

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
AND KAZEEM, MAY 5, 2023

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 27, 2023

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 35 (Health and
2 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 CHAPTER 59

28 SAFE COMMUNITIES GRANT PROGRAM

29 Sec.

30 5901. Definitions.

1 5902. Grant program.

2 5903. Safe Communities Grant Program Fund.

3 5904. Applications.

4 5905. Award of program grants.

5 5906. Reports.

6 § 5901. Definitions.

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

10 "Commission." The Pennsylvania Commission on Crime and
11 Delinquency.

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

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

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

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

25 § 5902. Grant program.

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

29 (b) Purpose.--The purpose of the program is to award grants
30 to improve public health and safety around this Commonwealth

1 through the installation and maintenance of lighting or security
2 cameras, or both, in and around high crime areas, as determined
3 by the commission, schools, playgrounds and recreation centers <--
4 WITH PRIORITY TO BE GIVEN TO SCHOOLS, PLAYGROUNDS AND RECREATION <--
5 AND SENIOR CENTERS.

6 (c) Administration.--The commission shall administer the
7 program.

8 (d) Public notice.--The commission shall provide information
9 regarding the availability and award of program grant money on
10 the commission's publicly accessible Internet website.

11 § 5903. Safe Communities Grant Program Fund.

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

14 (b) Appropriation.--All money deposited into the fund and
15 interest earned on the money in the fund are appropriated to the
16 commission on a continuing basis to award grants under this
17 chapter.

18 § 5904. Applications.

19 (a) Forms.--The commission shall develop annual grant
20 application forms for any eligible applicants that seek a
21 program grant. At a minimum, the forms shall contain the
22 following information:

23 (1) The name, address and contact information of the
24 municipality.

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

26 (3) The proposed use for the requested program grant
27 money.

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

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

3 (6) Any other information that the commission deems
4 necessary and appropriate.

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

11 § 5905. Award of program grants.

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

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

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

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

26 (2) Consider the scope of the applicant's proposal and
27 the applicant's demonstrated need for additional resources to
28 effectively reduce gun violence in the affected municipality.

29 (d) Time periods.--

30 (1) The commission shall approve or deny an application

1 no later than 60 days after the receipt of the application.

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

5 (e) Notice.--

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

8 (2) Notice of the award of program grant money shall
9 include the amount of the program grant money awarded and any
10 conditions or restrictions on the use of the program grant
11 money.

12 (3) Notice of the denial of all or part of the program
13 grant money requested shall include the reasons for the full
14 or partial denial.

15 § 5906. Reports.

16 No less than every three years, the commission shall prepare
17 and submit a report to the General Assembly regarding the rate
18 of gun violence in municipalities that received grants from the
19 program.

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