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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 226 Session of  
2021

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INTRODUCED BY HUGHES, SANTARSIERO, KEARNEY, FONTANA,  
TARTAGLIONE, STREET AND COMMITTA, FEBRUARY 11, 2021

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REFERRED TO JUDICIARY, FEBRUARY 11, 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 licenses.

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

6 Section 1. Section 6109(c) of Title 18 of the Pennsylvania  
7 Consolidated Statutes is amended, subsection (e)(1) is amended  
8 by adding a subparagraph and the section is amended by adding a  
9 subsection to read:

10 § 6109. Licenses.

11 \* \* \*

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

1 following reasons for obtaining a firearm license shall be set  
2 forth in the application: self-defense, employment, hunting and  
3 fishing, target shooting, gun collecting or another proper  
4 reason. The application form shall be dated and signed by the  
5 applicant and shall contain the following statement:

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

24 \* \* \*

25 (e) Issuance of license.--

26 (1) A license to carry a firearm shall be for the  
27 purpose of carrying a firearm concealed on or about one's  
28 person or in a vehicle and shall be issued if, after an  
29 investigation not to exceed 45 days, it appears that the  
30 applicant is an individual concerning whom no good cause

1 exists to deny the license. A license shall not be issued to  
2 any of the following:

3 \* \* \*

4 (xv) An individual who has not demonstrated  
5 competence with a firearm in accordance with subsection  
6 (e.1).

7 \* \* \*

8 (e.1) Firearms competency.--

9 (1) An individual may demonstrate competence with a  
10 firearm by any one of the following:

11 (i) Completion of any hunter education or hunter  
12 safety course approved by the Pennsylvania Game  
13 Commission or a similar agency of another state.

14 (ii) Completion of any National Rifle Association  
15 firearms safety or training course.

16 (iii) Completion of any firearms safety or training  
17 course or class available to the general public offered  
18 by a law enforcement agency, educational institution,  
19 private or public institution or organization or firearms  
20 training school, utilizing instructors certified by the  
21 National Rifle Association or the Pennsylvania State  
22 Police.

23 (iv) Completion of any law enforcement firearms  
24 safety or training course or class offered for law  
25 enforcement or security enforcement personnel.

26 (v) Presentation of evidence of equivalent  
27 experience with a firearm through participation in  
28 organized shooting competition or military service.

29 (vi) Completion of any firearms training or safety  
30 course or class conducted by a State-certified or

1 National Rifle Association certified firearms instructor.

2 (2) The following shall constitute evidence of  
3 qualification under this subsection:

4 (i) a photocopy of a certificate of completion of  
5 any of the courses or classes;

6 (ii) an affidavit from the instructor, school, club,  
7 organization or group that conducted or taught the course  
8 or class attesting to the completion of the course or  
9 class by the applicant; or

10 (iii) a copy of any document which shows completion  
11 of the course or class or evidences participation in  
12 firearms competition.

13 (3) A person who conducts a course or class under  
14 paragraph (1)(ii), (iii) or (vi) or who, as an instructor,  
15 attests to the completion of the course or class, must  
16 maintain records certifying that the person or instructor  
17 observed the student safely handle and discharge the firearm.  
18 A record shall be retained for two years following completion  
19 of the course or class.

20 \* \* \*

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