

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2833 Session of
2022

INTRODUCED BY QUINN, GUENST AND HOHENSTEIN, SEPTEMBER 16, 2022

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 16, 2022

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and
2 Judicial Procedure) of the Pennsylvania Consolidated
3 Statutes, in firearms and other dangerous articles, further
4 providing for definitions and for Straw Purchase Prevention
5 Education Program; and, in sentencing, providing for
6 sentencing enhancement for sale or possession of unserialized
7 firearm by certain persons.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 6183 of Title 18 of the Pennsylvania
11 Consolidated Statutes is amended by adding a definition to read:

12 § 6183. Definitions.

13 The following words and phrases when used in this subchapter
14 shall have the meanings given to them in this section unless the
15 context clearly indicates otherwise:

16 * * *

17 "Unserialized firearm." A weapon which is designed to or may
18 readily be converted to expel any projectile by the action of an
19 explosive or the frame or receiver of the weapon that is
20 manufactured or otherwise assembled by an individual who is not
21 licensed to manufacture firearms under this chapter. The term

1 does not include an antique firearm as defined in section
2 6118(c) (relating to antique firearms).

3 Section 2. Section 6184 of Title 18 is amended to read:

4 § 6184. Straw Purchase Prevention Education Program.

5 (a) Establishment.--The Straw Purchase Prevention Education
6 Program is established and shall provide resources and direct
7 grant money to underwrite the cost of implementing an
8 educational and public service outreach program in the
9 community, which shall include information on purchasing
10 unserialized firearms.

11 (b) Outreach.--The educational and public service outreach
12 program shall **[inform]**:

13 (1) Inform individuals of the illegal nature of
14 purchasing a firearm for an individual prohibited from owning
15 firearms.

16 (2) Inform individuals under what circumstances an
17 unserialized firearm may be manufactured, possessed, sold or
18 purchased.

19 (b.1) Program.--The outreach program shall be developed by a
20 not-for-profit organization which:

21 (1) Is a national trade association representing the
22 shooting, hunting and firearm industry.

23 (2) Has a membership consisting of firearm
24 manufacturers, firearm distributors, firearm retailers,
25 publishers and sportsmen's organizations.

26 (3) Has been in existence for at least 45 years prior to
27 the effective date of this section.

28 (c) Priority of grants.--Grants shall be prioritized based
29 on the highest incidence of firearm violence in a county of this
30 Commonwealth.

1 Section 3. Title 42 is amended by adding a section to read:

2 § 9712.2. Sentencing enhancement for sale or possession of
3 unserialized firearm by certain persons.

4 (a) Sentence enhancement.--The Pennsylvania Commission on
5 Sentencing, in accordance with section 2154 (relating to
6 adoption of guidelines for sentencing), shall provide for a
7 sentence enhancement within its guidelines for:

8 (1) A person convicted of an offense under 18 Pa.C.S. §
9 6105(a)(1) (relating to persons not to possess, use,
10 manufacture, control, sell or transfer firearms) who
11 possesses an unserialized firearm.

12 (2) A person convicted of any other offense under 18
13 Pa.C.S. (relating to crimes and offenses) while in possession
14 of an unserialized firearm.

15 (3) A person convicted of an offense under 18 Pa.C.S. §
16 6111 (relating to sale or transfer of firearms) for the sale
17 of a firearm which is an unserialized firearm.

18 (b) Definition.--As used in this section, the term
19 "unserialized firearm" shall have the same meaning given to it
20 in 18 Pa.C.S. § 6183 (relating to definitions).

21 Section 4. This act shall take effect in 60 days.