

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1037 Session of
2009

INTRODUCED BY CASORIO, DENLINGER, FABRIZIO, KORTZ, KOTIK, MURT,
PALLONE, SIPTROTH, VULAKOVICH AND WHEATLEY, MARCH 19, 2009

REFERRED TO COMMITTEE ON URBAN AFFAIRS, MARCH 19, 2009

AN ACT

1 Amending the act of August 10, 1951 (P.L.1189, No.265),
2 entitled, as amended, "An act regulating the appointment,
3 promotion, suspension, reduction, removal and reinstatement
4 of employes (except superintendents, assistant
5 superintendents, inspectors, chief clerks and school guards)
6 in bureaus of police in cities of the second class; and
7 defining the powers and duties of civil service commissions
8 in such cities for such purposes," further providing for
9 qualifications for appointment in the competitive class of
10 the civil service.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 3 of the act of August 10, 1951
14 (P.L.1189, No.265), entitled, as amended, "An act regulating the
15 appointment, promotion, suspension, reduction, removal and
16 reinstatement of employes (except superintendents, assistant
17 superintendents, inspectors, chief clerks and school guards) in
18 bureaus of police in cities of the second class; and defining
19 the powers and duties of civil service commissions in such
20 cities for such purposes," amended March 20, 1990 (P.L.78,
21 No.17), is amended to read:

22 Section 3. Each applicant for original appointment to any

1 position in the competitive class in any bureau of police in any
2 city of the second class shall undergo a physical examination,
3 subsequent to a mental examination but prior to appointment,
4 which shall be conducted by a commission composed of doctors of
5 medicine appointed for that purpose by the mayor. Said
6 commission shall certify to the civil service commission that
7 the applicant is free from bodily or mental defects, deformity
8 or disease that might incapacitate him from the performance of
9 the duties of the position he is seeking. No application for
10 such appointment shall be received from any person who is under
11 eighteen years of age or over thirty-five years of age at the
12 date of his application. A person applying for appointment shall
13 not be required to be a resident of the city at the time of
14 application for original appointment. The person [shall] may,
15 however, be required to become a bona fide resident of the city
16 at the time of employment, and [city residency must be
17 maintained] to maintain city residency for the entire period of
18 employment. Any applicant for reinstatement as a member of the
19 bureau of police who shall have served as an employe in such
20 bureau of police for a period of more than six months[, and who
21 at the time of his application for reinstatement shall be a
22 resident of such city,] shall be eligible for such
23 reinstatement, even though such applicant shall be over the age
24 of thirty-five years.

25 All original appointments to the position of police officer
26 in the bureau of police shall be for a probationary period of
27 six months. If at any time during the probationary period the
28 conduct or capacity of the probationer has not been satisfactory
29 to the appointing officer, the probationer shall be notified, in
30 writing, that he will not receive absolute appointment,

1 whereupon his employment shall cease; otherwise, his retention
2 in the service shall be equivalent to final appointment.
3 Section 2. This act shall take effect immediately.