

Legislation Details (With Text)

File #:	100722-A	Version:	1	Name:	
Type:	Bill	Status:		ENACTED	
File created:	10/28/2010	In control:		Committee on Public Safety	
On agenda:		Final action:		2/17/2011	
Title:	Amending Chapter 10-818 of The Philadelphia Code to provide that no person shall carry a firearm on public streets or public property unless the person is licensed to carry such firearm by a political subdivision of the Commonwealth of Pennsylvania, regardless of whether the person possesses a license issued in another state, under certain terms and conditions.				
Sponsors:	Councilmember Clarke, Councilmember Rizzo, Councilmember Miller				
Indexes:	FIREARMS				
Code sections:	10-818 - Firearms in Public Places				
Attachments:	1. CertifiedCopy100722-A01.pdf				

Date	Ver.	Action By	Action	Result	Tally
2/25/2011	1	MAYOR	SIGNED		
2/17/2011	0	CITY COUNCIL	READ AND PASSED	Pass	17:0
2/10/2011	1	CITY COUNCIL	ORDERED PLACED ON FINAL PASSAGE CALENDAR FOR NEXT MEETING.		
2/10/2011	0	CITY COUNCIL	RECONSIDERED	Pass	17:0
2/10/2011	0	CITY COUNCIL	READ		
2/10/2011	1	CITY COUNCIL	AMENDED		
2/3/2011	0	CITY COUNCIL	READ AND PASSED	Pass	17:0
1/27/2011	0	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
12/16/2010	0	CITY COUNCIL	ORDERED PRINTED AND PLACED ON NEXT FIRST READING CALENDAR	Pass	
12/14/2010	0	Committee on Public Safety	HEARING NOTICES SENT		
12/14/2010	0	Committee on Public Safety	HEARING HELD		
12/14/2010	0	Committee on Public Safety	REPORTED FAVORABLY		
12/1/2010	0	Committee on Public Safety	HEARING NOTICES SENT		
12/1/2010	0	Committee on Public Safety	Cancellation of Scheduled Public Hearing		
10/28/2010	0	CITY COUNCIL	Introduced and Referred	Pass	

Amending Chapter 10-818 of The Philadelphia Code to provide that no person shall carry a firearm on public streets or public property unless the person is licensed to carry such firearm by a political subdivision of the Commonwealth of Pennsylvania, regardless of whether the person possesses a license issued in another state, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 10-818 of The Philadelphia Code is hereby amended to read as follows:

§ 10-818. Firearms in Public Places.

(1) Definition.

Firearms. "Firearms" means any revolver, pistol, rifle, shotgun or other weapon capable of propelling a projectile by means of an explosive material or charge.

(2) Prohibited Conduct. No person shall carry a firearm upon the public streets or upon any public property at any time unless that person is:

(a) *either (1) a resident of Pennsylvania licensed by a political subdivision of the Commonwealth of Pennsylvania to carry a firearm or licensed to hunt; or (2) a resident of another state, which state has a reciprocity agreement with Pennsylvania under 18 Pa. C.S. § 6109(k) or has statutory reciprocity under § 6106(b), and is licensed by such state to carry a firearm or to hunt;*

(b) actively engaged in a defense of his life or property from imminent peril or threat; or

(c) a police officer or member of the State or Federal militia on active duty.

(3) In the event that a court of competent jurisdiction determines, in a final Order from which no further appeal is available, that persons with licenses from states other than those set forth in subsection (2)(a) have a statutory right to carry a firearm upon the public streets or public property, then, in addition to the persons categorized in subsection (2)(a), the following persons shall not be prohibited from carrying a firearm upon the public streets or public property:

(a) a person licensed to carry a firearm or to hunt by a state with firearms laws similar to the firearms laws of Pennsylvania, and which provides a reciprocal privilege for individuals licensed by Pennsylvania. For purposes of this subsection (a), only the following states are deemed to have firearms laws similar to those of Pennsylvania: Colorado, Idaho, Indiana, Louisiana, Montana, North Dakota and Utah.

[(3)] (4) Penalty. The penalty for violation of this Section shall be a fine of not less than three hundred (300) dollars and imprisonment of not less than ninety days.

Explanation:

[Brackets] indicate matter deleted.
Italics indicate new matter added.