

AMENDMENTS TO HOUSE BILL NO. 1614

Sponsor: REPRESENTATIVE WHITE

Printer's No. 2092

1 Amend Bill, page 1, line 1, by striking out "Title" and

2 inserting

3 Titles 18 (Crimes and Offenses) and

4 Amend Bill, page 1, line 2, by inserting after "Statutes, "

5 in firearms and other dangerous articles, further providing for

6 persons not to possess, use, manufacture, control, sell or

7 transfer firearms and for sale or transfer of firearms; and,

8 Amend Bill, page 1, lines 9 and 10, by striking out all of

9 said lines and inserting

10 Section 1. Sections 6105 and 6111 of Title 18 of the

11 Pennsylvania Consolidated Statutes are amended by adding

12 subsections to read:

13 § 6105. Persons not to possess, use, manufacture, control, sell
14 or transfer firearms.

15 * * *

16 (d.1) Concurrent jurisdiction to prosecute.--The following
17 apply in a city of the first class where the Attorney General
18 has operated a joint local-State firearm task force:

19 (1) In addition to the authority conferred upon the
20 Attorney General by the act of October 15, 1980 (P.L.950,
21 No.164), known as the Commonwealth Attorneys Act, the
22 Attorney General shall have the authority to investigate and
23 institute criminal proceedings for a violation of this
24 section.

25 (2) No person charged with a violation of this section
26 by the Attorney General shall have standing to challenge the
27 authority of the Attorney General to prosecute the case, and,
28 if any such challenge is made, the challenge shall be
29 dismissed and no relief shall be available in the courts of
30 this Commonwealth to the person making the challenge.

31 (3) This subsection shall not apply to any case
32 instituted two years after the effective date of this
33 subsection.

34 * * *

35 § 6111. Sale or transfer of firearms.

1 * * *

2 (d.1) Concurrent jurisdiction to prosecute.--The following
3 apply in a city of the first class where the Attorney General
4 has operated a joint local-State firearm task force:

5 (1) In addition to the authority conferred upon the
6 Attorney General by the act of October 15, 1980 (P.L.950,
7 No.164), known as the Commonwealth Attorneys Act, the
8 Attorney General shall have the authority to investigate and
9 institute criminal proceedings for a violation of this
10 section.

11 (2) No person charged with a violation of this section
12 by the Attorney General shall have standing to challenge the
13 authority of the Attorney General to prosecute the case, and,
14 if any such challenge is made, the challenge shall be
15 dismissed and no relief shall be available in the courts of
16 this Commonwealth to the person making the challenge.

17 (3) This subsection shall not apply to any case
18 instituted two years after the effective date of this
19 subsection.

20 * * *

21 Section 1.1. Section 8953(a) (3) of Title 42 is amended to
22 read:

23 Amend Bill, page 4, line 21, by striking out "immediately."
24 and inserting

25 as follows:

26 (1) The addition of 18 Pa.C.S. §§ 6105(d.1) and
27 6111(d.1) shall take effect in 60 days.

28 (2) The remainder of this act shall take effect immediately.