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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2206 Session of  
2024

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INTRODUCED BY BELLMON, RIGBY, VENKAT, HILL-EVANS, PIELLI, GIRAL,  
DELLOSO, KINSEY, BRIGGS, SCHLOSSBERG, HOHENSTEIN, CURRY,  
GUENST, KINKEAD, DONAHUE, SANCHEZ, SHUSTERMAN, BOROWSKI,  
KENYATTA, BURGOS, BULLOCK, SAPPEY, WAXMAN, WEBSTER, McANDREW,  
CERRATO, DALEY, PROBST, KHAN, CEPEDA-FREYTIZ, KIM AND STURLA,  
APRIL 11, 2024

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REFERRED TO COMMITTEE ON JUDICIARY, APRIL 11, 2024

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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(b)(1), (1.1)(i) and (6) and (f)(2)  
7 of Title 18 of the Pennsylvania Consolidated Statutes are  
8 amended and the section is amended by adding a subsection to  
9 read:

10 § 6111. Sale or transfer of firearms.

11 \* \* \*

12 (b) Duty of seller.--No licensed importer, licensed  
13 manufacturer or licensed dealer shall sell or deliver any  
14 firearm to another person, other than a licensed importer,  
15 licensed manufacturer, licensed dealer or licensed collector,  
16 until the conditions of subsection (a) have been satisfied and

1 until he has:

2 (1) [For purposes of a firearm as defined in section  
3 6102 (relating to definitions), obtained a completed  
4 application/record of sale from the potential buyer or  
5 transferee to be filled out in triplicate, the original copy  
6 to be sent to the Pennsylvania State Police, postmarked via  
7 first class mail, within 14 days of the sale, one copy to be  
8 retained by the licensed importer, licensed manufacturer or  
9 licensed dealer for a period of 20 years and one copy to be  
10 provided to the purchaser or transferee. The form of this  
11 application/record of sale shall be no more than one page in  
12 length and shall be promulgated by the Pennsylvania State  
13 Police and provided by the licensed importer, licensed  
14 manufacturer or licensed dealer. The application/record of  
15 sale shall include the name, address, birthdate, gender,  
16 race, physical description and Social Security number of the  
17 purchaser or transferee, the date of the application and the  
18 caliber, length of barrel, make, model and manufacturer's  
19 number of the firearm to be purchased or transferred. The  
20 application/record of sale shall also contain the following  
21 question:

22 Are you the actual buyer of the firearm(s), as defined  
23 under 18 Pa.C.S. § 6102 (relating to definitions), listed  
24 on this application/record of sale? Warning: You are not  
25 the actual buyer if you are acquiring the firearm(s) on  
26 behalf of another person, unless you are legitimately  
27 acquiring the firearm as a gift for any of the following  
28 individuals who are legally eligible to own a firearm:

29 (1) spouse;

30 (2) parent;

1 (3) child;

2 (4) grandparent; or

3 (5) grandchild.] For purposes of a firearm as

4 defined in section 6102 (relating to definitions),  
5 obtained a completed application/record of sale from the  
6 potential buyer or transferee:

7 (i) A licensed importer, licensed manufacturer or  
8 licensed dealer exempted under subsection (k) may  
9 complete an application/record of sale in paper format  
10 which shall be filled out in triplicate, with the  
11 original copy to be sent to the Pennsylvania State  
12 Police, postmarked via first class mail, within 14 days  
13 of the sale.

14 (ii) A licensed importer, licensed manufacturer or  
15 licensed dealer not exempted under subsection (k) shall  
16 complete an electronic application/record of sale at the  
17 time of transfer. A licensed importer, licensed  
18 manufacturer or licensed dealer exempted under subsection  
19 (k) who chooses not to complete an application/record of  
20 sale in paper format shall complete an electronic  
21 application/record of sale at the time of transfer. A  
22 completed electronic application/record of sale shall be  
23 transmitted to the Pennsylvania State Police.

24 (iii) A copy of the application/record of sale shall  
25 be retained either in electronic or paper format by the  
26 licensed importer, licensed manufacturer or licensed  
27 dealer for a period of 20 years and a copy shall be  
28 provided to the purchaser or transferee in electronic or  
29 paper format.

30 (iv) The application/record of sale shall be no more

1 than one page in length and shall be promulgated by the  
2 Pennsylvania State Police and provided by the licensed  
3 importer, licensed manufacturer or licensed dealer. The  
4 application/record of sale shall include the name,  
5 address, birth date, gender, race, physical description  
6 and Social Security number of the purchaser or  
7 transferee, the date of the application and the caliber,  
8 length of barrel, make, model and manufacturer's number  
9 of the firearm to be purchased or transferred. The  
10 application/record of sale shall also contain the  
11 following question:

12 Are you the actual buyer of the firearm(s), as  
13 defined under 18 Pa.C.S. § 6102 (relating to  
14 definitions), listed on this application/record  
15 of sale? Warning: You are not the actual buyer if  
16 you are acquiring the firearm(s) on behalf of  
17 another person, unless you are legitimately  
18 acquiring the firearm as a gift for any of the  
19 following individuals who are legally eligible to  
20 own a firearm:

- 21 (1) spouse;
- 22 (2) parent;
- 23 (3) child;
- 24 (4) grandparent; or
- 25 (5) grandchild.

26 (v) In the event of an electronic failure under  
27 section 6111.1(b)(2) (relating to Pennsylvania State  
28 Police) that affects the electronic application/record of  
29 sale and upon notice from the Pennsylvania State Police,  
30 a licensed importer, licensed manufacturer or licensed

1 dealer shall proceed as if exempted under subsection (k)  
2 and shall obtain a completed application/record of sale,  
3 in paper format, from the potential buyer or transferee.  
4 A licensed importer, licensed manufacturer or licensed  
5 dealer shall proceed with the application/record of sale  
6 as prescribed in subparagraphs (i) and (iii) until  
7 notified by the Pennsylvania State Police that the  
8 electronic failure no longer remains.

9 (1.1) On the date of publication in the Pennsylvania  
10 Bulletin of a notice by the Pennsylvania State Police that  
11 the instantaneous records check has been implemented, all of  
12 the following shall apply:

13 (i) In the event of an electronic failure under  
14 section 6111.1(b) (2) [(relating to Pennsylvania State  
15 Police)] for purposes of a firearm which exceeds the  
16 barrel and related lengths set forth in section 6102,  
17 [obtained] a licensed importer, licensed manufacturer or  
18 licensed dealer shall obtain a completed  
19 application/record of sale in paper form from the  
20 potential buyer or transferee to be filled out in  
21 triplicate, the original copy to be sent to the  
22 Pennsylvania State Police, postmarked via first class  
23 mail, within 14 days of sale, one copy to be retained by  
24 the licensed importer, licensed manufacturer or licensed  
25 dealer for a period of 20 years and one copy to be  
26 provided to the purchaser or transferee.

27 \* \* \*

28 (6) Unless it has been discovered pursuant to a criminal  
29 history, juvenile delinquency and mental health records  
30 background check that the potential purchaser or transferee

1 is prohibited from possessing a firearm pursuant to section  
2 6105, no information received [via telephone following the  
3 implementation of] by the instantaneous background check  
4 system from a purchaser or transferee who has received a  
5 unique approval number shall be retained by the Pennsylvania  
6 State Police.

7 \* \* \*

8 (f) Application of section.--

9 \* \* \*

10 (2) The provisions contained in subsections (a) [and],  
11 (c) and (k) shall only apply to pistols or revolvers with a  
12 barrel length of less than 15 inches, any shotgun with a  
13 barrel length of less than 18 inches, any rifle with a barrel  
14 length of less than 16 inches or any firearm with an overall  
15 length of less than 26 inches.

16 \* \* \*

17 (k) Electronic reporting exemption.--A licensed importer,  
18 licensed manufacturer or licensed dealer who conducts 20 or  
19 fewer firearm sales and transfers per year shall not be required  
20 to use an electronic application/record of sale. The following  
21 shall apply:

22 (1) The Pennsylvania State Police shall conduct an  
23 annual review of the transactions of each licensed importer,  
24 licensed manufacturer and licensed dealer over the past  
25 calendar year to determine whether the licensed importer,  
26 licensed manufacturer or licensed dealer is exempted from the  
27 use of an electronic application/record of sale. The  
28 Pennsylvania State Police shall notify each licensed  
29 importer, licensed manufacturer and licensed dealer of an  
30 exemption to the use of an electronic application/record of

1 sale no later than April 1 of each year.

2 (2) Nothing in this section shall be construed to  
3 prohibit a licensed importer, licensed manufacturer or  
4 licensed dealer from choosing to use an electronic  
5 application/record of sale.

6 Section 2. This act shall take effect April 1, 2025.