
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1519 Session of
2015

INTRODUCED BY C. PARKER, GAINNEY, BISHOP, McNEILL, DAVIS,
J. HARRIS, GIBBONS, THOMAS, COHEN, KINSEY, O'BRIEN, D. COSTA,
KIRKLAND, ROEBUCK AND McCARTER, SEPTEMBER 4, 2015

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 4, 2015

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in firearms and other dangerous
3 articles, providing for duty to report lost or stolen weapon.

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 § 6111.6. Duty to report lost or stolen weapon.

9 (a) Duty to designate.--A school entity and institution of
10 higher education shall designate a person or persons to whom a
11 lost or stolen weapon is to be reported as required by
12 subsection (b).

13 (b) Duty to report.--If a weapon that the parent or guardian
14 owns, possesses or has custody or control over is lost or
15 stolen, the parent, guardian or other person having control or
16 charge of a student who is enrolled in a school entity or
17 institution of higher education shall report the loss or theft
18 to:

1 (1) a person designated under subsection (a) at the
2 school entity or institution of higher education in which the
3 student is enrolled; and

4 (2) the municipal police force or, if the municipality
5 does not have a police force, the Pennsylvania State Police.

6 (c) Liability.--Notwithstanding the monetary limits of
7 liability specified in 23 Pa.C.S. § 5505 (relating to monetary
8 limits of liability), a parent, guardian or other person who has
9 control or charge of a student and who fails to report as
10 required by subsection (b) shall be liable, without monetary
11 limitation, for the injuries sustained by a person present at
12 the school entity or institution of higher education in which
13 the student is enrolled if the student or any other person
14 inflicted the injuries with the lost or stolen weapon.

15 (d) Applicability and presumption.--The following apply:

16 (1) This section shall not apply to a parent, guardian
17 or other person having control or charge of a student
18 enrolled at an institution of higher education where the
19 student is emancipated from the parent, guardian or other
20 person.

21 (2) It shall be presumed that a student is emancipated
22 from a parent if a court has issued an order or otherwise
23 determined that the parent is not responsible for the
24 postsecondary educational costs of the student under 23
25 Pa.C.S. § 4327 (relating to postsecondary educational costs).

26 (e) Regulations.--The Secretary of Education shall
27 promulgate regulations to carry out the provisions of this
28 section.

29 (f) Definitions.--As used in this section, the following
30 words and phrases shall have the meanings given to them in this

1 subsection unless the context clearly indicates otherwise:

2 "Institution of higher education." As defined under section
3 118 of the act of March 10, 1949 (P.L.30, No.14), known as the
4 Public School Code of 1949.

5 "School entity." A public school district, intermediate
6 unit, area vocational-technical school, charter school, private
7 school or parochial school.

8 "Weapon." As defined under section 1301-A of the Public
9 School Code of 1949.

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