Representative Peter J. Zug	1 of their
Name: MR. HILLDALE Street: BOX 146	Date:
City: DOYLESTOWN Zip: 18901	File:
Phone: (H)	Phone: (W)
Nature of Problem: HB 46.5 (THOUGHT IT WAS 462) Removal Vehemently OPPOSES legislation. You need So understand all of the samplisticus. If possing this.	
Action Taken: Letter dragted + sent cost of living increased + benefit	

PETER J. ZUG, MEMBER

HAR IISB#RG OFFICE:
HOUSE POST € FFICE BOX 202020
MAIN CAPITOL BUILDING
HARRISBURG, PENNSYLVANIA 17120-2020
PHONE: (717) 787-2686
TOLL FREE 1-800-956-4050

MYERSTOWN OFFICE: 112 WEST MAIN AVENUE MYERSTOWN. PA 17067 PHONE: (717) 866-9144

ELIZABETHVILLE OFFICE: 27 SOUTH MARKET STREET ELIZABETHVILLE, PA 17023 PHONE: (717) 362-9051



House of Representatives

COMMONWEALTH OF PENNSYLVANIA HARRISBURG



COMMITTEES

APPROPRIATIONS
COMMERCE AND ECONOMIC
DEVELOPMENT
SUBCOMMITTEE CHAIRMAN
ON HOUSING
STATE GOVERNMENT
VETERANS AFFAIRS AND
EMERGENCY PREPAREDNESS
MAJORITY POLICY

CHESAPEAKE BAY COMMISSION

TO:

Barbara Lane, Drafting Attorney

Legislative Reference Bureau 641 Main Capitol Building

FROM:

Representative Peter J. Zug

150A East Wing

DATE:

January 12, 2001

SUBJECT:

Re-draft Legislation

I respectfully request to have the following piece of legislation re-drafted for the 2001-02 Session:

- Former House Bill 2518 and 2739 (combine into one)
- Former House Bill 1919
- Former House Bill 465

Should you have any questions regarding this request, please contact my office at 787-2686. I have attached a copy of the legislation for your convenience.

Thank you for your attention to this request.

PENNSYLVANIA

STATE CONSTABLES

ASSOCIATION, INCORPORATED

Executive Board

President Jack Esher

Vice President John Anderson

January 16, 2001

Reply to:

FAX (610) 361-1335 (610)459-8987 (610)656-6745

(610) 361-1335

P.O. Box 105 Thornton, PA 19373

Treasurer

Robert Freeman

Secretary John Nardi

Past President Sam Corey

RE: H.B. 465

Pennsylvania House of Representatives

House Post Office Box 202020

Harrisburg, PA 17120-2020

Dear Representative Zug:

Honorable Peter J. Zug

District Directors Region I Richard Davies Region II Lawrence Karis Region III Clyde Gearhart Region IV John Lacich

Founding Father Vincent Santarelli

Executive Director Emil J. Minnar

A copy of your recent communication (12/20/2000) to your fellow Representatives inviting them to join you as a co-sponsor of H.B. 465 has been referred to me for informational purposes.

As the current President of the Pennsylvania State Constables Association (PSCA), and speaking on behalf of PSCA's Legislative Committee and our statewide membership, we find the proposed bill dealing with removal of constables/discipline, to be flawed and in conflict with existing election law.

On occasion, we have attempted to make these concerns known to your office; however, we received no response to them. Further, it would seem practical that if legislation addressing removal of constables/disciplinary action were to be developed that constables could play a significant role in the crafting of the legislation. Be advised that PSCA has never been contacted or invited to cooperatively work with you in this regard.

It is also my understanding that during the last session of the House, members were led to believe that constables had no objections to H.B. 465 and that they supported it – this is certainly not the case. As an association, PSCA does not oppose removal/disciplinary regulation. However, it does oppose an inaccurate and unfair piece of legislation which you are proposing for reintroduction in the 2001 session.

In a positive tone, we are prepared to discuss and offer inputs to the bill to make it equitable to all involved and an effective piece of legislation which we too can support. If you concur, we stand ready to work with you to achieve this mutual goal. Proceeding with the current rendition of H.B. 465 leaves us no choice but to actively voice our opposition to a rather flawed piece of legislation.

Honorable Peter J. Zug/H.B. 465 January 16, 2001/Page 2

I look forward to a favorable reply and the opportunity to mutually work toward effective, meaningful, and acceptable constable legislation.

JE/drm

cc:

PA Representative Thomas P. Gannon

PSCA Executive Board

PSCA Legislative Committee Emil J. Minnar, PSCA Executive Director

Ronald Murray Pennsylvania State Constable 945 Walnut Street Allentown, PA 18102 Phone & Fax 610-434-8888

PA State Representative Peter J. Zug House Post Office Box 202020 Main Capital Building Harrisburg, PA 17120-2020

Dear Representative Zug;

A Note recently crossed my desk regarding House Bill 465, and efforts to gain additional support for sponsorship of that Bill.

First let me say that as a past president of the Lehigh County Constables, and as an active member of our Lehigh County Organization I am not opposed to a constructive legislation. In fact, I was actively involved in the passage of the current constable Bill, referred to as Act 44.

However, I am strongly opposed to HB 465 in its present form. I believe that in its present form, the Bill has several flaws that must be addressed. These include possible conflicts with existing election law, and the right of all citizens to due process.

There are many of us that feel there should be additional definitive legislation for constables, including discipline and updating and refining of the Constable fees and rules.

The active Constables in Lehigh County would be more than willing to cooperate with your office to refine these matters.

I repeat. I am strongly opposed to HB 465 in its present form.

Sincerely,

Ronald Murray



PENNSYLVANIA STATE CONSTABLE ASSOCIATION

LUZERNE COUNTY, CHAPTER 40 263 Scott Street Wilkes-Barre, PA 18702 570-824-5110

"Justice with Understanding"



COL. JOSEPH J. WALTERS

Commander/President Nanticoke

LT. COL. LARRY KARIS

First Vice President Kingston

MAI. RICHARD BELZA

Second Vice President West Wyoming

LT. COL. TONY KAISER

Secretary/Treasurer Wilkes-Barre

TRUSTEES

CAPT. EDWARD HOLLERAN Pittston Township

LT. JOHN ANDERSON

Hughestown

LT. ANDY TURRIZIANI

Wilkes-Barre Township

BOARD OF DIRECTORS

LT. DAWN LYNN Plains Township

LT. COL. BILL DILLON Jenkins Township

LT. FRED PIERANTONI Dupont

LT. WESLEY DEATON Mountaintop

POLICE COMMUNICATIONS

COL. JOSEPH J. WALTERS Nanticoke

PUBLIC RELATIONS/ **PUBLICITY**

LT. COL. BILL DILLON Jenkins Township

TO: PA STATE REPRESENTATIVE PETER J ZUG

FROM: Chapter 40, Pa State Constables Assoc

SUBJECT: H.B. 465-REMOVAL OF CONSTABLES FROM OFFICE

DATE: 1-22-2001

I was instructed by the mem⊌ers of Chapter 40, LUZERNE COUNTY, AT OUR REGULAR MONTHLY MEETING, YESTERDAY, JAN. 21, 2001, TO WRITE YOU THIS LETTER.

WE ARE STRONGLY OPPOSED TO PASSAGE OF THIS BILL, AND UNDERSTAND YOU PLAN TO RE-INTRODUCE IT AGAIN. AT THE STATE LEVEL, THE CONSTABLES ASSOCIATION WANTS THE OPPORTUNITY TO DISCUSS IT'S CONTENTS AND TO ADDRESS THE CONSTABLES' CONCERNS DIRECTLY WITH YOU. AT THE STATE AND COUNTY LEVEL, WE CONSIDER THIS A VAGUE, INACCURATE AND FLAWED CONSTABLE BILL.

> ANTHONY F KAISER JR, CONSTABLE SECRETARY/TREASURER, CHAP 40 263 Scott St. WILKES-BARRE, PA 18702

CC: REPRESENTATIVE KEVIN BLAUM REPRESENTATIVE TOM TIGUE REPRESENTATIVE PHYLLIS MUNDY Representative Todd Eachus DISTRICT JUSTICE FRED PIERANTONI SENATOR RAPHAEL MUSTO PA STATE CONSTABLES ASSOCIATION



HONORABLE PETER J. ZUG Pennsylvania House of Representatives House Post Office Box 202020 Harrisburg, PA 17120-2020

January 23, 2001

Dear Representative Zug:

As the current Vice President of the Pennsylvania State Constables Association, Trustee of the Luzerne County Constables Association and member of Monroe, Lackawanna and Wyoming Counties Constables Association, I speak on behalf of myself and the members of the above Association memberships in voicing opposition to your proposed H.B.465 dealing with the removal of constables/discipline in it's present form. We find it flawed, vague and in conflict with existing election laws.

Pennsylvania State Constables Association and its' membership **DOES NOT** approve of this bill in its' present form as other members of the House of Representatives were led to believe. I would hope for you to reserve opinion on furthering introduction of this H.B. 465, or any legislation regarding constables until all parties concerned can sit together to draft effective proposals for fair legislation.

Pennsylvania State Constables Association does not oppose disciplinary regulation. We are prepared to discuss and offer input to the bill to make equitable to all involved, and an effective piece of legislation, which we can support. We stand ready to work with you to achieve this mutual goal.

Sincerely,

John Anderson

Pennsylvania State Constable

410 Parsonage Street

Pittston, PA 18640-2813

JA/paa

Cc: Representative Gannon
Representative Blaum
Representative Cawley
Representative Hasay
Representative Major
Representative Mundy
Representative Staback
Representative Tigue
Representative Yodichak
Representative Wansacz



Monroe County Chapter Bennsylvania State Constables Association

January 23, 2001

Honorable Peter J. Zug Pennsylvania House of Representatives House Post Office Box 202020 Harrisburg, Pa 17120-2020

Dear Representative Zug,

Attached is a copy of recent correspondence I received from Pennsylvania State Constables Association pertaining to the "ZUG BILL" or otherwise known as H.B. 465-1999.

As the current Recording Secretary of Monroe County Constables Association and active member of Pennsylvania State Constables Association I can speak on behalf of myself and our Monroe County membership in opposition to your proposed H.B. 465 dealing with removal of constables/discipline in its present form. We find your proposals flawed, vague and in conflict with existing election law.

Pennsylvania State Constables Association and its membership <u>does not</u> approve of this bill in its present form as we're told you have led other members in the House of Representatives to believe. I would hope for you to reserve opinion on furthering introduction of this H.B. 465, or for that matter, any legislation regarding Constables until <u>all</u> parties concerned can sit together in hopes of crafting effective proposals for fair legislation.

I'm sure you can see that any legislation in the form that H.B. 465 is written, containing such vague uncertain terms would leave Constables open to indiscrete personal or political retribution.

If in fact Representative Zug, you sincerely feel H.B. 465 is fair, perhaps its wording should be amended to read "ALL ELECTED OFFICIALS" not merely Constables....Need we say more?

Monroe County Constables Association

Recording Secretary

William J. Marks RR 4 Box 4195-A

Saylorsburg, PA 18353

570-992-1072 billmark@noln.com

Jan. 27, 2001

PA State Representative Peter J. Zug House Post Office Box 202020 Main Capital Building Harrisburg, PA 17120-2020

Dear Representative Zug,

I am writing you in reference to H.B. 465. I understand that you have sponsored this bill before the house.

My concerns are the generalities and discretionary areas. As a constable, I realize the need for accountability among our ranks. However, your bill allows for wide latitude of interpretation of physical and mental disability, neglect or violation of any official duties, inefficiency, neglect, intemperance or conduct unbecoming a constable. To the best of my knowledge, there are no written guidelines available to determine these issues. I also believe that these guidelines are far broader than any guidelines for any of our local police departments.

I recently spent a week attending an instructor development-training seminar sponsored by the PCCD. These were conducted at their offices in Harrisburg. While there, we had opportunity to discuss the issue of accountability among constables. I felt that the ideas discussed were validated by our experience as constables. Steve Spangenberg, the director of the training of constables and deputy sheriffs, seemed to appreciate the input.

I would ask you for an opportunity to discuss these issues with you. I believe that discussion and input are critical to implementing a fair and effective method of accountability among constables.

Gordon A. Lukus

cc: John Pallone



STATE CONSTABLE

613 N.3RD STREET READING, PA. 19601 PHONE - (610) 372-7292

January 28, 2001

TO: PA STATE REPRESENTATIVE PETER J. ZUG

I am typing this letter in disbelief. Please do not forget that Constables are elected officials and are leaders in our communities and are also very well respected. The bill you sponsored, House Bill 465 should not be passed. You should have common courtesy towards your fellow elected officials. You have not discussed Bill 465 with anyone in our organization. This is an outrage! I am urging you, Mr. Zug to involve all constables and change your attitude towards constables.

PA State Constable,

Travis F. Curry

Travis Fling

Bernard Mc Collum 49 MAIN ST SCHWENKSVILLE PA19473

PA Representive Peter J ZuG

DeAR Sir:

H. B. 465. I BeLieve You SHOULD Be PRAISEING CONSTABLES Not Condeming Them OR TRYING TO OUST THEM FROM OFFICE. Constables Are THE ONLY ones who Bring Money To THE Courts By Representing THE DISTILES And Helpkeep THE PEASE BY RELIEVING POLICE TO do THE JOBS ON THESTREET. You Stould Be en Gurageing The ConsTABLE To Be More ResponseABLE, TO BE ABLE TO ASSIST LOCAL POLICE. MANY AREA'S IN PENNSYLVANIN do Not HAVE ANY Police But THEY do HAVE CONSTABLES And THEY SHOULD BE ABLE TO ENFORCE THE LAWS OF THE LAND THE SAME AS THEY did WHEN THIS Country WAS OR GANIZED. I BELIVE IF A PERSON BREAKS THE LAW THE Y SHOULD

I AM WRITING IN REGUNEELS TO YOUR PASHING

Be CHARGED AS ANY CITIZEN, WEATHER IT BE LEGISLATORS

CONGRESSMEN OR WOMEN, OR POLICE OR CONSTABLES. But I do NOT

UNDER STAND WHY YOU INSIST ON PUTTING CONSTRAINTS ON

THE CONSTABLE ABOVE ANYONE ELSE, I AM CERTINLY OFFOSEL

TO YOUR LEGISLATION. I THINK YOU SHOULD MEET WITH

REPRESENTINES OF THE CONSTABLE ASSOCIATION TO DISCUSSIONS

AND REVIEW YOUR H. 13.465, IF AFTER THESE DISCUSSIONS

YOU STILL FEEL THE SAME I WILL BE SupRIZED.

THANK You For Reading MY THOUGHTS ON YOUR BILL

Sernard Mr Collum Constable, Montgomey County Pa



A.P. Reast

PO Box 354, Hatfield PA19440 Tel. (215) 215-412-8781, Fax (215) 412-7689, Pager (215) 509-0422, e-mail reastfam@msn.com

PA State Representative Zug Harrisburg.

Dear Sir

I was appalled to read the mis-represented statements issued by you regarding your proposed legislation concerning Constables.

Let me assure you that I as an individual Constable and the PSCA representing the vast majority of Constables in Pennsylvania were never consulted and most certainly are not in favor of your bill. At the very least I would have thought that you would have had the courtesy to reply to our organizations attempts to contact you in order to discuss your bill before it was presented to the House!

We as individuals and the PSCA as a whole are contacting our State Representatives and Senators urging them to vote against this Bill.

Your time could maybe have been better spent in looking at the possibility of a raise as it has been thirteen years since we last had a pay raise (I wonder how many pay raises you, as an elected official have had in the last thirteen years?)

Would you go into the inner city area of Philadelphia to arrest someone for the princely sum of \$17.50? I think this is an area

that needs to be addressed before worrying about some isolated incident concerning Constable malfeasance and incidentally the ever more time absorbing (and unpaid) training that we have to receive each year are making these incidents very rare and in practice any constable who does not carry out proper procedures will immediately find himself with no work being issued to him by the District Justice.

Yours truly,

Adrian P. Reast

A. Marl

CHARLES M. WARRICK PO BOX 142 MOSCOW, PA, 18444

1-31-01

PA STATE REPRESENTATIVE PETER J. ZUG

DEAR SIR,

- AS A STATE CONSTABLE I OPPOSE WHAT YOU ARE TRYING TO ACCOMPLISH WITH H.B. 465.
- I AM THE PRESIDENT OF LACKAWANNA COUNTY CHAPTER 20, AND I NOR ANY OF MY MEMBERS QUERIED AS OUR LIKE OR DISLIKE OF YOUR BILL.
- YOU STATED TO YOUR FELLOW MEMBERS THAT CONSTABLES DO NOT OPPOSE THIS BILL--THAT SIR IS NOT TRUE.
- RESPECTFULLY REQUEST YOU WITHDRAW YOUR STATEMENT AND HOUSE BILL, UNTIL YOU FIND OUT FROM THE WHOLE STATE WHAT OUR LIKES/DISLIKEsARE...
- FEEL FREE TO CONTACT ME AT 570-842-7485, OR MY NUMERIC PAGER 570-341-4271.

SINCERELY,

CHARLES M. WARRICK STATE CONSTABLE H. WILLIAM DEWEESE THE MINORITY LEADER



THE STATE CAPITOL HARRISBURG, PA 17120-2020 PHONE: (717) 783-3797

HOUSE OF REPRESENTATIVES

COMMONWEALTH OF PENNSYLVANIA HARRISBURG

February 5, 2001

Hon. Peter J. Zug PA House of Representatives 150-A East Wing Main Capitol Harrisburg, PA 17120

Dear Peter:

Enclosed is correspondence I have received from a deputy constable in my legislative district. I believe you have already introduced HB 465 in this session as HB 184.

Please advise Ms. Closser of any discussions you have had, or plan to have, with constables regarding this legislation. I would appreciate your directing a copy of any correspondence you have with Ms. Closser to Sue Germanio of my Harrisburg Staff.

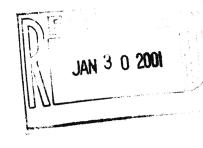
Thank you for responding to my constituent's concerns.

Sincerely yours

H. William DeWeese 50th Legislative District The Minority Leader

HWD:sg

cc: Deputy Constable Hope H. Closser



Hope H. Closser 465 Cherry St. Waynesburg, PA 15370 January 22, 2001

PA State Representative William DeWeese Harrisburg, PA

Dear Sir:

As a Pennsylvania State Constable I wish to express my opposition

to H.B 465 in it's present form.

I believe that Representative Zug should give all constables or their representatives the opportunity to discuss this bill with him personally before it's introduction into the 2001 session of the legislature.

Sincerly,

Hope H. Closser Deputy Constable

Hope H. Classer

3rd Ward

Waynesburg, PA





Allegheny County Constable's Association, Inc. Legislative Committee

P.O. Box 182 Wexford, PA 15090

Chairman, Earl Bragunier Co-Chairman, Elaine Caparelli Co-Chairman, Alan Templin

February 9, 2001

Rep. Peter J. Zug Harrisburg Office House Post Office Box 202020 Main Capital Building Harrisburg, PA 17120-2020

Dear Representative Zug:

The Allegheny County Constables Association is very interested in your recently submitted House Bill 465 in regards to laws pertaining to constables. I am the Chairman of our Legislative Committee and, along with our Association, are pleased to see this legislation go into effect. We hope that you will work with our Committee on this HB or any other future items that pertain to Constables. You can reach me by phone at 724-935-2986 or at the above address.

Again, thank you for your interest in Constable laws. If we can be of any assistance please do not hesitate to contact me.

Sincerely,

Earl Bragunier

Chairman

PA State Representative Peter Zug House Post Office Box 202020 Main Capital Building Harrisburg, PA 17120-2020

Dear Representative Zug,

The Lehigh Valley Constable Association is opposed to Bill H.B. 465 in its present form. Reform is progressive, however this bill as it stands conflicts with existing election laws and the right of all citizens to due process.

We are sworn to uphold the law. This particular bill if passed could hurt the many to punish the few.

This opposition does not mean that we are completely against this bill. We would be more that willing to assist you with revising this piece of legislation. As constables we offer our assistance, and are willing to work with your office with our input and guidance.

As it stands we do not advocate this bill. Also, we are in the process of informing our local representatives of our opinion as well.

Again we are strongly opposed to H.B. 465 as it stands!

Sincerely,

The Lehigh Valley Constable Association

PETER J. ZUG, MEMBER

HARRISBURG OFFICE:
HOUSE POST OFFICE BOX 202020
MAIN CAPITOL BUILDING
HARRISBURG, PENNSYLVANIA 17120-2020
PHONE: (717) 787-2686
TOLL FREE 1-800-956-4050

MYERSTOWN OFFICE: 112 WEST MAIN AVENUE MYERSTOWN, PA 17067 PHONE: (717) 866-9144

ELIZABETHVILLE OFFICE: 27 SOUTH MARKET STREET ELIZABETHVILLE, PA 17023 PHONE: (717) 362-9051



House of Representatives

COMMONWEALTH OF PENNSYLVANIA

HARRISBURG

February 22, 2001

COMMITTEES

APPROPRIATIONS
COMMERCE AND ECONOMIC
DEVELOPMENT
SUBCOMMITTEE CHAIRMAN
ON HOUSING
STATE GOVERNMENT
VETERANS AFFAIRS AND
EMERGENCY PREPAREDNESS
MAJORITY POLICY

CHESAPEAKE BAY COMMISSION

Edgar Siptroth, Jr. Cumberland County State Constable 4201 Gettysburg Road Camp Hill, PA 17011

Dear Mr. Siptroth:

Thank you for your comments on House Bill 184. I appreciate hearing from you on this matter.

Representative Nailor has given me your ideas and I will have our Judiciary Committee review this material when we present amendments to HB184. We have met with the State Constable Association and will work with them to arrive at a compromised proposal.

Again, thank you for sharing your views with me.

Very truly yours,

PETER J. ZUG, MEMBER 102nd Legislative District

PJZ:fke

PETER J. ZUG, MEMBER

HARRISBURG OFFICE:
HOUSE POST OFFICE BOX 202020
MAIN CAPITOL BUILDING
HARRISBURG, PENNSYLVANIA 17120-2020
PHONE: (717) 787-2686
TOLL FREE 1-800-956-4050

MYERSTOWN OFFICE: 112 WEST MAIN AVENUE MYERSTOWN, PA 17067 PHONE: (717) 866-9144

ELIZABETHVILLE OFFICE: 27 SOUTH MARKET STREET ELIZABETHVILLE, PA 17023 PHONE: (717) 362-9051 OF THE HOUSE OF SERVICE OF THE HOUSE OF THE

House of Representatives
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

COMMITTEES

APPROPRIATIONS
COMMERCE AND ECONOMIC
DEVELOPMENT
SUBCOMMITTEE CHAIRMAN
ON HOUSING
INSURANCE
VETERANS AFFAIRS AND
EMERGENCY PREPAREDNESS
MAJORITY POLICY

CHESAPEAKE BAY COMMISSION

June 12, 2001

Randy K. Rosenberger Secretary Bradford County State Constable's Assn. P.O. Box 126 Athen, PA 18810

Dear Constable Rosenberger:

I would like to thank you for your recent correspondence relating to House Bill 184, which attempts to update the procedures for removing an unfit constable from office.

House Bill 184 provides that a constable shall not be removed from office except for reasons such as physical or mental disability affecting the constable's ability to carry out the duties of office, neglect or violation of any official duty, conviction of a misdemeanor or felony, inefficiency, neglect, intemperance or conduct unbecoming a constable, or performing official duties while under the influence of alcohol or a controlled substance, as defined in the Controlled Substance, Drug, Device, and Cosmetic Act.

The only substantive change in existing law occurs in the filing of complaints. Currently, complaints against constables are filed with the court of common pleas. This legislation directs complaints to the county district attorney's office. I have enclosed a copy of House Bill 184, along with a bill summary, which I hope will alleviate some of your concerns.

Recently, representatives of the Pennsylvania State Constables Association (PSCA) met with me, and a member of our research staff, to discuss the legislation. It has become evident that there is a good deal of confusion about the bill, despite the fact that it doesn't make any wholesale changes to the law. However, please be assured that we will work on strengthening the bill in a manner that all sides can support.

Once again, thank you for your correspondence. If you have further questions or comments about this legislation, or any matter relating to state government, please do not hesitate to contact me.

Very truly yours.

PETER J. ZUG, MEMBER 102nd Legislative District

PJZ:fke

Enclosure

cc: Jack Esher, President,

Pennsylvania State Constables Association

