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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 144 Session of  
2015

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INTRODUCED BY PETRI, SANTARSIERO, DAVIS, FARRY, DiGIROLAMO,  
GALLOWAY, O'NEILL, DUSH, GODSHALL, JAMES AND MILLARD,  
JANUARY 22, 2015

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REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 22, 2015

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AN ACT

1 Amending the act of December 13, 2005 (P.L.432, No.79), entitled  
2 "An act providing for the issuance of identification cards  
3 for retired law enforcement officers; and providing for the  
4 powers and duties of law enforcement agencies and the  
5 Municipal Police Officers' Education and Training  
6 Commission," further providing for definitions, for retired  
7 law enforcement identification card, for firearm training and  
8 qualification card and for public records; and rescinding and  
9 abrogating rules and regulations.

10 The General Assembly of the Commonwealth of Pennsylvania  
11 hereby enacts as follows:

12 Section 1. The definition of "Commonwealth's standards for  
13 training and qualification for active law enforcement officers  
14 to carry a firearm" in section 3 of the act of December 13, 2005  
15 (P.L.432, No.79), known as the Retired Law Enforcement  
16 Identification Act, is amended to read:

17 Section 3. Definitions.

18 The following words and phrases when used in this act shall  
19 have the meanings given to them in this section unless the  
20 context clearly indicates otherwise:

21 \* \* \*

1 "Commonwealth's standards for training and qualification for  
2 active law enforcement officers to carry a firearm." The  
3 standards established by the law enforcement agency from which  
4 an officer [retired] established eligibility as a qualified  
5 retired law enforcement officer under 18 U.S.C. § 926(c)  
6 (relating to rules and regulations) or by the Municipal Police  
7 Officers' Education and Training Commission for training and  
8 qualification to carry a firearm of the same type as the  
9 concealed firearm, provided that the commission does not charge  
10 a fee to certified law enforcement firearm instructors and  
11 officers for the standards, whether access to the standards is  
12 given through the Internet or some other form of publication.

13 \* \* \*

14 Section 2. Section 4(a), 5(a) and 8 of the act are amended  
15 to read:

16 Section 4. Retired law enforcement identification card.

17 (a) General rule.--Subject to the payment of the fee, if  
18 any, imposed under subsection (c):

19 (1) A law enforcement agency shall provide each officer,  
20 upon [retirement] establishing eligibility as a qualified  
21 retired law enforcement officer under 18 U.S.C. § 926(c)  
22 (relating to rules and regulations), with a retired law  
23 enforcement identification card.

24 (2) At any time after an officer [retires] establishes  
25 eligibility as a qualified retired law enforcement officer  
26 under 18 U.S.C. § 926(c), upon request of the officer, a law  
27 enforcement agency shall provide the retired law enforcement  
28 officer with a retired law enforcement identification card.

29 \* \* \*

30 Section 5. Firearm training and qualification card.

1 (a) General rule.--A retired law enforcement officer shall  
2 be eligible for a qualification card if the law enforcement  
3 officer either:

4 (1) resides in this Commonwealth; or

5 (2) [retired from] established eligibility as a  
6 qualified retired law enforcement officer under 18 U.S.C. §  
7 926(c) (relating to rules and regulations) through service  
8 with a law enforcement agency of this Commonwealth or any  
9 political subdivision thereof.

10 \* \* \*

11 Section 8. Public records.

12 Information provided or maintained pursuant to this act shall  
13 be confidential and shall not be deemed a public record subject  
14 to disclosure under the act of [June 21, 1957 (P.L.390, No.212),  
15 referred to as the Right-to-Know Law] February 14, 2008 (P.L.6,  
16 No.3), known as the Right-to-Know Law.

17 Section 3. Any rule or regulation promulgated by the  
18 commission shall be rescinded or abrogated to the extent that it  
19 is inconsistent with, or imposes eligibility restrictions which  
20 exceed, the provisions of 18 U.S.C. § 926B or 926C(c).

21 Section 4. This act shall take effect in 60 days.