

IN RE: : IN THE COURT OF COMMON PLEAS OF
LOCAL RULE 107.1 : CUMBERLAND COUNTY, PENNSYLVANIA
:
: CIVIL TERM
: NO. 96-1335 CIVIL

AMENDED ORDER

AND NOW, this 1st day of December 2022, it is hereby Ordered and Decreed, that effective thirty (30) days after publication in the Pennsylvania Bulletin, the Cumberland County Court of Common Pleas **amends local rule 107.1**:

APPROVAL OF POLICE COMPLAINTS AND ARREST WARRANT

AFFIDAVITS BY ATTORNEY FOR THE COMMONWEALTH

Rule 107.1. The District Attorney of Cumberland County having filed a certification pursuant to Pa.R.Crim.P. 107, criminal complaints and arrest warrant affidavits by police officers, as defined in the Rules of Criminal Procedure, charging one (1) or more of the following offenses:

- (a) The following offenses set forth in Chapter 9 of the Pennsylvania Crimes Code entitled "Inchoate Crimes":
 - (i) Corrupt Organizations in violation of 18 Pa.C.S. § 911;
- (b) All offenses set forth in Chapter 25 of the Pennsylvania Crimes Code entitled "Criminal Homicide";
- (c) All offenses set forth in Chapter 26 of the Pennsylvania Crimes Code entitled "Crimes Against Unborn Children";
- (d) The following offenses set forth in Chapter 27 of the Pennsylvania Crimes Code entitled "Assault":
 - (i) Aggravated Assault in violation of 18 Pa.C.S. § 2702;
 - (ii) Discharge of Firearm into an Occupied Structure in violation of 18 Pa.C.S. § 2707.1
 - (iii) Stalking in violation of 18 Pa.C.S. § 2709.1;
 - (iv) Ethnic Intimidation in violation of 18 Pa.C.S. § 2710;
 - (v) Neglect of a Care-Dependent Person in violation of 18 Pa.C.S. § 2713;
 - (vi) Abuse of a Care-Dependent Person in violation of 18 Pa.C.S. § 2713.1;
 - (vii) Threat to Use Weapons of Mass Destruction in violation of 18 Pa.C.S. § 2715;
 - (viii) Weapons of Mass Destruction in violation of 18 Pa.C.S. § 2716;
 - (ix) Strangulation in violation of 18 Pa.C.S. § 2718;

- (e) All offenses set forth in Chapter 29 of the Pennsylvania Crimes Code entitled "Kidnapping";
- (f) All offenses set forth in Chapter 30 of the Pennsylvania Crimes Code entitled "Human Trafficking";
- (g) All offenses set forth in Chapter 31 of the Pennsylvania Crimes Code entitled "Sexual Offenses";
- (h) All offenses set forth in Chapter 32 of the Pennsylvania Crimes Code entitled "Abortion;"
- (i) The following offenses set forth in Chapter 33 of the Pennsylvania Crimes Code entitled "Arson, Criminal Mischief and Other Property Destruction:"
 - (i) Arson and Related Offenses in violation of 18 Pa.C.S. § 3301;
- (j) The following offenses set forth in Chapter 35 of the Pennsylvania Crimes Code entitled "Burglary and Other Criminal Intrusion:"
 - (i) Burglary in violation of 18 Pa.C.S. § 3502;
- (k) The following offenses set forth in Chapter 37 of the Pennsylvania Crimes Code entitled "Robbery";
 - (i) Robbery in violation of 18 Pa.C.S. § 3701;
 - (ii) Robbery of Motor Vehicle in violation of 18 Pa.C.S. § 3702;
- (l) The following offenses set forth in Chapter 41 of the Pennsylvania Crimes Code entitled "Forgery and Fraudulent Practices:"
 - (i) Fraudulent Destruction, Removal or Concealment of Recordable Instruments in violation of 18 Pa.C.S. § 4103;
 - (ii) Deceptive or Fraudulent Business Practices in violation of 18 Pa.C.S. § 4107;
 - (iii) Insurance Fraud in violation of 18 Pa.C.S. § 4117;
 - (iv) Washing Vehicle Titles in violation of 18 Pa.C.S. § 4118;
- (m) All offenses set forth in Chapter 43 of the Pennsylvania Crimes Code entitled "Offenses Against the Family:"
- (n) All offenses set forth in Chapter 47 of the Pennsylvania Crimes Code entitled "Bribery and Corrupt Influence;"
- (o) All following offenses set forth in Chapter 49 of the Pennsylvania Crimes Code entitled "Falsification and Intimidation:"
- (p) All offenses set forth in Chapter 51 of the Pennsylvania Crimes Code entitled "Obstructing Governmental Operations;"

- (q)** The following offenses set forth in Chapter 55 of the Pennsylvania Crimes Code entitled "Riot, Disorderly Conduct and Related Offenses:"
 - (i) Riot in violation 18 Pa.C.S. § 5501;
 - (ii) Abuse of Corpse in violation of 18 Pa.C.S. § 5510;
 - (iii) Gambling Devices, Gambling, Etc. in violation of 18 Pa.C.S. § 5513;
 - (iv) Facsimile Weapons of Mass Destruction in violation of 18 Pa.C.S. § 5516;
- (r)** All misdemeanor and felony offenses set forth in Chapter 55, Subchapter B of the Pennsylvania Crimes Code entitled "Cruelty to Animals";
- (s)** All offenses set forth in Chapter 57 of the Pennsylvania Crimes Code entitled "Wiretapping and Electronic Surveillance;"
- (t)** The following offenses set forth in Chapter 59 of the Pennsylvania Crimes Code entitled "Public Indecency:"
 - (i) Prostitution and Related Offenses in violation of 18 Pa.C.S. § 5902;
 - (ii) Obscene and Other Sexual Material and Performances in violation of 18 Pa.C.S. § 5903
 - (iii) Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms in violation of 18 Pa.C.S. § 6105;
 - (iv) Firearms Not to be Carried Without a License in violation of 18 Pa.C.S. § 6106;
 - (v) Sale or Transfer of Firearms in violation of 18 Pa.C.S. § 6111;
- (u)** The following offenses set forth in Chapter 63 of the Pennsylvania Crimes Code entitled "Minors:"
 - (i) Corruption of Minors in violation of 18 Pa.C.S. § 6301;
 - (ii) Sexual Abuse of Children in violation of 18 Pa.C.S. § 6312;
 - (iii) Unlawful Contact with Minors in violation of 18 Pa.C.S. § 6318;
 - (iv) Solicitation of Minors to Traffic Drugs in violation of 18 Pa.C.S. § 6319;
 - (v) Sexual Exploitation of Children in violation of 18 Pa.C.S. § 6320;
 - (vi) Transmission of Sexually Explicit Images by Minor in violation of 18 Pa.C.S. § 6312;
- (v)** The following offenses set forth in Chapter 75 of the Pennsylvania Crimes Code entitled "Other Offenses":
 - (i) Invasion of Privacy in violation of 18 Pa.C.S. § 7507.1;
 - (ii) Operation of Methamphetamine Laboratory in violation of 18 Pa.C.S. § 7508.2;
- (w)** All offenses set forth in Chapter 76 of the Pennsylvania Crimes Code entitled "Computer Offenses";
- (x)** All offense set forth in Chapter 77 of the Pennsylvania Crimes Code entitled "Vehicle Chop Shot and Illegally Obtained and Altered Property";

- (y)** The following offenses set forth in Chapter 63 of the Pennsylvania Domestic Relations Code entitled "Child Protective Services";
- (i) Failure to Report Child Abuse by Mandated Reporter in violation of 23 Pa.C.S. § 6319
- (z)** The following offenses set forth in Chapter 9 of the Pennsylvania Fish code entitled "Enforcement";
- (i) Resisting or Interfering with a Game Officer in violation of 30 Pa.C.S. § 904;
 - (ii) Homicide by Watercraft while DUI in violation of 30 Pa.C.S. § 5502.1;
 - (iii) Homicide by Watercraft in violation of 30 Pa.C.S. § 5502.2;
- (aa)** The following prohibited acts set forth in "The Controlled Substance, Drug Device and Cosmetic Act:"
- (i) Acquisition of Controlled Substance by Fraud in violation of 35 Pa.C.S. § 780-113(a)(12);
 - (ii) Delivery by Practitioner in violation of 35 Pa.C.S. § 7801-113(a)(13);
 - (iii) Unlawful Delivery or Possession with Intent to Deliver a Controlled Substance in violation of 35 Pa.C.S. § 780-113(a)(30);
 - (iv) Illegal Sale of Non-Controlled Substance in violation of 35 Pa.C.S. § 780-113(a)(35);
 - (v) Designer Drugs in violation of 35 Pa.C.S. § 780-113(a)(36);
- (bb)** All violation of Title 73, Chapter 14B entitled "Home Improvement Fraud Consumer Protection Act";
- (cc)** The following offenses under the Pennsylvania Motor Vehicle Code:
- (i) Homicide by Vehicle in violation of 75 Pa.C.S. § 3732;
 - (ii) Aggravated Assault by Vehicle in violation of 75 Pa.C.S. § 3732.1;
 - (iii) Fleeing or Attempting to Elude Police Officers in violation of 75 Pa.C.S. § 3733;
 - (iv) Homicide by Vehicle While DUI in violation of 75 Pa.C.S. § 3735;
 - (v) Aggravated Assault by Vehicle While DUI in violation of 75 Pa.C.S. § 3735.1;
 - (vi) Accidents Involving Death or Personal Injury (Felony Only) in violation of 75 Pa.C.S. § 3742;
 - (vii) Accidents Involving Death or Personal Injury While Not Properly Licensed in violation of 75 Pa.C.S. § 3742.1.

The Cumberland County District Court Administrator is Ordered and Directed to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the Pennsylvania Bulletin.

3. Publish these Rules on the Cumberland County Court website at www.ccpa.net.
4. Incorporate the local rule into the set of local rules on www.ccpa.net within thirty (30) days after the publication of the local rule in the Pennsylvania Bulletin.
5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.
6. Forward one (1) copy to the Cumberland Law Journal.

By the Court,



Edward E. Guido, P.J.