

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1571 Session of 2015

INTRODUCED BY CALTAGIRONE, MURT, McNEILL, MILLARD, SCHLOSSBERG,
D. COSTA, YOUNGBLOOD, READSHAW, MARSICO, O'NEILL, VEREB,
MAHONEY, BENNINGHOFF, WATSON AND SCHWEYER, SEPTEMBER 29, 2015

REFERRED TO COMMITTEE ON JUDICIARY, SEPTEMBER 29, 2015

AN ACT

1 Amending Title 44 (Law and Justice) of the Pennsylvania
2 Consolidated Statutes, in constables, providing for
3 ineligibility and further providing for restricted account.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 44 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 7133. Ineligibility.

9 (a) General rule.--An individual shall be ineligible to be a
10 constable or deputy constable if the individual:

11 (1) was convicted of an offense graded as a felony and
12 has not been pardoned; or

13 (2) is required to register under 42 Pa.C.S. § 9799.13
14 (relating to applicability).

15 (b) Certification.--The Constables' Education and Training
16 Board may not certify an individual as a constable or deputy
17 constable under section 7144(9) (relating to program
18 established) if the individual is disqualified under subsection

1 (a). The board shall check criminal history record information
2 under 18 Pa.C.S. Ch. 91 (relating to criminal history record
3 information) to verify eligibility under subsection (a).

4 Section 2. Section 7149(b) of Title 44 is amended to read:
5 § 7149. Restricted account.

6 * * *

7 (b) Surcharge.--There is assessed as a cost in each case
8 before a magisterial district judge a surcharge of [\$5] \$9 per
9 docket number in each criminal case and [\$5] \$9 per named
10 defendant in each civil case in which a constable or deputy
11 constable performs a service provided in Subchapter G (relating
12 to compensation), except that no county shall be required to pay
13 this surcharge on behalf of any indigent or other defendant in a
14 criminal case.

15 * * *

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