

## Legislation Details (With Text)

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**File #:** 000659-A      **Version:** 2      **Name:**

**Type:** Bill      **Status:** ENACTED

**File created:** 10/19/2000      **In control:** Committee on Public Safety

**On agenda:**      **Final action:** 12/14/2000

**Title:** Amending Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity" by adding Section 10-828 entitled "Reporting Requirements Upon the Application or Renewal of a License to Carry a Firearm," by requiring upon the application or renewal of a license to carry a firearm concealed in a vehicle or one about the person of an individual, certain reporting requirements, under certain terms and conditions.

**Sponsors:** Councilmember Clarke, Councilmember Ortiz

**Indexes:** GUNS

**Code sections:** 10-828 - Prohibition on Sale of Box Cutters and Similiar Utility Knives to Persons Under the Age of Eighteen, Title 10 - REGULATION OF INDIVIDUAL CONDUCT AND ACTIVITY

**Attachments:** 1. CertifiedCopy000659-A02.pdf

Date	Ver.	Action By	Action	Result	Tally
1/23/2001	2	MAYOR	SIGNED		
12/14/2000	2	CITY COUNCIL	READ		
12/14/2000	2	CITY COUNCIL	PASSED	Pass	14:2
12/7/2000	1	CITY COUNCIL	READ		
12/7/2000	2	CITY COUNCIL	ORDERED PLACED ON FINAL PASSAGE CALENDAR FOR NEXT MEETING.		
12/7/2000	2	CITY COUNCIL	AMENDED		
11/16/2000	1	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
11/16/2000	1	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
11/16/2000	1	CITY COUNCIL	ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
11/15/2000	0	Committee on Public Safety	HEARING HELD		
11/15/2000	0	Committee on Public Safety	AMENDED		
11/15/2000	1	Committee on Public Safety	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
10/19/2000	0	CITY COUNCIL	Referred		
10/19/2000	0	CITY COUNCIL	Introduced	Pass	

Amending Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity" by adding Section 10-828 entitled "Reporting Requirements Upon the Application or Renewal of a License to Carry a Firearm," by requiring upon the application or renewal of a license to carry a firearm concealed in a vehicle or one about the person of an individual, certain reporting requirements, under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section 10-828 of The Philadelphia Code is hereby amended to read as follows:

TITLE 10. REGULATION OF INDIVIDUAL CONDUCT AND ACTIVITY

\* \* \*

§10-828. *Reporting Requirements Upon the Application or Renewal of a License to Carry a Firearm.*

(1) *Definitions.*

(a) *Application.* *An Application for a license to carry a firearm concealed in a vehicle or one about the person of an individual as described in 18 P.S.A. § 6109.*

(a) *Firearm.* *Any rifle, pistol, revolver, gun or shotgun.*

(a) *Police Department.* *The Philadelphia Police Department.*

(1) *Reporting Requirements.*

(a) *The Police Department, upon reviewing an Application, in a form designed by the Police Department, shall require the applicant to provide the following information upon the processing of an Application:*

(1) *The name, address, occupation, place of birth of the applicant, date and hour of the application, the caliber, length of barrel, make, model and manufacturer's number of and type of all guns registered with the Commonwealth of Pennsylvania, at the home, business or any other property leased, owned by the applicant or under the control or access of the applicant, at the time of the application.*

(b) *This information shall be provided to the Police Department in a form designed by the Police Department, every year, within sixty (60) days from one year of the original date of application that the applicant has a valid license to carry a firearm concealed in a vehicle or one about the person of an individual.*

(1) *In the event that the applicant no longer owns the firearm, the applicant shall within one year of the date of the original application for a concealed weapon, update the information provided in the form provided by the Police Department.*

(3) *Exemption.*

(a) *This Ordinance shall not apply to:*

(.i) *employees of the Police Department and the Philadelphia Sheriff's Department;*

(.ii) *retired former employees of the Police Department with respect to weapons they purchased with personal funds and which they were authorized to use in the line of duty during their period of employment with the Police Department;*

*(.iii) any person who falls into any of the exceptions in 18 Pa.C.S.A. §6106(b).*

*(a) The Police Department shall, by regulation, specify procedures whereby persons permitted to own concealed firearms notwithstanding the provisions of this Section, may obtain certification of such exempt status, upon proving the basis of their exemption, and upon payment of a reasonable fee set by the Police Department to defray the cost of such certification process.*

*(4) Penalties. Any person who violates any provision of this Section shall, in addition to other penalties provided, shall pay a fine of not more than three hundred dollars (\$300).*

## SECTION 2. Severability.

The provisions of this Ordinance are severable. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given without the invalid provision or application.

SECTION 3. This Ordinance shall take effect immediately.

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### **Explanation:**

*Italics* indicate new matter added.