

CITY COUNCIL OF ERIEINTRODUCED BY: Joseph SchemberCOUNCIL FILE NO. 15.668 OFFICIAL ORDINANCE NO. 44-2009AN ORDINANCE

Supplementing the Codified Ordinances of the City of Erie, Part Seven (General Offenses Code), by adding new Article 739 (Lost or Stolen Handguns) which requires the owner of a handgun to report the loss or theft thereof and which provides for appropriate penalties.

NOW THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY OF ERIE, PENNSYLVANIA:

Section 1. The Codified Ordinances of the City of Erie, Part Seven (General Offenses Code), are hereby supplemented by adding new Article 739 entitled Lost or Stolen Handguns, to read as follows:

739.01 FAILURE TO REPORT LOST OR STOLEN HANDGUN

No person who is the owner of a handgun that is lost or stolen shall fail to report the loss or theft to an appropriate local law enforcement official within seventy-two (72) hours after the owner discovers the loss or theft.

739.02 SEVERABILITY

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this ordinance which can be given effect without the invalid provision or application, and for this purpose the provisions of this ordinance are declared severable.

739.99 PENALTY

Any person who violates this ordinance shall be subject to the following:

(a) For the first violation such person shall be subject to a fine of not more than five-hundred dollars (\$500.00).

(b) For the second and subsequent violations thereafter such person shall be subject to a fine of not more than one-thousand dollars (\$1,000.00) or imprisonment for not more than ninety (90) days, or both.

Section 2. That all Ordinances and parts thereof in conflict herewith are hereby repealed.

Section 3. That this Ordinance shall be effective twenty days after final passage and signing by the Mayor.

We do hereby certify that the above ordinance was finally passed by the City Council on , 2009.

Attest: August 5, 2009

James Klemm
City Clerk

SIGNED August 5, 2009

Joseph Schember
President of Council

THIS ORDINANCE APPROVED THIS 6th DAY OF August, 2009.Joseph Sinnott

Mayor