

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 517 Session of 2013

INTRODUCED BY WATERS, DEAN, SANTARSIERO, MCCARTER, K. BOYLE,
O'BRIEN, HAGGERTY, CLAY, BISHOP, BROWNLEE, STURLA,
SCHLOSSBERG, MCGEEHAN, MUNDY, THOMAS, KINSEY, YOUNGBLOOD,
KIRKLAND AND COHEN, FEBRUARY 5, 2013

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 5, 2013

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in firearms and other dangerous
3 articles, prohibiting certain assault weapons.

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 § 6121.1. Certain assault weapons prohibited.

9 (a) Offense defined.--Except as set forth in subsection (b),
10 a person may not do any of the following:

11 (1) Possess, use, control, sell, transfer or manufacture
12 an assault weapon or obtain a license to possess, use,
13 control, sell, transfer or manufacture an assault weapon.

14 (2) Obtain a license to do, in this Commonwealth, any of
15 the acts under paragraph (1).

16 (b) Exception.--Subsection (a) shall not apply to a member
17 of the armed forces of the United States or a reserve component

of the armed forces of the United States, the National Guard or
a law enforcement officer while performing official duties or
traveling to or from an authorized place of duty if possession
of the assault weapon is authorized under applicable statute,
regulation or military or law enforcement policy.

(c) Definition.--As used in this section, the term "assault
weapon" means:

(1) Any selective-fire firearm capable of fully
automatic, semiautomatic or burst fire at the option of the
user or any of the other following specified semiautomatic
firearms:

<u>Algimec Agmi</u>	<u>Goncz High-Tech Carbine and</u>
	<u>High-Tech Long Pistol</u>
<u>Armalite AR-180</u>	<u>Heckler & Koch HK-91, HK-93, HK-</u>
	<u>94 and SP-89</u>
<u>Australian Automatic</u>	<u>Holmes MP-83</u>
<u>Arms SAP Pistol</u>	
<u>Auto-Ordnance Thompson</u>	<u>MAC-10, MAC-11 and MAC-11</u>
<u>type</u>	<u>Carbine type</u>
<u>Avtomat Kalashnikov</u>	<u>Intratec TEC-9 and Scorpion</u>
<u>AK-47 type</u>	
<u>Barrett Light-Fifty</u>	<u>Iver Johnson Enforcer model 3000</u>
<u>model 82A1</u>	
<u>Beretta AR-70</u>	<u>Ruger Mini-14/5F folding stock</u>
	<u>model only</u>
<u>Bushmaster Auto Rifle</u>	<u>Scarab Skorpion</u>
<u>and Auto Pistol</u>	
<u>Calico models M-900,</u>	<u>SIG 57 AMT and 500 series</u>
<u>M-950 and 100-P</u>	
<u>Chartered Industries of</u>	<u>Spectre Auto Carbine and Auto</u>

<u>Singapore SR-88</u>	<u>Pistol</u>
<u>Colt AR-15 and Sporter</u>	<u>Springfield Armory BM59, SAR-48</u>
	<u>and G-3</u>
<u>Daewoo K-1, K-2, Max-1</u>	<u>Sterline MK-6 and MK-7</u>
<u>and Max-2</u>	
<u>Ecom MK-IV, MP-9 and</u>	<u>Steyr AUG</u>
<u>MP-45</u>	
<u>Fabrique Nationale</u>	<u>Street Sweeper and Striker 12</u>
<u>FN/FAL, FN/LAR or FN/FNC</u>	<u>revolving cylinder shotguns</u>
<u>FAMAS MAS 223</u>	<u>USAS-12</u>
<u>Feather AT-9 and Mini-AT</u>	<u>UZI Carbine, Mini-Carbine and</u>
	<u>Pistol</u>
<u>Federal XC-900 and</u>	<u>Weaver Arms Nighthawk</u>
<u>XC-450</u>	
<u>Franchi SPAS-12 and</u>	<u>Wilkinson "Linda" Pistol</u>
<u>Law-12</u>	
<u>Galil AR and ARM</u>	

(2) A part or combination of parts designed or intended to convert a firearm into an assault weapon, as defined in paragraph (1) or any combination of parts from which an assault weapon, as defined in paragraph (1), may be rapidly assembled if those parts are in possession or under the control of the same person.

(3) Any semiautomatic firearm not listed in paragraph (1) that meets the following criteria:

(i) a semiautomatic rifle that has an ability to accept a detachable magazine and has at least two of the following:

(A) a folding or telescoping stock;

(B) a pistol grip that protrudes conspicuously

1 beneath the action of the weapon;

2 (C) a bayonet mount;

3 (D) a flash suppressor or threaded barrel
4 designed to accommodate a flash suppressor; and

5 (E) a grenade launcher;

6 (ii) a semiautomatic pistol that has an ability to
7 accept a detachable magazine and has at least two of the
8 following:

9 (A) an ammunition magazine that attaches to the
10 pistol outside of the pistol grip;

11 (B) a threaded barrel capable of accepting a
12 barrel extender, flash suppressor, forward handgrip
13 or silencer;

14 (C) a shroud that is attached to, or partially
15 or completely encircles, the barrel and that permits
16 the shooter to hold the firearm with the nontrigger
17 hand without being burned;

18 (D) a manufactured weight of 50 ounces or more
19 when the pistol is unloaded; and

20 (E) a semiautomatic version of an automatic
21 firearm; or

22 (iii) a semiautomatic shotgun that has at least two
23 of the following:

24 (A) a folding or telescoping stock;

25 (B) a pistol grip that protrudes conspicuously
26 beneath the action of the weapon;

27 (C) a fixed magazine capacity in excess of five
28 rounds; and

29 (D) an ability to accept a detachable magazine.

30 (4) A part or combination of parts designed or intended

1 to convert a firearm into an assault weapon, as defined in
2 paragraph (3), or any combination of parts from which an
3 assault weapon, as defined in paragraph (3), may be rapidly
4 assembled if those parts are in the possession or under
5 control of the same person.

6 The term "assault weapon" does not include any firearm modified
7 to render it permanently inoperable.

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