
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2021 Session of
2018

INTRODUCED BY DOWLING, READSHAW, PICKETT, METZGAR, SCHLEGEL
CULVER, BERNSTINE, REESE, DIAMOND, STAATS, WALSH, RYAN,
METCALFE, KAUFFMAN, RAPP, NELSON, PHILLIPS-HILL, GROVE,
TURZAI, REED, ORTITAY, WARNER, BARRAR, KEEFER, CUTLER,
A. HARRIS AND SANKEY, JANUARY 22, 2018

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 22, 2018

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in firearms and other dangerous
3 articles, repealing provisions relating to prohibited conduct
4 during emergency.

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

7 Section 1. Section 6107 of Title 18 of the Pennsylvania
8 Consolidated Statutes is repealed:

9 [§ 6107. Prohibited conduct during emergency.]

10 (a) General rule.--No person shall carry a firearm upon the
11 public streets or upon any public property during an emergency
12 proclaimed by a State or municipal governmental executive unless
13 that person is:

14 (1) Actively engaged in a defense of that person's life
15 or property from peril or threat.

16 (2) Licensed to carry firearms under section 6109
17 (relating to licenses) or is exempt from licensing under

1 section 6106(b) (relating to firearms not to be carried
2 without a license).

3 (b) Seizure, taking and confiscation.--Except as otherwise
4 provided under subsection (a) and notwithstanding the provisions
5 of 35 Pa.C.S. Ch. 73 (relating to Commonwealth services) or any
6 other provision of law to the contrary, no firearm, accessory or
7 ammunition may be seized, taken or confiscated during an
8 emergency unless the seizure, taking or confiscation would be
9 authorized absent the emergency.

10 (c) Definitions.--As used in this section, the following
11 words and phrases shall have the meanings given to them in this
12 subsection:

13 "Accessory." Any scope, sight, bipod, sling, light,
14 magazine, clip or other related item that is attached to or
15 necessary for the operation of a firearm.

16 "Firearm." The term includes any weapon that is designed to
17 or may readily be converted to expel any projectile by the
18 action of an explosive or the frame or receiver of any weapon.]

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