



**INDEPENDENT REGULATORY REVIEW COMMISSION
COMMONWEALTH OF PENNSYLVANIA
333 MARKET STREET
14TH FLOOR
HARRISBURG, PA 17101**

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February 27, 2003

Mr. James Thomas, Executive Director
Pennsylvania Commission on Crime and Delinquency
3101 North Front Street
Harrisburg, PA 17108

Re: Regulation #35-26 (IRRC #2163)
Constables' Education and Training Board
Constables' Education and Training

Dear Mr. Thomas:

The Independent Regulatory Review Commission approved your regulation today. Our Order is enclosed and is available on our website at www.irrc.state.pa.us.

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,


John R. McGinley, Jr.

Chairman

wbg

Enclosure

cc: Honorable Thomas P. Gannon, Majority Chairman, House Judiciary Committee
Honorable Kevin Blaum, Democratic Chairman, House Judiciary Committee
Honorable Stewart J. Greenleaf, Chairman, Senate Judiciary Committee
Honorable Jay Costa, Jr., Minority Chairman, Senate Judiciary Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held February 27, 2003

John R. McGinley, Jr., Chairman
Alvin C. Bush, Vice Chairman, by Phone
Arthur Coccodrilli
Robert J. Harbison, III
Murray Ufberg, Abstaining

Regulation No. 35-26
Constables' Education and Training Board
Constables' Education and Training

On November 2, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Constables' Education and Training Board (Board). This rulemaking establishes 37 Pa. Code Chapter 431. The proposed regulation was published in the November 18, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. Pursuant to Section 5(e) of the Regulatory Review Act (71 P.S. § 745.5(e)), the Department resubmitted the proposed regulation on January 31, 2001. A final-form regulation was submitted to the Commission on August 3, 2001. On August 20, 2001, the Board withdrew this final-form regulation. The final-form regulation was submitted to the Commission on November 19, 2002. Pursuant to Section 5a(f) of the Regulatory Review Act (71 P.S. § 745.5a(f)), the Board resubmitted the final-form regulation on February 4, 2003.

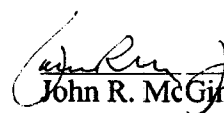
This regulation creates the procedures for training and certifying constables, as required by Act 44 of 1994. The rulemaking establishes a constable training program; content for basic training and continuing education; standards for carrying firearms and standards for the schools to administer training.

We have determined this regulation is consistent with the statutory authority of the Constables' Education and Training Board (42 Pa. C.S.A. § 2944) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.





John R. McGinley, Jr., Chairman