

Firearms Owners Against Crime – www.foacpac.org
2021-22 Anti-Gun Legislation-PA House & Senate



1. Assault Weapon Ban – [HB 698](#) / [HB 717](#) / [HB 770](#)
2. Mandatory Background Checks ALL Firearms – [HB 235](#) / [HB 338](#) / [HB 1235](#) / [SB 88](#)
3. Repeals Pennsylvania’s Firearm Preemption Law – [HB 361](#) / [HB 1538](#)
4. Mandatory Background Checks for Ammunition Purchase – [HB 393](#)
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](#) / [SB 226](#)
8. Extreme Risk Protection Orders [HB 1211](#) / [SB 134](#)
9. No Fly List Gun Ban – [SB 490](#)

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

Item #1 Analysis Below:

Assault Weapon & High Capacity Magazine Ban – [HB 698](#) / [HB 717](#) / [HB 770](#)

[HB 698](#) (Rep. Fitzgerald), [HB 717](#) (Rep. Schweyer), [HB 770](#) (Rep. Gainey) - This legislation bans (HB 717 & 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. Both HB 717 & HB 770 ban certain *firearm magazines*.

Item #2 Analysis Below:

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

[HB 235](#) (Rep. Warren) / [HB 338](#) (Rep. Hohenstein) / [HB 1235](#) (Rep. Quinn) / [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.* [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 393](#) (Rep. Sims) This legislation bans the private sale of ammunition unless a background check is conducted in a face-to-face transaction at a dealer. It ends 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.

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Item #7 Analysis Below:

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

[HB 872](#) (Rep. Kinsey) [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](#) / [SB 134](#)

[HB 1211](#) (Rep. Guent) [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, otherwise 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 the firearms are seized, if then! You WILL lose your License To Carry Firearms, Hunt, 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 – [SB 490](#)

[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 bills to 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-pac.org **E-Mail:** info@foacpac.org

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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.

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

**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
SR 124