

**Firearms Owners Against Crime – [www.foacpac.org](http://www.foacpac.org)**  
**2019-20 Anti-Gun Legislation-PA House & Senate**



1. Assault Weapon Ban – [HB307](#) / [HB1162](#) / [SB292](#) / [SB388](#)
2. Mandatory Background Checks ALL Firearms – [HB159](#) / [HB673](#) / [HB1847](#) / [SB88](#)
3. Mandatory Background Checks for Ammunition Purchase – [HB738](#) / [HB1494](#)
4. Register and Tax ALL firearms annually – [HB768](#)
5. Lost or Stolen Firearms/Mandatory Reporting – [HB1288](#) / [SB483](#)
6. Licensing Firearms Ownership & Mandatory Training – [HB467](#) / [SB344](#)
7. Extreme Risk Protection Orders [HB1028](#) / [HB1075](#) / [SB90](#) / [SB293](#)
8. No Fly List Gun Ban – [HB326](#) & [SB598](#)

*Legislation Source: <http://www.legis.state.pa.us/>*

**Item #1 Analysis Below:**

**Assault Weapon & High Capacity Magazine Ban – [HB307](#) / [HB1162](#) / [SB292](#) / [SB388](#)**

[HB307](#) (Rep. Gainey), [HB1162](#) (Rep. Schweyer), [SB292](#) (Sen. Fontana), [SB388](#) (Sen. Costa) - This legislation bans a broad cross-section of gas operated firearms. This includes ALL legally owned and registered machine guns and a specific list of semi-automatic firearms along with a catch all category that focuses on different cosmetic features on a semi-auto. This legislation also bans *firearm magazines*.

**Item #2 Analysis Below:**

**Ending Private Sales of Rifles & Shotguns [HB159](#) / [HB673](#) / [SB88](#)**

[HB159](#) (Rep. Quinn) / [HB673](#) (Rep. Warren) / [SB88](#) (Sen. Hughes) This bill requires a background check for 'all' firearms sales or transfers in Pennsylvania. *This would end the private transfer of all rifles and shotguns.*

[HB159](#) is deceptive in providing a supposed benefit of allowing a second purchase of a firearm if previously approved within 72 hours.

Pennsylvania law has mandated the completion of a Record of Sale for all handgun sales in PA since 1931. The vast majority of violent firearms crime utilizes handguns despite this background check process. The number of homicides in PA in 2017 (FBI/UCR) were 11 with rifles and 8 with shotguns and is nearly half as many since 2014. In 2017 there were 63 homicides by edged weapons and 32 by Fists or Feet.

**Item #3 Analysis Below:**

**Mandatory Background Checks for Ammunition [HB738](#)**

[HB738](#) (Rep. Kirkland) This legislation bans the private sale of ammunition unless a background check is conducted in a face-to-face transaction at a dealer.

**Item #4 Analysis Below:**

**Register & Tax ALL Firearms & Fingerprint Owners [HB768](#)**

[HB768](#) (Rep. Cruz) This bill would mandate that ALL firearms must be registered and taxed annually (\$10) with the PA State Police. In addition, ALL gun owners must be fingerprinted 'and' report any firearms theft within 48 hours. It also ignores the lawful carrying of firearms where it mandates the disassembly of all firearms 'except' when under the owners control ONLY at the residence or business or used recreationally (section 5, #3 – Page 7). Criminal penalties are involved for failure to follow this law.

**Item #5 Analysis Below:**

**Lost or Stolen Firearms / Mandatory Reporting [SB483](#)**

[SB483](#) (Sen. Tartaglione) This legislation requires the reporting of any lost or stolen firearm to law enforcement within 24 hours. It is the duty of the firearm owner to provide information on the firearm 'without limit' to police. Criminal punishment for failure to report a lost or stolen firearm is provided.

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## Item #6 Analysis Below:

### Licensing Firearms & Mandatory Training – [HB467](#) / [SB344](#)

[HB467](#) (Rep. Cruz) [SB344](#) (Sen. Haywood) This legislation would turn the Constitution into a privilege from a right by creating a separate and onerous licensing procedure *just to purchase and possess* a firearm. This licensing procedure would be required to be in place **prior to being able to apply for a license to carry** firearms for self-defense and would cost \$50 plus background check fees / a 5-year term with mandatory renewal of this license to possess firearms.

This legislation requires proof of firearms training from a certified instructor or course to be issued this license. States with mandatory training requirements experience ‘no’ benefits from government mandated training ‘and’ have a worse safety record than Pennsylvania.

This bill would also put in place mandatory registration of firearms with mandatory surrender of firearms after license revocation with criminal penalties for non-compliance.

## Item #7 Analysis Below:

### Extreme Risk Protection Orders [HB1028](#) / [HB1075](#) / [SB90](#) / [SB293](#)

These Gun Confiscation Orders would allow police or angry relatives or past dating partners or even people that you have consanguinity with to convene a secret star-chamber proceeding, otherwise known as an ‘Ex Parte’ hearing, meaning they are issued without your knowledge. You DON’T get a chance to defend yourself (prove you’re innocent) until at least 10 days AFTER the firearms are seized, if then! You WILL lose your Licenses To Carry Firearms, Hunt, etc.! **These orders allow UNLIMITED extensions.**

These are technically known as Extreme Risk Protection Orders ‘or’ Gun Violence Restraining Orders ‘or’ Red Flag Laws but *the most accurate description is Gun Confiscation Orders*. Anti-gun groups are disguising their insidious intent by sugar-coating them as "red-flag laws" or "extreme violence protective orders." But just as "assault weapon" was a fraudulent term intended to polarize public opinion, we have to call this anti-gun legislation for what it is: GUN CONFISCATION ORDERS.

## Item #8 Analysis Below:

### No Fly List Gun Ban – [HB326](#) / [SB598](#)

[HB326](#) (Rep. Warren) [SB598](#) (Sen. Sabatina) No Fly Lists are rife with many cases of mistaken identity without any ties to terrorism. The Pulse Nightclub killer was on the FBI list and yet was approved by the FBI to purchase firearms legally. Government keeps the size and content of the lists secret and won’t reveal who’s on them.

It is nearly impossible for anyone without political connections to get off the no-fly lists. The ACLU has argued that the **FBI’s no-fly list violates constitutional due process safeguards** because the government does not provide individuals the reasons for their placement on the list, the basis for the decision, or an appeal process in a court of law.

**\*\*We respectfully ask you** to challenge legislators who support/co-sponsor any of this legislation by asking them to justify their support of this legislation and renounce that support. Please ask for their positions in writing and share their responses with us so we can add this information to their record on our Right to Bear Arms and Constitutional Freedoms.

**Contact FOAC:** E-Mail: [info@foacpac.org](mailto:info@foacpac.org) Mail: P.O. Box 1111, McMurray, PA 15317

**Firearm Owners Against Crime (FOAC)** is non-partisan, non-connected Political Action All-Volunteer Committee organized to empower all gun owners, outdoors enthusiasts and supporters of the 2nd Amendment to the Bill of Rights of the U.S. Constitution and Article 1 Section 21 and Section 25 of the PA Constitution with the tools and information necessary to protect this freedom from transgression. Candidates for office are evaluated every election cycle, approved, placed on an FOAC voter guide and distributed throughout the Commonwealth. **Website:** [www.foac-pac.org](http://www.foac-pac.org)

## Legislation to Oppose

### \*\*PA House

HB 159  
HB 162  
HB 165  
HB 202  
HB 204  
HB 307  
HB 326  
HB 336  
HB 344  
HB 377  
HB 378  
HB 467  
HB 532  
HB 658  
HB 673  
HB 699  
HB 700  
HB 724  
HB 738  
HB 740  
HB 768  
HB 851  
HB 1028  
HB 1075  
HB 1162  
HB 1288  
HB 1289  
HB 1494  
HB 1527  
HB 1664  
HB 1725  
HB 1748  
HB 1753  
HB 1762  
HB 1764  
HB 1847  
HB 1857  
HB 1858  
HB 1889

### \*\*PA Senate

SB 88  
SB 90  
SB 137  
SB 138  
SB 195  
SB 197  
SB 290  
SB 292  
SB 293  
SB 344  
SB 388  
SB 394  
SB 483  
SB 496  
SB 598  
SB 625  
SB 830  
SB 839  
SB 767