

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1130 Session of 2023

INTRODUCED BY GREEN, KINSEY, MADDEN, CEPHAS, CIRESI, SANCHEZ, N. NELSON, PROBST, OTTEN, KINKEAD, D. WILLIAMS, HILL-EVANS, BULLOCK, KHAN, SCHLOSSBERG, CERRATO, HOHENSTEIN, PARKER, MADSEN, GUENST, WAXMAN, KENYATTA, DALEY, SALISBURY, BOROWSKI, KAZEEM, T. DAVIS AND WEBSTER, MAY 5, 2023

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, JULY 6, 2023

AN ACT

1 Amending ~~Titles 18 (Crimes and Offenses) and~~ TITLE 35 (Health <--
2 and Safety) of the Pennsylvania Consolidated Statutes, ~~in~~ <--
3 ~~firearms and other dangerous articles, further providing for~~
4 ~~licenses and for sale or transfer of firearms;~~ establishing
5 the Safe Communities Grant Program and the Safe Communities
6 Grant Program Fund; and imposing duties on the Pennsylvania
7 Commission on Crime and Delinquency.

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

10 ~~Section 1. Section 6109(h)(1) introductory paragraph of~~ <--
11 ~~Title 18 of the Pennsylvania Consolidated Statutes is amended~~
12 ~~and the subsection is amended by adding a paragraph to read:~~

13 ~~§ 6109. Licenses.~~

14 * * *

15 ~~(h) Fee.~~

16 ~~(1) In addition to fees described in paragraphs [(2)(ii)~~
17 ~~and] (3) and (3.1), the fee for a license to carry a firearm~~
18 ~~is \$19. This includes all of the following:~~

1 * * *

2 ~~(3.1) An additional fee of \$10 shall be paid by the~~
3 ~~applicant for a license to carry a firearm, including a~~
4 ~~renewal of a license to carry a firearm, and shall be~~
5 ~~remitted by the sheriff to the Safe Communities Grant Program~~
6 ~~Fund established under 35 Pa.C.S. § 5903 (relating to Safe~~
7 ~~Communities Grant Program Fund).~~

8 * * *

9 Section 2. ~~Section 6111(b) of Title 18 is amended by adding~~
10 ~~a paragraph to read:~~

11 ~~§ 6111. Sale or transfer of firearms.~~

12 * * *

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

19 * * *

20 ~~(3.1) Charged each buyer or transferee a fee of \$1,~~
21 ~~which shall be transferred by the seller to the Pennsylvania~~
22 ~~State Police to be remitted to the Safe Communities Grant~~
23 ~~Program Fund established under 35 Pa.C.S. § 5903 (relating to~~
24 ~~Safe Communities Grant Program Fund).~~

25 * * *

26 Section 3. ~~Title 35 is amended by adding a chapter to read:~~

27 SECTION 1. TITLE 35 OF THE PENNSYLVANIA CONSOLIDATED
28 STATUTES IS AMENDED BY ADDING A CHAPTER TO READ:

<--

29 CHAPTER 59

30 SAFE COMMUNITIES GRANT PROGRAM

1 Sec.

2 5901. Definitions.

3 5902. Grant program.

4 5903. Safe Communities Grant Program Fund.

5 5904. Applications.

6 5905. Award of program grants.

7 5906. Reports.

8 § 5901. Definitions.

9 The following words and phrases when used in this chapter
10 shall have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Commission." The Pennsylvania Commission on Crime and
13 Delinquency.

14 "Eligible applicant." A municipality located within this
15 Commonwealth that has not received a grant from the program in
16 the previous five years.

17 "Fund." The Safe Communities Grant Program Fund established
18 under section 5903 (relating to Safe Communities Grant Program
19 Fund).

20 "Municipality." A county, city, borough, incorporated town,
21 township, home rule municipality, optional plan municipality,
22 optional charter municipality or similar general purpose unit of
23 government that may be created or authorized by statute or
24 school district.

25 "Program." The Safe Communities Grant Program established
26 under section 5902 (relating to grant program).

27 § 5902. Grant program.

28 (a) Establishment.--The Safe Communities Grant Program is
29 established as a competitive grant program within the
30 commission.

1 (B) DEPOSITS.--MONEY APPROPRIATED TO THE FUND BY THE GENERAL <--
2 ASSEMBLY SHALL BE DEPOSITED INTO THE FUND.

3 ~~(b)~~ (C) Purpose.--The purpose of the program is to award <--
4 grants to improve public health and safety around this
5 Commonwealth through the installation and maintenance of
6 lighting or security cameras, or both, in and around high crime
7 areas, as determined by the commission, with priority to be
8 given to schools, playgrounds and recreation and senior centers.

9 ~~(e)~~ (D) Administration.--The commission shall administer the <--
10 program.

11 ~~(d)~~ (E) Public notice.--The commission shall provide <--
12 information regarding the availability and award of program
13 grant money on the commission's publicly accessible Internet
14 website.

15 § 5903. Safe Communities Grant Program Fund.

16 (a) Establishment.--The Safe Communities Grant Program Fund
17 is established in the State Treasury.

18 (b) Appropriation.--All money deposited into the fund and
19 interest earned on the money in the fund are appropriated to the
20 commission on a continuing basis to award grants under this
21 chapter.

22 § 5904. Applications.

23 (a) Forms.--The commission shall develop annual grant
24 application forms for any eligible applicants that seek a
25 program grant. At a minimum, the forms shall contain the
26 following information:

27 (1) The name, address and contact information of the
28 municipality.

29 (2) The amount of program grant money requested.

30 (3) The proposed use for the requested program grant

1 money.

2 (4) If applicable, a detailed plan describing the
3 monitoring of any security cameras installed with money from
4 the program.

5 (5) If applicable, a detailed maintenance plan for any
6 lighting installed with money from the program.

7 (6) Any other information that the commission deems
8 necessary and appropriate.

9 (b) Application period.--Beginning no later than 180 days
10 after the effective date of this section, the commission shall
11 begin accepting and processing applications. For all subsequent
12 years, the commission shall establish an application period
13 during which applications for grants under this chapter are
14 accepted.

15 § 5905. Award of program grants.

16 (a) Review.--After review of the information provided under
17 each applicant's submitted application form, the commission
18 shall determine whether to award grant program money to the
19 applicant and, if so, the amount of the program grant money
20 awarded.

21 (b) Allocation.--The commission may not award a grant in
22 excess of \$25,000 nor provide grants in excess of the amount in
23 the fund.

24 (c) Competitive nature of awards.--Program grants shall be
25 awarded on a competitive basis to eligible applicants. In
26 awarding program grants, the commission shall:

27 (1) Give preference to applicants whose grant proposals
28 demonstrate the greatest likelihood of reducing the number of
29 persons victimized by gun violence in their community.

30 (2) Consider the scope of the applicant's proposal and

1 the applicant's demonstrated need for additional resources to
2 effectively reduce gun violence in the affected municipality.

3 (d) Time periods.--

4 (1) The commission shall approve or deny an application
5 no later than 60 days after the receipt of the application.

6 (2) If the commission fails to approve or deny within 60
7 days after the receipt of the application, the application
8 shall be deemed denied.

9 (e) Notice.--

10 (1) The commission shall provide written notice to the
11 applicant of the award or denial of the program grant money.

12 (2) Notice of the award of program grant money shall
13 include the amount of the program grant money awarded and any
14 conditions or restrictions on the use of the program grant
15 money.

16 (3) Notice of the denial of all or part of the program
17 grant money requested shall include the reasons for the full
18 or partial denial.

19 § 5906. Reports.

20 No less than every three years, the commission shall prepare
21 and submit a report to the General Assembly regarding the rate
22 of gun violence in municipalities that received grants from the
23 program.

24 Section 4 2. This act shall take effect in 60 days.

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