
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 718 Session of
2013

INTRODUCED BY KRIEGER, BROOKS, PICKETT, SNYDER, MAJOR, TALLMAN,
SACCONE, GRELL, CUTLER, MOUL, HENNESSEY, REESE, DUNBAR,
METCALFE, AUMENT, BENNINGHOFF, MILLARD, LAWRENCE, CAUSER,
EVERETT, HESS, EMRICK, LUCAS, KAUFFMAN, D. COSTA, REED,
FLECK, ROCK, MARSHALL, KORTZ, M. K. KELLER, GABLER, C.
HARRIS, MAHONEY, CLYMER, GROVE, STEVENSON AND MULLERY,
FEBRUARY 13, 2013

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 13, 2013

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 firearms not to be carried
4 without a license.

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

7 Section 1. Section 6106(b) of Title 18 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 6106. Firearms not to be carried without a license.

10 * * *

11 (b) Exceptions.--The provisions of subsection (a) shall not
12 apply to:

13 (1) Constables, sheriffs, prison or jail wardens, or
14 their deputies, policemen of this Commonwealth or its
15 political subdivisions, or other law-enforcement officers.

16 (2) Members of the army, navy, marine corps, air force

1 or coast guard of the United States or of the National Guard
2 or organized reserves when on duty.

3 (3) The regularly enrolled members of any organization
4 duly organized to purchase or receive such firearms from the
5 United States or from this Commonwealth.

6 [(4) Any persons engaged in target shooting with a
7 firearm, if such persons are at or are going to or from their
8 places of assembly or target practice and if, while going to
9 or from their places of assembly or target practice, the
10 firearm is not loaded.]

11 (5) Officers or employees of the United States duly
12 authorized to carry a concealed firearm.

13 (6) Agents, messengers and other employees of common
14 carriers, banks, or business firms, whose duties require them
15 to protect moneys, valuables and other property in the
16 discharge of such duties.

17 (7) Any person engaged in the business of manufacturing,
18 repairing, or dealing in firearms, or the agent or
19 representative of any such person, having in his possession,
20 using or carrying a firearm in the usual or ordinary course
21 of such business.

22 (8) Any person while [carrying a firearm] transporting a
23 firearm as provided under 23 Pa.C.S. Ch. 61 (relating to
24 protection from abuse) which is not loaded and is in a secure
25 wrapper. [from the place of purchase to his home or place of
26 business, or to a place of repair, sale or appraisal or back
27 to his home or place of business, or in moving from one place
28 of abode or business to another or from his home to a
29 vacation or recreational home or dwelling or back, or to
30 recover stolen property under section 6111.1(b)(4) (relating

1 to Pennsylvania State Police), or to a place of instruction
2 intended to teach the safe handling, use or maintenance of
3 firearms or back or to a location to which the person has
4 been directed to relinquish firearms under 23 Pa.C.S. § 6108
5 (relating to relief) or back upon return of the relinquished
6 firearm or to a licensed dealer's place of business for
7 relinquishment pursuant to 23 Pa.C.S. § 6108.2 (relating to
8 relinquishment for consignment sale, lawful transfer or
9 safekeeping) or back upon return of the relinquished firearm
10 or to a location for safekeeping pursuant to 23 Pa.C.S. §
11 6108.3 (relating to relinquishment to third party for
12 safekeeping) or back upon return of the relinquished
13 firearm.]

14 (9) Persons licensed to hunt, take furbearers or fish in
15 this Commonwealth, if such persons are actually hunting,
16 taking furbearers or fishing as permitted by such license, or
17 are going to the places where they desire to hunt, take
18 furbearers or fish or returning from such places.

19 (10) Persons training dogs, if such persons are actually
20 training dogs during the regular training season.

21 (11) Any person while carrying a firearm in any vehicle,
22 which person possesses a valid and lawfully issued license
23 for that firearm which has been issued under the laws of the
24 United States or any other state.

25 (12) A person who has a lawfully issued license to carry
26 a firearm pursuant to section 6109 (relating to licenses) and
27 that said license expired within six months prior to the date
28 of arrest and that the individual is otherwise eligible for
29 renewal of the license.

30 (13) Any person who is otherwise eligible to possess a

1 firearm under this chapter and who is operating a motor
2 vehicle which is registered in the person's name or the name
3 of a spouse or parent and which contains a firearm for which
4 a valid license has been issued pursuant to section 6109 to
5 the spouse or parent owning the firearm.

6 [(14) A person lawfully engaged in the interstate
7 transportation of a firearm as defined under 18 U.S.C. §
8 921(a)(3) (relating to definitions) in compliance with 18
9 U.S.C. § 926A (relating to interstate transportation of
10 firearms).]

11 (15) Any person who possesses a valid and lawfully
12 issued license or permit to carry a firearm which has been
13 issued under the laws of another state, regardless of whether
14 a reciprocity agreement exists between the Commonwealth and
15 the other state under section 6109(k), provided[:

16 (i) The] the other state provides a reciprocal
17 privilege for individuals licensed to carry firearms
18 under section 6109.

19 [(ii) The Attorney General has determined that the
20 firearm laws of the state are similar to the firearm laws
21 of this Commonwealth.]

22 (16) Any person holding a license in accordance with
23 section 6109(f)(3).

24 (17) Any person who is not otherwise prohibited from
25 possessing, using, controlling, selling, transferring or
26 manufacturing a firearm shall be entitled to transport a
27 firearm if all of the following apply:

28 (i) During the transportation, the firearm is not
29 loaded.

30 (ii) The firearm is not being transported for

1 purposes prohibited under the laws of this Commonwealth.

2 * * *

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