
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 775 Session of
2013

INTRODUCED BY GROVE, M. K. KELLER, KAUFFMAN, TALLMAN, MULLERY,
METCALFE, C. HARRIS, D. COSTA, FLECK, MILLER, GINGRICH,
AUMENT, CUTLER, PICKETT, EVERETT, HESS, KORTZ, GABLER,
READSHAW, GILLEN, STEVENSON, MOUL AND GIBBONS,
FEBRUARY 25, 2013

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 25, 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 sale or transfer of firearms;
4 and providing for completion of forms.

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

7 Section 1. Section 6111(b)(1) of Title 18 of the
8 Pennsylvania Consolidated Statutes is amended to read:

9 § 6111. Sale or transfer of firearms.

10 * * *

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

17 (1) For purposes of a firearm as defined in section 6102

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

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

- 28 (1) spouse;
- 29 (2) parent;
- 30 (3) child;

1 (4) grandparent; or

2 (5) grandchild.

3 * * *

4 Section 2. Title 18 is amended by adding a section to read:

5 § 6128. Completion of forms.

6 (a) Generally.--Except as provided under subsection (b), an
7 applicant must personally complete the form for a license to
8 carry a concealed firearm under section 6109 (relating to
9 licenses) or the form for the purchase of a firearm under
10 section 6111 (relating to sale or transfer of firearms) and
11 certify that the answers are true, correct and complete by
12 signing or making his or her mark on the form.

13 (b) Exception.--If an applicant is unable to read or write,
14 the forms described under subsection (a) may be completed as
15 follows:

16 (1) Answers to any questions on forms may be completed
17 by another person.

18 (2) The applicant must certify that the answers given
19 are true, correct and complete by signing or making his or
20 her mark on the form.

21 (3) Two persons must sign as witnesses to the
22 applicant's answers and signature.

23 (c) Definitions.--The following words and phrases when used
24 in this section shall have the meanings given to them in this
25 subsection unless the context clearly indicates otherwise:

26 "Answers to any questions on forms." The term shall include
27 the applicant's name, address, personal identifying information
28 and responses to questions that require an affirmative or
29 negative response.

30 "Another person." The term shall not include the seller of

1 the firearm or the sheriff or his representative.

2 "Two persons." The term shall not include the seller of the
3 firearm or the sheriff or his representative.

4 Section 3. This act shall take effect immediately.