

**IN THE COURT OF COMMON PLEAS
OF CLARION COUNTY, PENNSYLVANIA**

In re: The Appointment of Constables :
and Deputy Constables for the :
18th Judicial District :

CIVIL DIVISION

NO. 1433 CD 2014

ORDER OF COURT

AND NOW, November 26, 2014, pursuant to all applicable rules of Court and statutes granting President Judges powers, duties and responsibilities with respect to constables and magisterial district judges, including but not limited to Rule 17 of Pennsylvania Rules of Conduct, Office Standards and Civil Procedures for Magisterial District Judges and effective January 1, 2015, it is Ordered as follows:

1. Constables and deputy constables serving process and/or executing warrants, transporting prisoners or otherwise carrying out constable business for the Courts of the 18th Judicial District must meet and adhere to the following:
 - a. Constables and deputy constables shall be in compliance with all applicable laws, Pennsylvania Commission on Crime and Delinquency (PCCD) Constable Education and Training Board regulations and certification requirements, requirements of the Ethics Act, and the provisions of the Pennsylvania Unified Judicial System Constable Policies, Procedures and Standards of Conduct per 44 Pa. C.S.A. §§ 7141 – 7149.
 - b. Shall obtain and maintain firearm certification as required per Act 49 of 2009 (44 Pa.C.S.A § 7148).
 - c. Shall provide a copy of Act 49 of 2009 Constable Certification Card, **which must affirm that the constable IS firearms certified** to the District Court Administrator. This shall be supplied annually upon renewal.
 - d. Shall file with the Clerk of Courts a bond in the amount of \$3000 in the name of the Commonwealth per 44 Pa.C.S.A § 7114(c), which will remain current throughout the constable's term. A copy shall be provided to the District Court Administrator.

- e. Shall file with the Clerk of Courts proof of current professional liability insurance, covering each individual in the performance of his or her judicial duties with a minimum coverage of \$250,000 per incident and a minimum aggregate of \$500,000 per year per 44 Pa.C.S.A § 7142 (b), which will remain current throughout the constable's term. A copy shall be provided to the District Court Administrator.
 - f. Shall provide a copy of a valid driver's license to the District Court Administrator. To be provided upon each renewal.
 - g. Shall provide a copy of motor vehicle insurance. To be provided upon each renewal.
 - h. Shall provide Child Abuse record check (Act 33) on an annual basis to the District Court Administrator, prior to January 31.
 - i. Shall provide a criminal history record check (Act 34) on an annual basis to the District Court Administrator, prior to January 31.
 - j. Shall provide a W-9 to the District Court Administrator, annually, prior to January 31.
 - k. Shall have the vehicle that they use to carry out their duties inspected by the Clarion County Sheriff Department. Copy of the inspection to be provided to the District Court Administrator annually, prior to January 31.
 - l. Shall provide the Clarion County Constable/Deputy Constable Information sheet to the District Court Administrator by January 31 of each year and within 72 hours upon any changes being made.
 - m. Shall carry identification and wear clothing that clearly identifies him or her as a constable while performing judicial duties.
2. Shall provide all documentation as required by the District Court Administrator.
 3. Any complaints regarding a Clarion County Constable shall be submitted in writing to the Clarion County Common Pleas President Judge.
 4. Each Magisterial District Court shall be responsible to ensure that constables are qualified and approved by the Court prior to assigning judicial work. Out of county constables shall meet all minimum requirements established for Clarion County Constables as well as being qualified and approved for judicial work in their respective counties.

BY THE COURT:



JAMES G. ARNER P.J.