

LOCAL RULES
of the
COURT OF COMMON PLEAS
OF CLARION COUNTY

Supplementing the

Rules of Criminal Procedure

Promulgated by the

Supreme Court of Pennsylvania

Effective October 1, 2006

Hon. James G. Arner

President Judge

PREFACE

The rules of the Court of Common Pleas of Clarion County are intended to supplement the Rules of Criminal Procedure promulgated by the Supreme Court of Pennsylvania. The latter's system of numbering has been preserved. A local rule dealing with the same subject matter as that dealt with by a Pennsylvania Rule of Criminal Procedure has been given the same number as the Pennsylvania Rule of Criminal Procedure and is preceded by the letter "L" to indicate its local character. All local rules must be read in connection with the Pennsylvania Rules of Criminal Procedure bearing the same numbers.

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SUPREME COURT OF PENNSYLVANIA

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RULES OF CRIMINAL PROCEDURE

Rule L507(B) Approval of Police Complaints by Attorney for the Commonwealth

The District Attorney of Clarion County having filed a certification pursuant to Pa. R.Crim.P. 507, criminal complaints by police officers, as defined in the Rules of Criminal Procedure, charging the following offenses:

Title 18 Section 908.1	Use or Possession of Electric or Electronic Incapacitation Device (intent to commit felony)
Title 18 Section 909	Manufacture, Distribution, Use or Possession of Devices for Theft of Telecommunications Services
Title 18 Section 910	Manufacture, etc. of Devices for Theft of Telecommunication Services
Title 18 Section 911	Corrupt Organizations
Title 18 Section 913	Possession of Firearm or Other Dangerous Weapon in Court Facility
Title 18 Section 2102	Desecration of Flag
Title 18 Section 2103	Insults to National or Commonwealth Flag
Title 18 Section 2501	Criminal Homicide
Title 18 Section 2502(a)	Murder, First Degree
Title 18 Section 2502(b)	Murder, Second Degree
Title 18 Section 2502(c)	Murder, Third Degree
Title 18 Section 2503	Manslaughter, Voluntary
Title 18 Section 2504	Manslaughter, Involuntary
Title 18 Section 2505	Causing or Aiding Suicide
Title 18 Section 2506	Drug Delivery Resulting in Death
Title 18 Section 2603	Criminal Homicide of Unborn Child
Title 18 Section 2604	Murder of an Unborn Child
Title 18 Section 2605	Voluntary Manslaughter of an Unborn Child
Title 18 Section 2606	Aggravated Assault of an Unborn Child
Title 18 Section 2701	Simple Assault Against Child 12 or under
Title 18 Section 2702	Aggravated Assault
Title 18 Section 2704	Assault by Life Prisoner
Title 18 Section 2708	Use of Tear or Noxious Gas in Labor Disputes
Title 18 Section 2710	Ethnic Intimidation
Title 18 Section 2713	Neglect of Care-Dependent Person
Title 18 Section 2714	Unauthorized Administration of Intoxicant
Title 18 Section 2715	Threat to Use Weapons of Mass Destruction
Title 18 Section 2716	Weapon of Mass Destruction
Title 18 Section 2901	Kidnapping
Title 18 Section 2904	Interference with the Custody of Children
Title 18 Section 2905	Interference with Custody of Committed Persons

Title 18 Section 2906	Criminal Coercion
Title 18 Section 2907	Disposition of Ransom
Title 18 Section 3121	Rape
Title 18 Section 3122.1	Statutory Sexual Assault
Title 18 Section 3123	Involuntary, Deviate Sexual Intercourse
Title 18 Section 3124.1	Sexual Assault
Title 18 Section 3124.2	Institutional Sexual Assault
Title 18 Section 3125	Aggravated Indecent Assault
Title 18 Section 3126(a)(4),(5),(6),(7),(8)	Indecent Assault
Title 18 Section 3129	Sexual Intercourse with Animal
Title 18 Section 3204	Medical Consultation and Judgment
Title 18 Section 3205	Informed Consent
Title 18 Section 3206	Parental Consent
Title 18 Section 3209	Spousal Notice
Title 18 Section 3210	Determination of Gestational Age
Title 18 Section 3211	Abortion on Unborn Child of 24 or More Weeks Gestational Age
Title 18 Section 3212	Infanticide
Title 18 Section 3213	Prohibited Acts
Title 18 Section 3216	Fetal Experimentation
Title 18 Section 3218	Criminal Penalties
Title 18 Section 3301(a)(c)(f)	Arson and Related Offenses
Title 18 Section 3302	Catastrophe, Causing, or Risking
Title 18 Section 3303	Failure to Prevent Catastrophe
Title 18 Section 3502	Burglary (F1 only)
Title 18 Section 3701	Robbery
Title 18 Section 3702	Robbery of a Motor Vehicle
Title 18 Section 3921	Theft by Unlawful Taking (over \$25,000)
Title 18 Section 3922	Theft by Deception (over \$25,000)
Title 18 Section 3923	Theft by Extortion (over \$25,000)
Title 18 Section 3924	Theft of Property Lost, Mislaid, or Delivered by Mistake (over \$25,000)
Title 18 Section 3925	Theft by Receiving Stolen Property (during disaster and/or over \$25,000)
Title 18 Section 3926	Theft of Services (over \$25,000)
Title 18 Section 3927	Theft by Failure to Make Required Disposition of Funds Received (over \$25,000)
Title 18 Section 3930	Theft of Trade Secrets by Force, Violence, or Burglary
Title 18 Section 3931	Theft of Unpublished Dramas and Musical Compositions
Title 18 Section 3932	Theft of Leased Property (over \$25,000)
Title 18 Section 3934	Theft from a Motor Vehicle (over \$25,000)
Title 18 Section 4102	Simulating Objects of Antiquity, Rarity, etc.
Title 18 Section 4103	Fraudulent Destruction, Removal or Concealment of Recordable Instruments
Title 18 Section 4105	Bad Checks (over \$75,000)

Title 18 Section 4106	Access device fraud (over \$25,000)
Title 18 Section 4107	Deceptive or Fraudulent Business Practices
Title 18 Section 4107.1	Deception Relating to Kosher Food Products
Title 18 Section 4107.2	Deception Relating to Certification of Minority Business Enterprise or Women's Business Enterprise
Title 18 Section 4108	Commercial Bribery and Breach of Duty
Title 18 Section 4109	Rigging Public Contest
Title 18 Section 4112	Receiving Deposits; Failed Institution
Title 18 Section 4116	Copying; Recording Devices
Title 18 Section 4116.1	Unlawful Operation of Recording Device in Motion Picture Theater
Title 18 Section 4117	Insurance Fraud (over \$25,000)
Title 18 Section 4120	Identity Theft (victim over 60, or total value over \$2,000)
Title 18 Section 4301	Bigamy
Title 18 Section 4302	Incest
Title 18 Section 4303	Concealing Death of Child
Title 18 Section 4305	Dealing in Infant Children
Title 18 Section 4583.1	Aggravated Jury Tampering
Title 18 Section 4701	Bribery, Official and Political Matters
Title 18 Section 4702	Threats, Official and Political Matters
Title 18 Section 4703	Retaliation for Past Official Action
Title 18 Section 4902	Perjury
Title 18 Section 4909	Witness Taking Bribe
Title 18 Section 4910	Tampering with or Fabricating Physical Evidence
Title 18 Section 4952	Intimidation of Witnesses or Victims (Felonies only)
Title 18 Section 4953	Retaliation Against Victim, Witness, or Party
Title 18 Section 4953.1	Retaliation Against Prosecutor or Judicial Officer
Title 18 Section 5103	Unlawfully Listening into Deliberations of Jury
Title 18 Section 5106	Failure to Report Injuries by Firearm or Criminal Act
Title 18 Section 5108	Compounding
Title 18 Section 5109	Barratry
Title 18 Section 5110	Contempt of General Assembly
Title 18 Section 5111	Dealing in Proceeds of Unlawful Activities
Title 18 Section 5301	Official Oppression
Title 18 Section 5302	Speculating or Wagering on Official Action or Information
Title 18 Section 5508	Disrupting Meetings
Title 18 Section 5509	Desecration or Sale of Venerated Objects
Title 18 Section 5510	Abuse of Corpse
Title 18 Section 5511.3	Assault with Biological Agents on Animals
Title 18 Section 5512	Lotteries
Title 18 Section 5513	Gambling Devices
Title 18 Section 5514	Pool Selling and Bookmaking
Title 18 Section 5515	Prohibiting Paramilitary Training
Title 18 Section 5516	Facsimile Weapons of Mass Destruction

Title 18 Section 5703	Interception, Disclosure or Use of Wire, Electronic or Oral Communications
Title 18 Section 5705	Possession, Sale, Distribution, Manufacture, or Advertisement of Interception Devices
Title 18 Section 5903	Obscene and other Sexual Materials and Performances
Title 18 Section 5902	Prostitution and Related Offenses (Felonies only)
Title 18 Section 5904	Public Exhibition of Insane or Deformed Person
Title 18 Section 6110.1	Possession of Firearm by Minor
Title 18 Section 6111	Sale or Transfer of Firearms
Title 18 Section 6115	Loans, Lending, Giving Firearms Prohibited
Title 18 Section 6142	Locking Device for Firearms
Title 18 Section 6303	Sale of Starter Pistols
Title 18 Section 6304	Sale and Use of Air Rifles
Title 18 Section 6312	Sexual Abuse of Children
Title 18 Section 6319	Solicitation of Minors to Traffic Drugs
Title 18 Section 6320	Sexual Exploitation of Children
Title 18 Section 6703	Military Decorations
Title 18 Section 6704	Fraud on Association Having Grand Lodge
Title 18 Section 6707	False Registration of Domestic Animals
Title 18 Section 6709	Use of Union Labels
Title 18 Section 6710	Unauthorized Use of Registered Insignia
Title 18 Section 6711	Retention of Military Property After Notice to Return
Title 18 Section 6712	Use of Carts, Cases, Trays, Baskets, Boxes, and Other Containers
Title 18 Section 6901	Extension of Water Line
Title 18 Section 6910	Unauthorized Sale of Tickets
Title 18 Section 7102	Drugs to Race Horses
Title 18 Section 7103	Horse Racing
Title 18 Section 7104	Fortune Telling
Title 18 Section 7107	Unlawful Actions by Athlete Agents
Title 18 Section 7302	Sale and Labeling of Solidified Alcohol
Title 18 Section 7303	Sale or Illegal Use of Certain Solvents and Noxious Substances
Title 18 Section 7304	Illegal Sale or Use of Certain Fire Extinguishers
Title 18 Section 7306	Incendiary Devices
Title 18 Section 7307	Out of State Convict Made Goods
Title 18 Section 7308	Unlawful Advertising of Insurance Business
Title 18 Section 7309	Unlawful Coercion in Contracting Insurance
Title 18 Section 7310	Furnishing Free Insurance
Title 18 Section 7311	Unlawful Collection Agency Practices
Title 18 Section 7312	Debt Pooling
Title 18 Section 7313	Buying or Exchanging Federal Food Order Coupons, Stamps, Authorization Cards or Access Devices
Title 18 Section 7314	Fraudulent Traffic in Food Orders

Title 18 Section 7315	Unauthorized Disposition of Donated Food Commodities
Title 18 Section 7316	Keeping Bucket-Shop
Title 18 Section 7317	Accessories, Bucket-Shop
Title 18 Section 7318	Maintaining Bucket-Shop Premises
Title 18 Section 7319	Bucket-Shop Contracts
Title 18 Section 7321	Lie Detector Tests
Title 18 Section 7322	Demanding Property to Secure Employment
Title 18 Section 7323	Discrimination on Account of Uniform
Title 18 Section 7324	Unlawful Sale of Dissertations, Thesis, Term papers
Title 18 Section 7326	Disclosure of Confidential Tax Information
Title 18 Section 7328	Operation of Certain Establishments
Title 18 Section 7361	Worldly Employment or Business
Title 18 Section 7503	Interest of Certain Architects in Public Works Contracts
Title 18 Section 7504	Appointment of Special Police
Title 18 Section 7505	Violation of Government Rules Regarding Traffic
Title 18 Section 7506	Violation of Rules Regarding Conduct on Commonwealth Property
Title 18 Section 7507	Breach of Privacy by Using a Psychological-Stress Evaluator, an Audio-Stress Monitor or a Similar Device without Consent
Title 18 Section 7509	Furnishing Drug free urine
Title 18 Section 7515	Contingent Compensation
Title 18 Section 7611	Unlawful Use of Computer and Other Computer Crimes
Title 18 Section 7612	Disruption of Service
Title 18 Section 7613	Computer Theft
Title 18 Section 7614	Unlawful Duplication
Title 18 Section 7615	Computer Trespass
Title 18 Section 7616	Distribution of Computer Virus
Title 18 Section 7661	Unlawful Transmission of Electronic Mail
Title 75 Section 3732	Homicide by Vehicle
Title 75 Section 3735	Homicide by Vehicle while DUI
Title 75 Section 3735.1	Aggravated Assault by Vehicle while DUI
Title 75 Section 3742	Accidents Involving Death or Personal Injury (<i>felonies only</i>)
Title 75 Section 3742.1	Accidents Involving Death or Personal Injury While Not Properly Licensed (<i>felonies only</i>)

Title 35 Section 780-113(a)

- (1) Manufacture/Sale/Delivery of Adulterated Drug
- (2) Adulteration of Controlled Substance
- (3) False Advertisement
- (4) Removal of Detained Substance
- (5) Adulteration of Sellable Controlled Substance
- (6) Forging ID Under Act
- (7) Defraud Trademark
- (8) Selling Defrauded Trademark
- (9) Having Equipment to Defraud
- (10) Illegal Sale of Nonproprietary Drug
- (11) Illegal Pharmacy Operations
- (12) Acquisition by Fraud-Heroin, Marijuana
- (13) Dispense of Drugs to Drug Dependent Person
- (14) Delivery by Practitioner
- (15) Illegal Retail Sale
- (17) Dispensing of Drugs without Label
- (18) Illegal Sale Container
- (19) Intentional Unauthorized Purchase
- (20) Divulging Trade Secret
- (21) Failure to Keep Records
- (22) Refusal of Inspection
- (23) Unauthorized Removal of Seals
- (24) Failure to Obtain License
- (25) Manufacture by Unauthorized Party
- (26) Distribution by Registrant of Controlled Substance
- (27) Use of Fictitious Registration Number
- (28) False Application Material
- (29) Production of Counterfeit Trademarks
- (30) Possession with Intent to Deliver
- (34) Ad for Drug Paraphernalia
- (35) Illegal Sale of Non-Controlled Substance
- (36) Designer Drugs
- (37) Possession of Steroids
- (38) Unlawful Manufacture of Methamphetamine

Title 42 Section 4583.1 Aggravated jury tampering

shall not hereafter be accepted by any judicial officer unless the criminal complaint has the approval of an attorney for the Commonwealth prior to filing.

Such rule shall become effective October 1, 2006.