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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 980 Session of  
2021

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INTRODUCED BY SANCHEZ, KENYATTA, CIRESI, SHUSTERMAN, FREEMAN,  
HOHENSTEIN, ISAACSON, VITALI, SCHLOSSBERG, O'MARA, WEBSTER,  
MADDEN, ZABEL, NEILSON, SCHWEYER, SIMS, D. WILLIAMS,  
McCLINTON, FRANKEL AND KIRKLAND, MARCH 19, 2021

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REFERRED TO COMMITTEE ON JUDICIARY, MARCH 19, 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, providing for report of theft or loss of firearm.

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

6 Section 1. Title 18 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 6115.1. Report of theft or loss of firearm.

9 (a) Duty to report.--An owner or other person lawfully in  
10 possession of a firearm who suffers the loss or theft of a  
11 firearm shall, within 72 hours of the discovery of the loss or  
12 theft, report the facts and circumstances of the loss or theft  
13 to the municipal police of the jurisdiction in which the loss or  
14 theft is believed to have occurred or the Pennsylvania State  
15 Police. The person making the report shall provide all known  
16 information about the firearm, including the following:

17 (1) Name and address of the owner.

1           (2) All known facts and circumstances pertaining to the  
2           loss or theft.

3           (3) Name of the manufacturer and importer.

4           (4) Model.

5           (5) Type of action.

6           (6) Caliber or gauge.

7           (7) Serial number.

8           (8) Any other information deemed necessary by the  
9           officer or police department receiving the report.

10          (b) Sharing of information.--A law enforcement agency that  
11          receives a report under this section shall, within 24 hours of  
12          receiving the report, forward notice of the loss or theft as  
13          well as all information obtained under subsection (a) to the  
14          Pennsylvania State Police.

15          (c) Pennsylvania State Police.--The Pennsylvania State  
16          Police shall receive, collect and file the information under  
17          subsection (a). The Pennsylvania State Police shall cooperate  
18          and undertake to furnish or make the information available to  
19          all law enforcement agencies in this Commonwealth for the  
20          purpose of coordinating law enforcement efforts to locate the  
21          firearm.

22          (d) Return of firearm.--A lost or stolen firearm recovered  
23          by the Pennsylvania State Police or a local law enforcement  
24          agency shall be returned to the lawful owner, subject to the  
25          provisions of section 6111.1(b)(4) (relating to Pennsylvania  
26          State Police).

27          (e) Penalty.--Notwithstanding any other provision of law, a  
28          person who violates subsection (a) commits:

29                 (1) A summary offense for the first offense, punishable  
30                 by a fine of not more than \$500.

1           (2) A misdemeanor of the second degree for a second  
2 offense.

3           (3) A misdemeanor of the first degree for a third or  
4 subsequent offense.

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