO THE
19 CARRYING OF FIREARMS, WHETHER OPENLY OR CONCEALED, AND THAT
20 THE RIGHT TO SELF-DEFENSE IS AN INHERENT NATURAL RIGHT THAT
21 SHALL NOT BE QUESTIONED AS STATED IN SECTION 21 OF ARTICLE I
22 OF THE CONSTITUTION OF PENNSYLVANIA.

1 The General Assembly of the Commonwealth of Pennsylvania
2 hereby enacts as follows:

3 ~~Section 1. Section 6102 of Title 18 of the Pennsylvania~~ <--
4 ~~Consolidated Statutes is amended by adding definitions to read:~~
5 ~~§ 6102. Definitions.~~

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

12 ~~"Assault weapon." Any of the following:~~

13 ~~(1) A semiautomatic rifle that has an ability to accept~~
14 ~~a detachable 44 magazine and has at least one of the~~
15 ~~following characteristics:~~

16 ~~(i) A part or combination of parts designed and~~
17 ~~intended to accelerate the rate of fire of the~~
18 ~~semiautomatic firearm to simulate the rate of fire of a~~
19 ~~machinegun.~~

20 ~~(ii) A folding or telescoping stock.~~

21 ~~(iii) A pistol grip that protrudes conspicuously~~
22 ~~beneath the action of the semiautomatic rifle.~~

23 ~~(iv) A thumbhole stock, a second handgrip or a~~
24 ~~protruding grip that can be held by the nontrigger hand.~~

25 ~~(v) A bayonet mount, a flash suppressor, muzzle~~
26 ~~break or muzzle compensator.~~

27 ~~(vi) A threaded barrel designed to accommodate a~~
28 ~~flash suppressor, muzzle break or muzzle compensator.~~

29 ~~(vii) A grenade launcher.~~

30 ~~(2) A semiautomatic shotgun that has at least one of the~~

1 ~~following characteristics:~~

2 ~~(i) A folding or telescoping stock.~~

3 ~~(ii) A thumbhole stock.~~

4 ~~(iii) A second handgrip or a protruding grip that~~
5 ~~can be held by the nontrigger hand.~~

6 ~~(iv) A fixed magazine capacity in excess of seven~~
7 ~~rounds.~~

8 ~~(v) An ability to accept a detachable magazine.~~

9 ~~(vi) A revolving cylinder.~~

10 * * *

11 ~~"Machinegun." As defined in section 201 of the Internal~~
12 ~~Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 5845).~~

13 ~~"Peace officer." Any of the following:~~

14 ~~(1) A person who by virtue of the person's office or~~
15 ~~public employment is vested by law with a duty to maintain~~
16 ~~public order or make arrests for criminal offenses, whether~~
17 ~~the duty extends to all criminal offenses or is limited to~~
18 ~~specific criminal offenses.~~

19 ~~(2) A person on active State duty under 51 Pa.C.S. § 508~~
20 ~~(relating to active duty for emergency).~~

21 ~~(3) A member of a park police department of a county of~~
22 ~~the third class.~~

23 * * *

24 ~~"Weapon carrying officer." A county probation or parole~~
25 ~~officer who is authorized to carry a weapon in connection with~~
26 ~~performance of the duties of the officer's employment.~~

27 Section 2. Section 6110.1 of Title 18 is amended to read:
28 § 6110.1. Possession of firearm or assault weapon by minor.

29 (a) Firearm. Except as provided in subsection (b), a person
30 under 18 years of age shall not possess or transport a firearm

1 anywhere in this Commonwealth.

2 ~~(a.1) Assault weapon. Except as provided in subsection~~
3 ~~(b.1), a person under 21 years of age shall not purchase,~~
4 ~~possess or transport an assault weapon.~~

5 ~~(b) [Exception] Firearm exception. Subsection (a) shall not~~
6 ~~apply to a person under 18 years of age:~~

7 ~~(1) who is under the supervision of a parent,~~
8 ~~grandparent, legal guardian or an adult acting with the~~
9 ~~expressed consent of the minor's custodial parent or legal~~
10 ~~guardian and the minor is engaged in lawful activity,~~
11 ~~including safety training, lawful target shooting, engaging~~
12 ~~in an organized competition involving the use of a firearm or~~
13 ~~the firearm is unloaded and the minor is transporting it for~~
14 ~~a lawful purpose; or~~

15 ~~(2) who is lawfully hunting or trapping in accordance~~
16 ~~with 34 Pa.C.S. (relating to game).~~

17 ~~(b.1) Assault weapon exception. Subsection (a.1) shall not~~
18 ~~apply to a person under 21 years of age who is:~~

19 ~~(1) a member of the armed services;~~

20 ~~(2) an authorized weapon carrying officer; or~~

21 ~~(3) a vested peace officer.~~

22 ~~(c) Responsibility of adult. Any person who knowingly and~~
23 ~~intentionally delivers or provides to the minor a firearm in~~
24 ~~violation of subsection (a), or to a person under 21 years of~~
25 ~~age an assault weapon in violation of subsection (a.1), commits~~
26 ~~a felony of the third degree.~~

27 ~~(d) Forfeiture. Any firearm in the possession of a person~~
28 ~~under 18 years of age or assault weapon in the possession of a~~
29 ~~person under 21 years of age in violation of this section shall~~
30 ~~be promptly seized by the arresting law enforcement officer and~~

1 ~~upon conviction or adjudication of delinquency shall be~~
2 ~~forfeited or, if stolen, returned to the lawful owner.~~

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

4 SECTION 1. SECTION 6106 OF TITLE 18 OF THE PENNSYLVANIA
5 CONSOLIDATED STATUTES IS REPEALED:

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6 [§ 6106. FIREARMS NOT TO BE CARRIED WITHOUT A LICENSE.]

7 (A) OFFENSE DEFINED.--

8 (1) EXCEPT AS PROVIDED IN PARAGRAPH (2), ANY PERSON WHO
9 CARRIES A FIREARM IN ANY VEHICLE OR ANY PERSON WHO CARRIES A
10 FIREARM CONCEALED ON OR ABOUT HIS PERSON, EXCEPT IN HIS PLACE
11 OF ABODE OR FIXED PLACE OF BUSINESS, WITHOUT A VALID AND
12 LAWFULLY ISSUED LICENSE UNDER THIS CHAPTER COMMITS A FELONY
13 OF THE THIRD DEGREE.

14 (2) A PERSON WHO IS OTHERWISE ELIGIBLE TO POSSESS A
15 VALID LICENSE UNDER THIS CHAPTER BUT CARRIES A FIREARM IN ANY
16 VEHICLE OR ANY PERSON WHO CARRIES A FIREARM CONCEALED ON OR
17 ABOUT HIS PERSON, EXCEPT IN HIS PLACE OF ABODE OR FIXED PLACE
18 OF BUSINESS, WITHOUT A VALID AND LAWFULLY ISSUED LICENSE AND
19 HAS NOT COMMITTED ANY OTHER CRIMINAL VIOLATION COMMITS A
20 MISDEMEANOR OF THE FIRST DEGREE.

21 (B) EXCEPTIONS.--THE PROVISIONS OF SUBSECTION (A) SHALL NOT
22 APPLY TO:

23 (1) CONSTABLES, SHERIFFS, PRISON OR JAIL WARDENS, OR
24 THEIR DEPUTIES, POLICEMEN OF THIS COMMONWEALTH OR ITS
25 POLITICAL SUBDIVISIONS, OR OTHER LAW-ENFORCEMENT OFFICERS.

26 (2) MEMBERS OF THE ARMY, NAVY, MARINE CORPS, AIR FORCE
27 OR COAST GUARD OF THE UNITED STATES OR OF THE NATIONAL GUARD
28 OR ORGANIZED RESERVES WHEN ON DUTY.

29 (3) THE REGULARLY ENROLLED MEMBERS OF ANY ORGANIZATION
30 DULY ORGANIZED TO PURCHASE OR RECEIVE SUCH FIREARMS FROM THE

1 UNITED STATES OR FROM THIS COMMONWEALTH.

2 (4) ANY PERSONS ENGAGED IN TARGET SHOOTING WITH A
3 FIREARM, IF SUCH PERSONS ARE AT OR ARE GOING TO OR FROM THEIR
4 PLACES OF ASSEMBLY OR TARGET PRACTICE AND IF, WHILE GOING TO
5 OR FROM THEIR PLACES OF ASSEMBLY OR TARGET PRACTICE, THE
6 FIREARM IS NOT LOADED.

7 (5) OFFICERS OR EMPLOYEES OF THE UNITED STATES DULY
8 AUTHORIZED TO CARRY A CONCEALED FIREARM.

9 (6) AGENTS, MESSENGERS AND OTHER EMPLOYEES OF COMMON
10 CARRIERS, BANKS, OR BUSINESS FIRMS, WHOSE DUTIES REQUIRE THEM
11 TO PROTECT MONEYS, VALUABLES AND OTHER PROPERTY IN THE
12 DISCHARGE OF SUCH DUTIES.

13 (7) ANY PERSON ENGAGED IN THE BUSINESS OF MANUFACTURING,
14 REPAIRING, OR DEALING IN FIREARMS, OR THE AGENT OR
15 REPRESENTATIVE OF ANY SUCH PERSON, HAVING IN HIS POSSESSION,
16 USING OR CARRYING A FIREARM IN THE USUAL OR ORDINARY COURSE
17 OF SUCH BUSINESS.

18 (8) ANY PERSON WHILE CARRYING A FIREARM WHICH IS NOT
19 LOADED AND IS IN A SECURE WRAPPER FROM THE PLACE OF PURCHASE
20 TO HIS HOME OR PLACE OF BUSINESS, OR TO A PLACE OF REPAIR,
21 SALE OR APPRAISAL OR BACK TO HIS HOME OR PLACE OF BUSINESS,
22 OR IN MOVING FROM ONE PLACE OF ABODE OR BUSINESS TO ANOTHER
23 OR FROM HIS HOME TO A VACATION OR RECREATIONAL HOME OR
24 DWELLING OR BACK, OR TO RECOVER STOLEN PROPERTY UNDER SECTION
25 6111.1(B)(4) (RELATING TO PENNSYLVANIA STATE POLICE), OR TO A
26 PLACE OF INSTRUCTION INTENDED TO TEACH THE SAFE HANDLING, USE
27 OR MAINTENANCE OF FIREARMS OR BACK OR TO A LOCATION TO WHICH
28 THE PERSON HAS BEEN DIRECTED TO RELINQUISH FIREARMS UNDER 23
29 PA.C.S. § 6108 (RELATING TO RELIEF) OR BACK UPON RETURN OF
30 THE RELINQUISHED FIREARM OR TO A LICENSED DEALER'S PLACE OF

1 BUSINESS FOR RELINQUISHMENT PURSUANT TO 23 PA.C.S. § 6108.2
2 (RELATING TO RELINQUISHMENT FOR CONSIGNMENT SALE, LAWFUL
3 TRANSFER OR SAFEKEEPING) OR BACK UPON RETURN OF THE
4 RELINQUISHED FIREARM OR TO A LOCATION FOR SAFEKEEPING
5 PURSUANT TO 23 PA.C.S. § 6108.3 (RELATING TO RELINQUISHMENT
6 TO THIRD PARTY FOR SAFEKEEPING) OR BACK UPON RETURN OF THE
7 RELINQUISHED FIREARM.

8 (9) PERSONS LICENSED TO HUNT, TAKE FURBEARERS OR FISH IN
9 THIS COMMONWEALTH, IF SUCH PERSONS ARE ACTUALLY HUNTING,
10 TAKING FURBEARERS OR FISHING AS PERMITTED BY SUCH LICENSE, OR
11 ARE GOING TO THE PLACES WHERE THEY DESIRE TO HUNT, TAKE
12 FURBEARERS OR FISH OR RETURNING FROM SUCH PLACES.

13 (10) PERSONS TRAINING DOGS, IF SUCH PERSONS ARE ACTUALLY
14 TRAINING DOGS DURING THE REGULAR TRAINING SEASON.

15 (11) ANY PERSON WHILE CARRYING A FIREARM IN ANY VEHICLE,
16 WHICH PERSON POSSESSES A VALID AND LAWFULLY ISSUED LICENSE
17 FOR THAT FIREARM WHICH HAS BEEN ISSUED UNDER THE LAWS OF THE
18 UNITED STATES OR ANY OTHER STATE.

19 (12) A PERSON WHO HAS A LAWFULLY ISSUED LICENSE TO CARRY
20 A FIREARM PURSUANT TO SECTION 6109 (RELATING TO LICENSES) AND
21 THAT SAID LICENSE EXPIRED WITHIN SIX MONTHS PRIOR TO THE DATE
22 OF ARREST AND THAT THE INDIVIDUAL IS OTHERWISE ELIGIBLE FOR
23 RENEWAL OF THE LICENSE.

24 (13) ANY PERSON WHO IS OTHERWISE ELIGIBLE TO POSSESS A
25 FIREARM UNDER THIS CHAPTER AND WHO IS OPERATING A MOTOR
26 VEHICLE WHICH IS REGISTERED IN THE PERSON'S NAME OR THE NAME
27 OF A SPOUSE OR PARENT AND WHICH CONTAINS A FIREARM FOR WHICH
28 A VALID LICENSE HAS BEEN ISSUED PURSUANT TO SECTION 6109 TO
29 THE SPOUSE OR PARENT OWNING THE FIREARM.

30 (14) A PERSON LAWFULLY ENGAGED IN THE INTERSTATE

1 TRANSPORTATION OF A FIREARM AS DEFINED UNDER 18 U.S.C. §
2 921 (A) (3) (RELATING TO DEFINITIONS) IN COMPLIANCE WITH 18
3 U.S.C. § 926A (RELATING TO INTERSTATE TRANSPORTATION OF
4 FIREARMS) .

5 (15) ANY PERSON WHO POSSESSES A VALID AND LAWFULLY
6 ISSUED LICENSE OR PERMIT TO CARRY A FIREARM WHICH HAS BEEN
7 ISSUED UNDER THE LAWS OF ANOTHER STATE, REGARDLESS OF WHETHER
8 A RECIPROCITY AGREEMENT EXISTS BETWEEN THE COMMONWEALTH AND
9 THE STATE UNDER SECTION 6109 (K), PROVIDED:

10 (I) THE STATE PROVIDES A RECIPROCAL PRIVILEGE FOR
11 INDIVIDUALS LICENSED TO CARRY FIREARMS UNDER SECTION
12 6109.

13 (II) THE ATTORNEY GENERAL HAS DETERMINED THAT THE
14 FIREARM LAWS OF THE STATE ARE SIMILAR TO THE FIREARM LAWS
15 OF THIS COMMONWEALTH.

16 (16) ANY PERSON HOLDING A LICENSE IN ACCORDANCE WITH
17 SECTION 6109 (F) (3) .

18 (C) SPORTSMAN'S FIREARM PERMIT.--

19 (1) BEFORE ANY EXCEPTION SHALL BE GRANTED UNDER
20 PARAGRAPH (B) (9) OR (10) OF THIS SECTION TO ANY PERSON 18
21 YEARS OF AGE OR OLDER LICENSED TO HUNT, TRAP OR FISH OR WHO
22 HAS BEEN ISSUED A PERMIT RELATING TO HUNTING DOGS, SUCH
23 PERSON SHALL, AT THE TIME OF SECURING HIS HUNTING, FURTAKING
24 OR FISHING LICENSE OR ANY TIME AFTER SUCH LICENSE HAS BEEN
25 ISSUED, SECURE A SPORTSMAN'S FIREARM PERMIT FROM THE COUNTY
26 TREASURER. THE SPORTSMAN'S FIREARM PERMIT SHALL BE ISSUED
27 IMMEDIATELY AND BE VALID THROUGHOUT THIS COMMONWEALTH FOR A
28 PERIOD OF FIVE YEARS FROM THE DATE OF ISSUE FOR ANY LEGAL
29 FIREARM, WHEN CARRIED IN CONJUNCTION WITH A VALID HUNTING,
30 FURTAKING OR FISHING LICENSE OR PERMIT RELATING TO HUNTING

1 DOGS. THE SPORTSMAN'S FIREARM PERMIT SHALL BE IN TRIPLICATE
2 ON A FORM TO BE FURNISHED BY THE PENNSYLVANIA STATE POLICE.
3 THE ORIGINAL PERMIT SHALL BE DELIVERED TO THE PERSON, AND THE
4 FIRST COPY THEREOF, WITHIN SEVEN DAYS, SHALL BE FORWARDED TO
5 THE COMMISSIONER OF THE PENNSYLVANIA STATE POLICE BY THE
6 COUNTY TREASURER. THE SECOND COPY SHALL BE RETAINED BY THE
7 COUNTY TREASURER FOR A PERIOD OF TWO YEARS FROM THE DATE OF
8 EXPIRATION. THE COUNTY TREASURER SHALL BE ENTITLED TO COLLECT
9 A FEE OF NOT MORE THAN \$6 FOR EACH SUCH PERMIT ISSUED, WHICH
10 SHALL INCLUDE THE COST OF ANY OFFICIAL FORM. THE PENNSYLVANIA
11 STATE POLICE MAY RECOVER FROM THE COUNTY TREASURER THE COST
12 OF ANY SUCH FORM, BUT MAY NOT CHARGE MORE THAN \$1 FOR EACH
13 OFFICIAL PERMIT FORM FURNISHED TO THE COUNTY TREASURER.

14 (2) ANY PERSON WHO SELLS OR ATTEMPTS TO SELL A
15 SPORTSMAN'S FIREARM PERMIT FOR A FEE IN EXCESS OF THAT AMOUNT
16 FIXED UNDER THIS SUBSECTION COMMITS A SUMMARY OFFENSE.

17 (D) REVOCATION OF REGISTRATION.--ANY REGISTRATION OF A
18 FIREARM UNDER SUBSECTION (C) OF THIS SECTION MAY BE REVOKED BY
19 THE COUNTY TREASURER WHO ISSUED IT, UPON WRITTEN NOTICE TO THE
20 HOLDER THEREOF.

21 (E) DEFINITIONS.--

22 (1) FOR PURPOSES OF SUBSECTION (B) (3), (4), (5), (7) AND
23 (8), THE TERM "FIREARM" SHALL INCLUDE ANY WEAPON WHICH IS
24 DESIGNED TO OR MAY READILY BE CONVERTED TO EXPEL ANY
25 PROJECTILE BY THE ACTION OF AN EXPLOSIVE OR THE FRAME OR
26 RECEIVER OF THE WEAPON.

27 (2) AS USED IN THIS SECTION, THE PHRASE "PLACE OF
28 INSTRUCTION" SHALL INCLUDE ANY HUNTING CLUB, RIFLE CLUB,
29 RIFLE RANGE, PISTOL RANGE, SHOOTING RANGE, THE PREMISES OF A
30 LICENSED FIREARMS DEALER OR A LAWFUL GUN SHOW OR MEET.]

1 SECTION 2. TITLE 18 IS AMENDED BY ADDING A SECTION TO READ:

2 § 6106.2. LICENSE NOT REQUIRED.

3 (A) DECLARATION.--NOTWITHSTANDING ANY OTHER PROVISION OF
4 LAW, EVERY PERSON PRESENT IN THIS COMMONWEALTH WHO IS NOT
5 PROHIBITED FROM POSSESSING FIREARMS UNDER FEDERAL LAW OR THE
6 LAWS OF THIS COMMONWEALTH SHALL HAVE AN AFFIRMATIVE, FUNDAMENTAL
7 AND CONSTITUTIONAL RIGHT TO KEEP AND BEAR FIREARMS, INCLUDING
8 THE RIGHT TO CARRY OPENLY OR CONCEALED, CARRY LOADED OR
9 UNLOADED, TRAIN WITH, TRANSPORT, POSSESS, USE, ACQUIRE,
10 PURCHASE, TRANSFER, INHERIT, BUY, SELL, GIVE OR OTHERWISE
11 DISPOSE OF OR RECEIVE ANY FIREARM WITHOUT A LICENSE TO CARRY A
12 FIREARM OF ANY KIND FROM THIS COMMONWEALTH OR ANY OF ITS
13 POLITICAL SUBDIVISIONS.

14 (B) OPTIONAL LICENSE.--OBTAINING A LICENSE TO CARRY A
15 FIREARM UNDER THIS CHAPTER SHALL BE OPTIONAL. THE VOLUNTARY
16 NATURE OF THE LICENSE SHALL NOT BE CONSTRUED TO REQUIRE THAT ANY
17 PERSON OBTAIN A LICENSE TO CARRY A FIREARM UNDER THIS CHAPTER.

18 SECTION 3. SECTION 6108 OF TITLE 18 IS REPEALED:

19 [§ 6108. CARRYING FIREARMS ON PUBLIC STREETS OR PUBLIC PROPERTY
20 IN PHILADELPHIA.]

21 NO PERSON SHALL CARRY A FIREARM, RIFLE OR SHOTGUN AT ANY TIME
22 UPON THE PUBLIC STREETS OR UPON ANY PUBLIC PROPERTY IN A CITY OF
23 THE FIRST CLASS UNLESS:

24 (1) SUCH PERSON IS LICENSED TO CARRY A FIREARM; OR

25 (2) SUCH PERSON IS EXEMPT FROM LICENSING UNDER SECTION

26 6106(B) OF THIS TITLE (RELATING TO FIREARMS NOT TO BE CARRIED
27 WITHOUT A LICENSE).]

28 SECTION 4. TITLE 18 IS AMENDED BY ADDING A SECTION TO READ:

29 § 6108.1. SPORTSMAN'S FIREARM PERMIT.

30 (A) PERMIT ALLOWED.--ANY PERSON 18 YEARS OF AGE OR OLDER WHO

1 HAS BEEN ISSUED A HUNTING LICENSE, TRAPPING LICENSE OR FISHING
2 LICENSE OR WHO HAS BEEN ISSUED A PERMIT RELATING TO HUNTING DOGS
3 MAY, AT THE TIME OF OBTAINING HIS HUNTING, TRAPPING OR FISHING
4 LICENSE OR ANY TIME AFTER THE LICENSE HAS BEEN ISSUED, OBTAIN A
5 SPORTSMAN'S FIREARM PERMIT FROM THE COUNTY TREASURER.

6 (B) ISSUANCE.--THE SPORTSMAN'S FIREARM PERMIT SHALL BE
7 ISSUED IMMEDIATELY AND SHALL BE VALID THROUGHOUT THIS
8 COMMONWEALTH FOR A PERIOD OF FIVE YEARS FROM THE DATE OF ISSUE
9 FOR ANY LEGAL FIREARM WHEN CARRIED IN CONJUNCTION WITH A VALID
10 HUNTING, FUR TAKING OR FISHING LICENSE OR PERMIT RELATING TO
11 HUNTING DOGS.

12 (C) FORM.--THE SPORTSMAN'S FIREARM PERMIT SHALL BE IN
13 TRIPLICATE ON A FORM TO BE FURNISHED BY THE PENNSYLVANIA STATE
14 POLICE. THE ORIGINAL PERMIT SHALL BE DELIVERED TO THE PERSON,
15 AND A COPY OF THE PERMIT SHALL BE FORWARDED TO THE COMMISSIONER
16 OF PENNSYLVANIA STATE POLICE BY THE COUNTY TREASURER WITHIN
17 SEVEN DAYS OF THE DATE OF DELIVERY. A COPY OF THE PERMIT SHALL
18 BE RETAINED BY THE COUNTY TREASURER FOR A PERIOD OF TWO YEARS
19 FROM THE DATE OF EXPIRATION.

20 (D) FEE.--THE COUNTY TREASURER MAY COLLECT A FEE OF NOT MORE
21 THAN \$6 FOR EACH PERMIT ISSUED, WHICH SHALL INCLUDE THE COST OF
22 ANY OFFICIAL FORM. THE PENNSYLVANIA STATE POLICE MAY RECOVER
23 FROM THE COUNTY TREASURER THE COST OF THE FORM, BUT MAY NOT
24 CHARGE MORE THAN \$1 FOR EACH OFFICIAL PERMIT FORM FURNISHED TO
25 THE COUNTY TREASURER.

26 (E) OFFENSE.--A PERSON WHO SELLS OR ATTEMPTS TO SELL A
27 SPORTSMAN'S FIREARM PERMIT FOR A FEE IN EXCESS OF THE AMOUNT
28 DETERMINED UNDER THIS SECTION COMMITS A SUMMARY OFFENSE.

29 SECTION 5. SECTION 6109(A), (B), (C), (D) HEADING,
30 INTRODUCTORY PARAGRAPH, (3) AND (4), (E) (1) INTRODUCTORY

1 PARAGRAPH, (I), (V) AND (VII), (3) (II) AND (4), (F) (2) AND (4),
2 (G), (H) (3) AND (4), (I.1) HEADING AND (1), (J) AND (M.1) (1)
3 INTRODUCTORY PARAGRAPH AND (II), (2), (3), (4), (7) AND (9) OF
4 TITLE 18 ARE AMENDED TO READ:

5 § 6109. LICENSES.

6 (A) PURPOSE OF LICENSE.--[A LICENSE TO CARRY A FIREARM SHALL
7 BE FOR THE PURPOSE OF CARRYING A FIREARM CONCEALED ON OR ABOUT
8 ONE'S PERSON OR IN A VEHICLE THROUGHOUT THIS COMMONWEALTH.]

9 (1) DUE TO EVERY PERSON PRESENT IN THIS COMMONWEALTH
10 HAVING A FUNDAMENTAL CONSTITUTIONAL RIGHT TO KEEP AND BEAR
11 ARMS, OBTAINING A LICENSE UNDER THIS SECTION SHALL BE
12 OPTIONAL. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO
13 REQUIRE THAT A PERSON MUST OBTAIN A LICENSE UNDER THIS
14 SECTION IN ORDER TO CARRY A CONCEALED FIREARM.

15 (2) THE VOLUNTARY NATURE OF A LICENSE TO CARRY A FIREARM
16 MAY NOT BE CONSTRUED TO RELIEVE THE ISSUING AUTHORITY OF THE
17 BURDEN OF PROOF FOR DENYING AN APPLICATION FOR A LICENSE.

18 (3) A LICENSE TO CARRY A FIREARM SHALL BE AVAILABLE TO
19 THOSE WHO WISH TO CARRY A FIREARM OPENLY OR CONCEALED ON OR
20 ABOUT ONE'S PERSON OR IN A VEHICLE AND SHALL BE VALID
21 THROUGHOUT THIS COMMONWEALTH.

22 (4) A LICENSE TO CARRY A FIREARM SHALL PROVIDE A PERSON
23 WITH THE ABILITY TO CARRY A FIREARM IN ANY STATE WITH WHICH
24 THE COMMONWEALTH MAINTAINS A RECIPROCAL AGREEMENT FOR THE
25 MUTUAL RECOGNITION OF LICENSES TO CARRY FIREARMS.

26 (B) PLACE OF APPLICATION.--AN INDIVIDUAL WHO IS 21 YEARS OF
27 AGE OR OLDER MAY APPLY TO [A SHERIFF] THE PROPER ISSUING
28 AUTHORITY FOR A LICENSE TO CARRY A FIREARM [CONCEALED ON OR
29 ABOUT HIS PERSON OR IN A VEHICLE] WITHIN THIS COMMONWEALTH. IF
30 THE APPLICANT IS A RESIDENT OF THIS COMMONWEALTH, HE SHALL MAKE

1 APPLICATION WITH THE SHERIFF OF THE COUNTY IN WHICH HE RESIDES
2 OR, IF A RESIDENT OF A CITY OF THE FIRST CLASS, WITH THE CHIEF
3 OF POLICE OF THAT CITY. IF THE APPLICANT IS NOT A RESIDENT OF
4 THIS COMMONWEALTH, HE SHALL MAKE APPLICATION WITH THE PROPER
5 ISSUING AUTHORITY OF ANY COUNTY.

6 (C) FORM OF APPLICATION AND CONTENT.--THE APPLICATION AND
7 PROCESS FOR A LICENSE TO CARRY A FIREARM SHALL BE UNIFORM
8 THROUGHOUT THIS COMMONWEALTH AND SHALL BE ON A FORM PRESCRIBED
9 BY THE PENNSYLVANIA STATE POLICE. THE FORM MAY CONTAIN
10 PROVISIONS, NOT EXCEEDING ONE PAGE, TO ASSURE COMPLIANCE WITH
11 THIS SECTION. ISSUING AUTHORITIES SHALL USE ONLY THE APPLICATION
12 FORM PRESCRIBED BY THE PENNSYLVANIA STATE POLICE. ONE OF THE
13 FOLLOWING REASONS FOR OBTAINING A FIREARM LICENSE SHALL BE SET
14 FORTH IN THE APPLICATION: SELF-DEFENSE, EMPLOYMENT, HUNTING AND
15 FISHING, TARGET SHOOTING, GUN COLLECTING OR ANOTHER PROPER
16 REASON. THE APPLICATION FORM SHALL BE DATED AND SIGNED BY THE
17 APPLICANT AND SHALL CONTAIN THE FOLLOWING STATEMENT:

18 I HAVE NEVER BEEN CONVICTED OF A CRIME THAT PROHIBITS ME
19 FROM POSSESSING OR ACQUIRING A FIREARM UNDER FEDERAL OR
20 STATE LAW. I AM OF SOUND MIND AND HAVE NEVER BEEN
21 INVOLUNTARILY COMMITTED TO A MENTAL INSTITUTION. IN THE
22 ALTERNATIVE MY RIGHT TO POSSESS A FIREARM HAS BEEN
23 LEGALLY RESTORED. I HEREBY CERTIFY THAT THE STATEMENTS
24 CONTAINED HEREIN ARE TRUE AND CORRECT TO THE BEST OF MY
25 KNOWLEDGE AND BELIEF. I UNDERSTAND THAT, IF I KNOWINGLY
26 MAKE ANY FALSE STATEMENTS HEREIN, I AM SUBJECT TO
27 PENALTIES PRESCRIBED BY LAW. I AUTHORIZE THE [SHERIFF, OR
28 HIS DESIGNEE, OR, IN THE CASE OF FIRST CLASS CITIES, THE
29 CHIEF OR HEAD OF THE POLICE DEPARTMENT] ISSUING
30 AUTHORITY, OR HIS DESIGNEE, TO INSPECT ONLY THOSE RECORDS

1 OR DOCUMENTS RELEVANT TO INFORMATION REQUIRED FOR THIS
2 APPLICATION. IF I AM ISSUED A LICENSE AND KNOWINGLY
3 BECOME INELIGIBLE TO LEGALLY POSSESS OR ACQUIRE FIREARMS,
4 I WILL PROMPTLY NOTIFY THE [SHERIFF OF THE COUNTY IN
5 WHICH I RESIDE OR, IF I RESIDE IN A CITY OF THE FIRST
6 CLASS, THE CHIEF OF POLICE OF THAT CITY] ISSUING
7 AUTHORITY.

8 (D) [SHERIFF TO CONDUCT] PRE-ISSUANCE INVESTIGATION.--THE
9 [SHERIFF] ISSUING AUTHORITY TO WHOM THE APPLICATION IS MADE
10 SHALL:

11 * * *

12 [(3) INVESTIGATE WHETHER THE APPLICANT'S CHARACTER AND
13 REPUTATION ARE SUCH THAT THE APPLICANT WILL NOT BE LIKELY TO
14 ACT IN A MANNER DANGEROUS TO PUBLIC SAFETY;]

15 (4) INVESTIGATE WHETHER THE APPLICANT WOULD BE PRECLUDED
16 FROM RECEIVING A LICENSE UNDER SUBSECTION (E) (1) OR SECTION
17 6105(H) [(RELATING TO PERSONS NOT TO POSSESS, USE,
18 MANUFACTURE, CONTROL, SELL OR TRANSFER FIREARMS)]; AND

19 * * *

20 (E) ISSUANCE OF LICENSE.--

21 (1) A LICENSE TO CARRY A FIREARM SHALL BE [FOR THE
22 PURPOSE OF CARRYING A FIREARM CONCEALED ON OR ABOUT ONE'S
23 PERSON OR IN A VEHICLE AND SHALL BE ISSUED IF,] ISSUED AFTER
24 AN INVESTIGATION NOT TO EXCEED [45] 14 CALENDAR DAYS, [IT
25 APPEARS THAT THE APPLICANT IS AN INDIVIDUAL CONCERNING WHOM
26 NO] UNLESS GOOD CAUSE EXISTS TO DENY THE LICENSE. A LICENSE
27 SHALL NOT BE ISSUED TO ANY OF THE FOLLOWING:

28 [(I) AN INDIVIDUAL WHOSE CHARACTER AND REPUTATION IS
29 SUCH THAT THE INDIVIDUAL WOULD BE LIKELY TO ACT IN A
30 MANNER DANGEROUS TO PUBLIC SAFETY.]

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(V) AN INDIVIDUAL WHO IS NOT OF SOUND MIND OR WHO HAS EVER BEEN INVOLUNTARILY COMMITTED TO A MENTAL INSTITUTION[.], UNLESS THE INVOLUNTARY COMMITMENT HAS BEEN EXPUNGED, VACATED OR GRANTED RELIEF FROM A PROHIBITION TO POSSESS A FIREARM.

* * *

[(VII) AN INDIVIDUAL WHO IS A HABITUAL DRUNKARD.]

* * *

(3) THE LICENSE TO CARRY A FIREARM SHALL BE DESIGNED TO BE UNIFORM THROUGHOUT THIS COMMONWEALTH AND SHALL BE IN A FORM PRESCRIBED BY THE PENNSYLVANIA STATE POLICE. THE LICENSE SHALL BEAR THE FOLLOWING:

* * *

(II) THE SIGNATURE OF THE [SHERIFF] AUTHORITY ISSUING THE LICENSE.

* * *

(4) THE [SHERIFF] ISSUING AUTHORITY SHALL REQUIRE A PHOTOGRAPH OF THE LICENSEE ON THE LICENSE. THE PHOTOGRAPH SHALL BE IN A FORM COMPATIBLE WITH THE COMMONWEALTH PHOTO IMAGING NETWORK.

* * *

(F) TERM OF LICENSE.--

* * *

(2) AT LEAST 60 DAYS PRIOR TO THE EXPIRATION OF EACH LICENSE, THE ISSUING [SHERIFF] AUTHORITY SHALL SEND TO THE LICENSEE AN APPLICATION FOR RENEWAL OF LICENSE. FAILURE TO RECEIVE A RENEWAL APPLICATION SHALL NOT RELIEVE A LICENSEE FROM THE RESPONSIBILITY TO RENEW THE LICENSE.

* * *

1 [(4) POSSESSION OF A LICENSE, TOGETHER WITH A COPY OF
2 THE PERSON'S MILITARY ORDERS SHOWING THE DATES OF OVERSEAS
3 DEPLOYMENT, INCLUDING THE DATE THAT THE OVERSEAS DEPLOYMENT
4 ENDS, SHALL CONSTITUTE, DURING THE EXTENSION PERIOD SPECIFIED
5 IN PARAGRAPH (3), A DEFENSE TO ANY CHARGE FILED PURSUANT TO
6 SECTION 6106 (RELATING TO FIREARMS NOT TO BE CARRIED WITHOUT
7 A LICENSE) OR 6108 (RELATING TO CARRYING FIREARMS ON PUBLIC
8 STREETS OR PUBLIC PROPERTY IN PHILADELPHIA).]

9 (G) GRANT OR DENIAL OF LICENSE.--UPON THE RECEIPT OF AN
10 APPLICATION FOR A LICENSE TO CARRY A FIREARM, THE [SHERIFF]
11 ISSUING AUTHORITY SHALL, WITHIN [45] 14 CALENDAR DAYS, ISSUE OR
12 REFUSE TO ISSUE A LICENSE ON THE BASIS OF THE INVESTIGATION
13 UNDER SUBSECTION (D) AND THE ACCURACY OF THE INFORMATION
14 CONTAINED IN THE APPLICATION. IF THE [SHERIFF] ISSUING AUTHORITY
15 REFUSES TO ISSUE A LICENSE, THE [SHERIFF] ISSUING AUTHORITY
16 SHALL NOTIFY THE APPLICANT IN WRITING OF THE REFUSAL AND THE
17 SPECIFIC REASONS. THE NOTICE SHALL BE SENT BY CERTIFIED MAIL TO
18 THE APPLICANT AT THE ADDRESS SET FORTH IN THE APPLICATION.

19 (H) FEE.--

20 * * *

21 (3) AN ADDITIONAL FEE OF \$1 SHALL BE PAID BY THE
22 APPLICANT FOR A LICENSE TO CARRY A FIREARM AND SHALL BE
23 REMITTED BY THE [SHERIFF] ISSUING AUTHORITY TO THE FIREARMS
24 LICENSE VALIDATION SYSTEM ACCOUNT, WHICH IS HEREBY
25 ESTABLISHED AS A SPECIAL RESTRICTED RECEIPT ACCOUNT WITHIN
26 THE GENERAL FUND OF THE STATE TREASURY. THE ACCOUNT SHALL BE
27 USED FOR PURPOSES UNDER SUBSECTION (L). MONEYS CREDITED TO
28 THE ACCOUNT AND ANY INVESTMENT INCOME ACCRUED ARE HEREBY
29 APPROPRIATED ON A CONTINUING BASIS TO THE PENNSYLVANIA STATE
30 POLICE.

1 (4) NO FEE OTHER THAN THAT PROVIDED BY THIS SUBSECTION
2 OR THE SHERIFF FEE ACT MAY BE ASSESSED BY THE [SHERIFF]
3 ISSUING AUTHORITY FOR THE PERFORMANCE OF ANY BACKGROUND CHECK
4 MADE PURSUANT TO THIS ACT.

5 * * *

6 (I.1) NOTICE TO [SHERIFF] ISSUING AUTHORITY.--
7 NOTWITHSTANDING ANY STATUTE TO THE CONTRARY:

8 (1) UPON CONVICTION OF A PERSON FOR A CRIME SPECIFIED IN
9 SECTION 6105(A) OR (B) OR UPON CONVICTION OF A PERSON FOR A
10 CRIME PUNISHABLE BY IMPRISONMENT EXCEEDING ONE YEAR OR UPON A
11 DETERMINATION THAT THE CONDUCT OF A PERSON MEETS THE CRITERIA
12 SPECIFIED IN SECTION 6105(C) (1), (2), (3), (5), (6) OR (9),
13 THE COURT SHALL DETERMINE IF THE DEFENDANT HAS A LICENSE TO
14 CARRY FIREARMS ISSUED PURSUANT TO THIS SECTION. IF THE
15 DEFENDANT HAS SUCH A LICENSE, THE COURT SHALL NOTIFY THE
16 [SHERIFF OF THE COUNTY IN WHICH THAT PERSON RESIDES] ISSUING
17 AUTHORITY, ON A FORM DEVELOPED BY THE PENNSYLVANIA STATE
18 POLICE, OF THE IDENTITY OF THE PERSON AND THE NATURE OF THE
19 CRIME OR CONDUCT WHICH RESULTED IN THE NOTIFICATION. THE
20 NOTIFICATION SHALL BE TRANSMITTED BY THE JUDGE WITHIN SEVEN
21 DAYS OF THE CONVICTION OR DETERMINATION.

22 * * *

23 (J) IMMUNITY.--[A SHERIFF] AN ISSUING AUTHORITY WHO COMPLIES
24 IN GOOD FAITH WITH THIS SECTION SHALL BE IMMUNE FROM LIABILITY
25 RESULTING OR ARISING FROM THE ACTION OR MISCONDUCT WITH A
26 FIREARM COMMITTED BY ANY INDIVIDUAL TO WHOM A LICENSE TO CARRY A
27 FIREARM HAS BEEN ISSUED.

28 * * *

29 (M.1) TEMPORARY EMERGENCY LICENSES.--

30 (1) A PERSON SEEKING A TEMPORARY EMERGENCY LICENSE TO

1 CARRY A CONCEALED FIREARM SHALL SUBMIT TO THE [SHERIFF]
2 ISSUING AUTHORITY OF THE COUNTY IN WHICH THE PERSON RESIDES
3 ALL OF THE FOLLOWING:

4 * * *

5 (II) A SWORN AFFIDAVIT THAT CONTAINS THE INFORMATION
6 REQUIRED ON AN APPLICATION FOR A LICENSE TO CARRY A
7 FIREARM AND ATTESTING THAT THE PERSON IS 21 YEARS OF AGE
8 OR OLDER, IS NOT PROHIBITED FROM OWNING FIREARMS UNDER
9 SECTION 6105 [(RELATING TO PERSONS NOT TO POSSESS, USE,
10 MANUFACTURE, CONTROL, SELL OR TRANSFER FIREARMS)] OR ANY
11 OTHER FEDERAL OR STATE LAW AND IS NOT CURRENTLY SUBJECT
12 TO A PROTECTION FROM ABUSE ORDER OR A PROTECTION ORDER
13 ISSUED BY A COURT OF ANOTHER STATE.

14 * * *

15 (2) UPON RECEIPT OF THE ITEMS REQUIRED UNDER PARAGRAPH
16 (1), THE [SHERIFF] ISSUING AUTHORITY IMMEDIATELY SHALL
17 CONDUCT A CRIMINAL HISTORY, JUVENILE DELINQUENCY AND MENTAL
18 HEALTH RECORD CHECK OF THE APPLICANT PURSUANT TO SECTION
19 6105. IMMEDIATELY UPON RECEIPT OF THE RESULTS OF THE RECORDS
20 CHECK, THE [SHERIFF] ISSUING AUTHORITY SHALL REVIEW THE
21 INFORMATION AND SHALL DETERMINE WHETHER THE APPLICANT MEETS
22 THE CRITERIA SET FORTH IN THIS SUBSECTION. IF THE [SHERIFF]
23 ISSUING AUTHORITY DETERMINES THAT THE APPLICANT HAS MET ALL
24 OF THE CRITERIA, THE [SHERIFF] ISSUING AUTHORITY SHALL
25 IMMEDIATELY ISSUE THE APPLICANT A TEMPORARY EMERGENCY LICENSE
26 TO CARRY A CONCEALED FIREARM.

27 (3) IF THE [SHERIFF] ISSUING AUTHORITY REFUSES TO ISSUE
28 A TEMPORARY EMERGENCY LICENSE, THE [SHERIFF] ISSUING
29 AUTHORITY SHALL SPECIFY THE GROUNDS FOR THE DENIAL IN A
30 WRITTEN NOTICE TO THE APPLICANT. THE APPLICANT MAY APPEAL THE

1 DENIAL OR CHALLENGE CRIMINAL RECORDS CHECK RESULTS THAT WERE
2 THE BASIS OF THE DENIAL, IF APPLICABLE, IN THE SAME MANNER AS
3 A DENIAL OF A LICENSE TO CARRY A FIREARM UNDER THIS SECTION.

4 (4) A TEMPORARY EMERGENCY LICENSE ISSUED UNDER THIS
5 SUBSECTION SHALL BE VALID FOR [45] 14 DAYS AND MAY NOT BE
6 RENEWED. A PERSON WHO HAS BEEN ISSUED A TEMPORARY EMERGENCY
7 LICENSE UNDER THIS SUBSECTION SHALL NOT BE ISSUED ANOTHER
8 TEMPORARY EMERGENCY LICENSE UNLESS AT LEAST FIVE YEARS HAVE
9 EXPIRED SINCE THE ISSUANCE OF THE PRIOR TEMPORARY EMERGENCY
10 LICENSE. DURING THE [45] 14 DAYS THE TEMPORARY EMERGENCY
11 LICENSE IS VALID, THE [SHERIFF] ISSUING AUTHORITY SHALL
12 CONDUCT AN ADDITIONAL INVESTIGATION OF THE PERSON FOR THE
13 PURPOSES OF DETERMINING WHETHER THE PERSON MAY BE ISSUED A
14 LICENSE PURSUANT TO THIS SECTION. IF, DURING THE COURSE OF
15 THIS INVESTIGATION, THE [SHERIFF] ISSUING AUTHORITY DISCOVERS
16 ANY INFORMATION THAT WOULD HAVE PROHIBITED THE ISSUANCE OF A
17 LICENSE PURSUANT TO THIS SECTION, THE [SHERIFF] ISSUING
18 AUTHORITY SHALL BE AUTHORIZED TO REVOKE THE TEMPORARY
19 EMERGENCY LICENSE AS PROVIDED IN SUBSECTION (I).

20 * * *

21 (7) [A SHERIFF] AN ISSUING AUTHORITY WHO ISSUES A
22 TEMPORARY EMERGENCY LICENSE TO CARRY A FIREARM SHALL RETAIN,
23 FOR THE ENTIRE PERIOD DURING WHICH THE TEMPORARY EMERGENCY
24 LICENSE IS IN EFFECT, THE EVIDENCE OF IMMINENT DANGER THAT
25 THE APPLICANT SUBMITTED TO THE [SHERIFF] ISSUING AUTHORITY
26 THAT WAS THE BASIS FOR THE LICENSE, OR A COPY OF THE
27 EVIDENCE, AS APPROPRIATE.

28 * * *

29 (9) PRIOR TO THE EXPIRATION OF A TEMPORARY EMERGENCY
30 LICENSE, IF THE [SHERIFF] ISSUING AUTHORITY HAS DETERMINED

1 PURSUANT TO INVESTIGATION THAT THE PERSON ISSUED A TEMPORARY
2 EMERGENCY LICENSE IS NOT DISQUALIFIED AND IF THE TEMPORARY
3 EMERGENCY LICENSE HAS NOT BEEN REVOKED PURSUANT TO SUBSECTION
4 (I), THE [SHERIFF] ISSUING AUTHORITY SHALL ISSUE A LICENSE
5 PURSUANT TO THIS SECTION THAT IS EFFECTIVE FOR THE BALANCE OF
6 THE FIVE-YEAR PERIOD FROM THE DATE OF THE ISSUANCE OF THE
7 TEMPORARY EMERGENCY LICENSE. RECORDS AND ALL OTHER
8 INFORMATION, DUTIES AND OBLIGATIONS REGARDING SUCH LICENSES
9 SHALL BE APPLICABLE AS OTHERWISE PROVIDED IN THIS SECTION.

10 * * *

11 SECTION 6. SECTION 6122 OF TITLE 18 IS REPEALED:

12 [§ 6122. PROOF OF LICENSE AND EXCEPTION.]

13 (A) GENERAL RULE.--WHEN CARRYING A FIREARM CONCEALED ON OR
14 ABOUT ONE'S PERSON OR IN A VEHICLE, AN INDIVIDUAL LICENSED TO
15 CARRY A FIREARM SHALL, UPON LAWFUL DEMAND OF A LAW ENFORCEMENT
16 OFFICER, PRODUCE THE LICENSE FOR INSPECTION. FAILURE TO PRODUCE
17 SUCH LICENSE EITHER AT THE TIME OF ARREST OR AT THE PRELIMINARY
18 HEARING SHALL CREATE A REBUTTABLE PRESUMPTION OF NONLICENSURE.

19 (B) EXCEPTION.--AN INDIVIDUAL CARRYING A FIREARM ON OR ABOUT
20 HIS PERSON OR IN A VEHICLE AND CLAIMING AN EXCEPTION UNDER
21 SECTION 6106(B) (RELATING TO FIREARMS NOT TO BE CARRIED WITHOUT
22 A LICENSE) SHALL, UPON LAWFUL DEMAND OF A LAW ENFORCEMENT
23 OFFICER, PRODUCE SATISFACTORY EVIDENCE OF QUALIFICATION FOR
24 EXCEPTION.]

25 SECTION 7. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.