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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1236 Session of  
2015

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INTRODUCED BY BRIGGS, M. DALEY, BROWNLEE, SCHLOSSBERG, SCHWEYER,  
O'BRIEN, ROZZI, YOUNGBLOOD, KINSEY, COHEN AND DEAN,  
MAY 18, 2015

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REFERRED TO COMMITTEE ON JUDICIARY, MAY 18, 2015

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AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, in inchoate crimes, providing for  
3 possession of weapons within certain licensed facilities; and  
4 imposing a penalty.

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

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

9 § 914. Possession of weapons within certain licensed  
10 facilities.

11 (a) Prohibition.--Individuals, including security department  
12 personnel, are prohibited from possessing a deadly weapon as  
13 defined in section 2301 (relating to definitions), a stun gun or  
14 another device designed to injure or incapacitate a person  
15 within a licensed facility without the express written approval  
16 of the board.

17 (b) Violation.--A violation of this section is a misdemeanor  
18 of the third degree.

1 (c) Exceptions.--The prohibition in subsection (a) does not  
2 apply to:

3 (1) A Pennsylvania State Police officer assigned to the  
4 Gaming Enforcement Office.

5 (2) An on-duty officer or agent of a Federal, State or  
6 local law enforcement agency if the officer or agent is  
7 acting in an official capacity.

8 (d) Approval.--To obtain approval for the possession of a  
9 deadly weapon, a stun gun or another device designed to injure  
10 or incapacitate a person within a licensed facility, an  
11 individual shall be required to submit a written request to the  
12 board which shall include:

13 (1) An explanation of the compelling need for the  
14 possession of the deadly weapon, stun gun or other device  
15 designed to injure or incapacitate a person within the  
16 licensed facility.

17 (2) If the request is for possession of a firearm as  
18 defined in section 6105 (relating to persons not to possess,  
19 use, manufacture, control, sell or transfer firearms), proof  
20 that the individual holds a valid license to possess the  
21 firearm.

22 (e) Notice.--A licensee shall post in a conspicuous location  
23 at each entrance to the licensed facility signs which may be  
24 easily read stating the following:

25 The possession of a deadly weapon, a stun gun or another  
26 device designed to injure or incapacitate a person by any  
27 person within this licensed facility without the express  
28 written permission of the Pennsylvania Gaming Control Board  
29 is prohibited.

30 (f) Definitions.--As used in this section, the following

1 words and phrases shall have the meanings given to them in this  
2 subsection:

3 "Board." The Pennsylvania Gaming Control Board.

4 "Licensed facility." As defined in 4 Pa.C.S. § 1103  
5 (relating to definitions).

6 "Licensee." An individual or entity licensed under 4 Pa.C.S.  
7 Ch. 13 (relating to licensees) to run a licensed facility.

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