

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 AND JACKSON, MAY 5, 1981

REFERRED TO COMMITTEE ON JUDICIARY, MAY 5, 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  
19 week per year. The term does not include persons employed to

1 check parking meters or to perform only administrative duties,  
2 nor does it include auxiliary and fire police.

3 \* \* \*

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

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

8 \* \* \*

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

19 \* \* \*

20 Section 6. Certificate of Qualification.--\* \* \*

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

30 \* \* \*

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