

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1200 Session of
2006

INTRODUCED BY STACK, BOSCOLA, KITCHEN, FONTANA, MUSTO, PILEGGI,
MELLOW, ORIE, TARTAGLIONE, EARLL, STOUT, RAFFERTY, COSTA,
O'PAKE, LOGAN, RHOADES, PUNT, PIPPY, GREENLEAF, ROBBINS AND
WASHINGTON, APRIL 17, 2006

REFERRED TO LAW AND JUSTICE, APRIL 17, 2006

AN ACT

1 Amending the act of October 10, 1974 (P.L.705, No.235), entitled
2 "An act providing for the training and licensing of watch
3 guards, protective patrolmen, detectives and criminal
4 investigators, carrying and using lethal weapons in their
5 employment; imposing powers and duties on the Commissioner of
6 the Pennsylvania State Police; and providing penalties,"
7 further providing for certification.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Section 7 of the act of October 10, 1974
11 (P.L.705, No.235), known as the Lethal Weapons Training Act, is
12 amended to read:

13 Section 7. Certification and Fee.--(a) A certification fee
14 of not more than fifteen dollars (\$15) shall be paid by each
15 individual satisfactorily completing the program prior to the
16 receipt of a certificate.

17 (b) The commissioner shall furnish to each individual
18 satisfactorily completing the program, an appropriate wallet or
19 billfold size copy of the certificate, which shall include a

1 photograph of the individual thereon.

2 (c) Every certified individual shall carry his wallet or
3 billfold size certificate on his person as identification during
4 the time when he is on duty or going to and from duty and
5 carrying a lethal weapon.

6 (d) Certification shall be for a period of five years,
7 unless extended under subsection (f).

8 (e) Privately employed agents who, as an incidence to their
9 employment, carry a lethal weapon shall be required to renew
10 their certification within six months prior to the expiration of
11 their certificate. The commissioner shall prescribe the manner
12 in which the certification shall be renewed, and may charge a
13 nominal renewal fee therefore, not to exceed fifteen dollars
14 (\$15).

15 (f) Notwithstanding any other provision of law to the
16 contrary, a certification under this act that is held by a
17 member of the United States Armed Forces or the Pennsylvania
18 National Guard on Federal active duty and deployed overseas and
19 that is scheduled to expire during the period of deployment
20 shall be extended until 90 days after the end of the deployment.
21 Possession of a certificate, together with a copy of the
22 person's military orders showing the dates of overseas
23 deployment, including the date that the overseas deployment
24 ends, shall constitute, during the extension period specified
25 herein, a defense to any charge filed pursuant to subsection (c)
26 or section 8(a).

27 Section 2. This act shall take effect in 60 days.