



## 2021-22 Anti-Gun Legislation-PA House & Senate

1. Assault Weapon Bans/Restrictions – [HB 698](#) / [HB 770](#) / [SB 748](#)
2. Mandatory Background Checks ALL Firearms – [HB 235](#) / [HB 338](#) / [HB 1235](#) / [HB 1810](#) / [SB 88](#)
3. Repeals Pennsylvania's Firearm Preemption Law – [HB 361](#) / [HB 1538](#)
4. Ammunition Purchase Restrictions – [HB 393](#) / [HB 1751](#) / [HB 1786](#)
5. Expand Gun Free Zones to Polling Places, Gov. Bldgs. – [HB 528](#) / [HB 737](#) / [HB 1090](#)
6. Lost or Stolen Firearms/Mandatory Reporting – [HB 699](#) / [HB 980](#) / [SB 217](#)
7. Licensing Firearms Ownership & Mandatory Training – [HB 872](#) / [HB 1846](#) / [SB 226](#)
8. Extreme Risk Protection Orders [HB 1211](#) / [HB 1903](#) / [SB 134](#)
9. No Fly List Gun Ban – [HB 1900](#) / [SB 490](#)

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

### Item #1 Analysis Below:

**Assault Weapon & High Capacity Magazine Ban – [HB 698](#) / [HB 770](#) / [SB 748](#)**

[HB 698](#) (Rep. Fitzgerald), [HB 770](#) (Rep. Gainey) [SB 748](#) (Sen. Costa)- This legislation bans ([HB 698](#) & [HB 770](#)) a broad cross-section of gas operated firearms. [HB 698](#) 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 semi-auto cosmetic features and capacity limits for *firearm magazines*.

### Item #2 Analysis Below:

**Ending Private Sales of Rifles & Shotguns [HB 235](#) / [HB 338](#) / [HB 1235](#) / [HB 1810](#) / [SB 88](#)**

[HB 235](#) (Rep. Warren) / [HB 338](#) (Rep. Hohenstein) / [HB 1235](#) (Rep. Quinn) [HB 1810](#) (Rep. Cruz) / [SB88](#) (Sen. Hughes) These bills requires a background check for 'all' firearms sales or transfers in Pennsylvania. *This would end the private transfer of all rifles and shotguns.* [HB 1235](#) is deceptive in providing a supposed benefit of allowing a second purchase of a firearm if previously approved within 72 hours.

### Item #3 Analysis Below:

**Repeals Pennsylvania's Firearm Preemption Law – [HB 361](#) / [HB 1538](#)**

[HB 361](#) (Rep. Isaacson) [HB 1538](#) (Rep. Frankel) This legislation would effectively terminate the firearm preemption that prohibits local gun laws. The Pennsylvania Constitution requires that all laws must be uniform across the Commonwealth. Local officials have neither the training or authority to create local gun laws. Eliminating preemption laws is a cornerstone of the anti-gun groups in PA and throughout America.

### Item #4 Analysis Below:

**Mandatory Background Checks for Ammunition [HB 393](#) / [HB 1751](#) / [HB 1786](#)**

[HB 393](#) (Rep. Sims) / [HB 1751](#) (Rep. Kirkland) [HB 1786](#) (Rep. Kinsey) – Restricting access to ammunition is a key effort of anti-gunners whether it is mandatory background checks, ID requirements or taxing ammunition, the goal is the end to the private purchase of ammunition.

### Item #5 Analysis Below:

**Expand Gun Free Zones to Polling Places, Gov. Bldgs. [HB 528](#) / [HB 737](#) / [HB 1090](#)**

[HB 528](#) (Rep. Bullock) [HB 737](#) (Rep. Daley) [HB 1090](#) (Rep. Shusterman) These bills would restrict citizens self-defense rights by prohibiting the carrying of firearms in public recreation areas ([HB 528](#)), at election polling places ([HB 737](#)) and repealing current law on securing firearms at court facilities and even prohibiting the possession of firearms in parking lots ([HB 1090](#)). ALL of these bills will prevent the law abiding from protecting themselves and ignores the fact that those with true criminal intent will ignore.

### Item #6 Analysis Below:

**Lost or Stolen Firearms / Mandatory Reporting [HB 699](#) / [HB 980](#) / [SB 217](#)**

[HB 699](#) (Rep. Fitzgerald) [HB 980](#) (Rep. Sanchez) [SB 217](#) (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.

**Item #7 Analysis Below:**

**Licensing Firearms & Mandatory Training – [HB 872](#) / [HB 1846](#) / [SB 226](#)**

**[HB 872](#)** (Rep. Kinsey) / **[HB 1846](#)** (Rep. Sappey) / **[SB 226](#)** (Sen. Hughes) 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 #8 Analysis Below:**

**Extreme Risk Protection Orders / Red Flags [HB 1211](#) / [HB 1903](#) / [SB 134](#)**

**[HB 1211](#)** (Rep. Guent) / **[HB 1903](#)** (Rep. Stephens) / **[SB 134](#)** (Sen. Fontana) These Gun Confiscation Orders would allow police or angry relatives or past dating partners to initiate a secret star-chamber proceeding known as an ‘Ex Parte’ hearing (without your knowledge), at the lowest standard of evidence (Preponderance). You DON’T get a chance to defend yourself (prove you’re innocent) until at least 10 days AFTER firearms seizure! You WILL lose your right to a LTCF, Hunt, 2A etc.! **These orders allow UNLIMITED extensions.**

These are technically known as Extreme Risk Protection Orders ‘or’ Red Flag Laws but *the ‘best’ 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." This is a fraudulent term meant to polarize public opinion and this anti-gun legislation should be known for what it is: **Gun Confiscation Without Due Process.**

**Item #9 Analysis Below:**

**No Fly List Gun Ban – [HB 1900](#) / [SB 490](#)**

**[HB 1900](#)** (Rep. Warren) / **[SB 490](#)** (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 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 ask ALL gun owners** to urge ‘every’ PA Rep. & Senator to vote against these bills in committee and on the floor. Ask your PA House/Senate member what their position is on this legislation (and ‘WHY’), in writing. Please share their responses with us!

**Questions & Comments for FOAC: Website: [www.foac-illea.org](http://www.foac-illea.org) E-Mail: [info@foac-illea.org](mailto:info@foac-illea.org)**

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**Firearm Owners Against Crime-Institute for Legal, Legislative and Educational Action (FOAC-ILLEA)** is a 501c4 non-profit organized to promote social welfare within the meaning of section 501(c)(4) of the Internal Revenue Code, including but not limited to:(1) developing and advocating for legislation, regulations, and government programs to improve safety, protect citizens, stimulate sportsmen's activities and safe legal firearm ownership (2) conducting research and publicizing the positions of elected officials concerning these issues (3)for legal defense of firearms and sportsmen's related issues (4) to educate the public on safe and legal firearm ownership, and Constitutional Issues thereof.

**Legislation  
to Oppose**

**\*\*PA House**

HR 44  
HB 235  
HB 237  
HB 271  
HB 338  
HB 361  
HB 364  
HB 393  
HB 413  
HB 414  
HB 451  
HB 528  
HB 690  
HB 698  
HB 699  
HB 702  
HB 717  
HB 737  
HB 770  
HB 785  
HB 869  
HB 872  
HB 917  
HB 980  
HB 981  
HB 1077  
HB 1090  
HB 1211  
HB 1235  
HB 1247  
HB 1306  
HB 1315  
HB 1538  
HB 1751  
HB 1786  
HB 1810  
HB 1831  
HB 1832  
HB 1833  
HB 1834  
HB 1836  
HB 1846  
HB 1900  
HB 1903

**\*\*PA Senate**

SB 88  
SB 134  
SB 217  
SB 219  
SB 226  
SB 238  
SB 239  
SB 413  
SB 414  
SB 429  
SB 490  
SB 497  
SB 546  
SB 581  
SB 582  
SB 598  
SB 632  
SB 728  
SB 748  
SB 816  
SB 855  
SR 67  
SR 124  
SR 152