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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 761 Session of  
2021

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INTRODUCED BY CAPPELLETTI, FONTANA, KANE, HUGHES, MUTH, KEARNEY,  
HAYWOOD, STREET, COSTA, COLLETT, L. WILLIAMS AND SANTARSIERO,  
JUNE 24, 2021

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REFERRED TO JUDICIARY, JUNE 24, 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 sale or transfer of firearms.

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

6 Section 1. Section 6111(a) and (f)(2) of Title 18 of the  
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 6111. Sale or transfer of firearms.

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

10 (1) [Except as provided in paragraph (2), no seller  
11 shall deliver a firearm to the purchaser or transferee  
12 thereof until 48 hours shall have elapsed from the time of  
13 the application for the purchase thereof, and, when  
14 delivered, the firearm shall be securely wrapped and shall be  
15 unloaded.] No seller, licensed importer, licensed dealer,  
16 licensed manufacturer or county sheriff facilitating a  
17 transfer of a firearm between two persons, who are not  
18 licensed importers, licensed dealers or licensed

1 manufacturers shall deliver the firearm to the purchaser or  
2 transferee until a period of 72 hours has elapsed from the  
3 time of the purchase.

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

12 (3) Paragraph (1) shall not apply to a transfer between  
13 spouses, a transfer between a parent and child or a transfer  
14 between a grandparent and grandchild.

15 \* \* \*

16 (f) Application of section.--

17 \* \* \*

18 (2) The provisions contained in [subsections (a) and]  
19 subsection (c) shall only apply to pistols or revolvers with  
20 a barrel length of less than 15 inches, any shotgun with a  
21 barrel length of less than 18 inches, any rifle with a barrel  
22 length of less than 16 inches or any firearm with an overall  
23 length of less than 26 inches.

24 \* \* \*

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