

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1384

Session of
1981

INTRODUCED BY BOYES, PICCOLA, WACHOB, DOMBROWSKI, BOWSER,
MILLER, CAPPABIANCA, DUFFY, MRKONIC, HORGOS, ITKIN, MARMION,
MERRY, LEVIN, PUCCIARELLI, SWEET, SWIFT, GREENWOOD, RASCO,
GLADECK, CORNELL, GEIST, PHILLIPS, REBER, WESTON, McVERRY,
DAWIDA, VROON, BURD, PETRONE, FRAZIER, KENNEDY, GALLEN,
KUKOVICH, BURNS, LEHR, CESSAR, JACKSON AND RIEGER, MAY 5,
1981

AS REPORTED FROM COMMITTEE ON JUDICIARY, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 8, 1981

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 defining "full-time police officer" and providing for certain
8 exemptions from testing and fees.

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

11 Section 1. Section 3, act of October 10, 1974 (P.L.705,
12 No.235), known as the "Lethal Weapons Training Act," is amended
13 by adding a definition to read:

14 Section 3. Definitions.--As used in this act:

15 * * *

16 "Full-time police officer" means any employee of a city,
17 borough, town, township or county police department assigned to
18 law enforcement duties who works a minimum of forty hours per

<—

1 ~~week~~ TWO HUNDRED DAYS per year. The term does not include <—
2 persons employed to check parking meters or to perform only
3 administrative duties, nor does it include auxiliary and fire
4 police.

5 * * *

6 Section 2. Paragraph (2) of section 5 and subsection (c) of
7 section 6 of the act are amended to read:

8 Section 5. Power and Duties of Commissioner.--The
9 commissioner shall have the power and duty:

10 * * *

11 (2) To implement and administer or approve physical and
12 psychological testing and screening of the candidate for the
13 purpose of barring from the program those not physically or
14 mentally fit to handle lethal weapons. However, candidates who
15 are full-time police officers and have undergone SUCCESSFULLY <—
16 COMPLETED A physical and psychological examination as a
17 prerequisite to employment or to continued employment by their
18 local police departments or who were HAVE BEEN CONTINUOUSLY <—
19 employed as full-time police officers prior to October 10, SINCE <—
20 JUNE 18, 1974 shall not be required to undergo any physical or
21 psychological testing and screening procedures so implemented.

22 * * *

23 Section 6. Certificate of Qualification.--* * *

24 (c) The application shall be personally presented by the
25 applicant at an office of the Pennsylvania State Police where
26 his fingerprints shall be affixed thereto. The application shall
27 be accompanied by two current photographs of the applicant of a
28 size and nature to be prescribed by the commissioner and a
29 thirty-five dollar (\$35) application fee, unless the applicant
30 is a full-time police officer, in which case no application fee

1 shall be required. Thereafter the application shall be forwarded
2 to the commissioner.

3 * * *

4 Section 3. This act shall take effect in 60 days.