

THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 200]

Order Amending Rule 240 of the Rules of Civil Procedure; Civil Procedural Rules; No. 515

Order

Per Curiam:

And Now, this 22nd day of October, 2009, upon the recommendation of the Civil Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 240 of the Pennsylvania Rules of Civil Procedure is amended as follows.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 240. In Forma Pauperis.

* * * * *

(h) The affidavit in support of a petition for leave to proceed in forma pauperis shall be substantially in the following form:

(Caption)

* * * * *

3. I represent that the information below relating to my ability to pay the fees and costs is true and correct:

(a) Name: _____
Address: _____

[Social Security Number: _____]

* * * * *

(c) Other income within the past twelve months

Business or profession: _____

Other self-employment: _____

Interest: _____

Dividends: _____

Pension and annuities: _____

Social security benefits: _____

Support payments: _____

Disability payments: _____

Unemployment compensation and supplemental benefits: _____

[Workman's] Workers' compensation: _____

Public assistance: _____

Other: _____

* * * * *

(e) Property owned

Cash: _____

Checking account: _____

Savings account: _____

Certificates of deposit: _____

Real estate (including home): _____

Motor vehicle: Make _____, Year _____,

Cost _____, Amount Owed \$ _____

Stocks [;] and bonds: _____

Other: _____

* * * * *

Explanatory Comment

There has been an increase in the concern about the use of social security numbers in court paper records. Consequently, the Supreme Court of Pennsylvania has amended Rule 240(h) governing the form for the petition to proceed *in forma pauperis* by deleting the requirement for a petitioner to supply his or her social security number.

[Pa.B. Doc. No. 09-2057. Filed for public inspection November 6, 2009, 9:00 a.m.]

Title 246—MINOR COURT CIVIL RULES

PART I GENERAL

[246 PA. CODE CH. 200]

Order Amending Rule 206 of the Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges; No. 262; Magisterial Rules

Order

Per Curiam:

And Now, this 22nd day of October, 2009, upon the recommendation of the Minor Court Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 206 of the Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges is amended as follows.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(a)(3), and shall be effective immediately.

Annex A

TITLE 246. MINOR COURT CIVIL RULES
CHAPTER 200. RULES OF CONSTRUCTION;
GENERAL PROVISIONS

Rule 206. Costs; Proceedings In Forma Pauperis.

* * * * *

E. Proceedings in Forma Pauperis

* * * * *

(vi) The petition for leave to proceed in forma pauperis and affidavit shall be substantially in the following form:

[Caption]

Petition

* * * * *

3. I represent that the information below relating to my ability to pay the costs is true and correct:

(a)

Name: _____

Address: _____

[Social Security No. _____]

* * * * *

FINAL REPORT

Amendment to Rule 206 of the Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges

REMOVAL OF SOCIAL SECURITY NUMBER IN IFP PETITION

On October 22, 2009, effective immediately, upon recommendation of the Minor Court Rules Committee, the Supreme Court of Pennsylvania approved an amendment to Rule 206 of the Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges.

I. Background and Discussion

In the spring of 2007, the Court Administrator of Pennsylvania convened a working group to formulate a Statewide public access policy for official case records of the magisterial district courts. The working group was asked to specifically address release of sensitive information, such as social security numbers ("SSNs"). Staff Counsel for the Minor Court Rules Committee ("Committee") was a member of the working group.

The working group concluded that SSNs should not be included on forms filed with magisterial district courts if that information is unnecessary for the court's adjudication of the case or collection of the information is not otherwise required by law. In light of that conclusion, the working group asked Staff Counsel if the Committee would consider removing the SSN requirement from the in forma pauperis ("IFP") petition described in Rule 206E(vi).

The Committee members discussed the working group's request and agreed that the Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges should be consistent with any procedures adopted by the Court governing access to information in the official case records of the magisterial district courts. In addition, the Committee unanimously concurred that there was no judicial rationale for requesting SSNs.

1 Minor Court Rules Committee Recommendation 1-2009.

Therefore, the Committee recommended removal of the SSN requirement from the IFP petition.

II. Approved Rule Changes

Accordingly, the Committee proposed the deletion of the line in the IFP petition that requires entry of a petitioner's SSN.

The Committee believes this amendment to be of a perfunctory nature. Therefore, the Committee respectfully recommended that the Court adopt this recommendation in accordance with Pa.R.J.A. No. 103(a)(3), without prior publication for public comment.

[Pa.B. Doc. No. 09-2058. Filed for public inspection November 6, 2009, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BUCKS COUNTY

Bucks County Regional Central Booking Program; Administrative Order No. 56

And Now, this 26th day of October 2009, it is hereby ordered and directed that all defendants convicted of any misdemeanor or felony criminal offense or anyone accepted into Accelerated Rehabilitative Disposition in such matters, shall be assessed an additional fee of \$150.00 to offset costs of Central and/or Regional Booking Centers located throughout Bucks County. Said fees shall be assessed as court costs. This fee is in addition to all other authorized fines, costs and supervision fees legally assessed.

Fees so collected shall be paid into the General Fund of Bucks County. Each year, the Controller's Office shall proportionately disburse these funds to the participating jurisdictions in accordance with the Regional Booking Center Plan developed by those jurisdictions and approved by the Court.

This Order shall become effective January 1, 2010.

By the Court

SUSAN D. SCOTT, President Judge

[Pa.B. Doc. No. 09-2059. Filed for public inspection November 6, 2009, 9:00 a.m.]

MONTGOMERY COUNTY

Administrative Order; Clerk of Courts Fee Bill; No. AD 301-2009

Order

And Now, this 19th day of October, 2009, the Court approves the attached Clerk of Courts Fee Schedule to be effective January 1, 2010.

By the Court

RICHARD J. HODGSON, President Judge

Montgomery County Clerk of Courts

Fee Schedule

Effective 01/01/2010

<i>Description</i>	<i>Fee</i>
Clerk of Courts Fee Prior to Trial	\$255.25
Clerk of Courts Processing Fee—Summary	\$27.50
Clerk of Courts Fee During and After Trial	\$306.00
Appeal to Superior Court (Clerk of Courts Fee)	\$66.50
Appeal to Superior Court (Superior Court Fee)	\$60.00
Constable Appointment Petitions	\$25.25
Expungements	\$25.25
Pre-Trial Motions and Miscellaneous Filings	\$25.25
Private Detective License (New Application)	\$25.25
Private Detective License (Renewal Application)	\$25.25
New Private Detective License (Person)	\$220.00
New Private Detective License (Corporation)	\$330.25
Renewal Private Detective License (Person)	\$550.50
Renewal Private Detective License (Corporation)	\$825.75
Return of Property Filings	\$25.25
Summary Appeals	\$55.50
Nunc Pro Tunc	\$25.25
Summary Appeals Granted through Nunc Pro Tunc	\$50.50
Tax Collector Bonds	\$25.25
Finger Print Cards (Per Card)	\$13.75
Subpoenas	\$3.25
Bail Bond Filing Fees (Applicable to Bonding Companies Only)	\$25.25
Bail Pieces	\$20.25
Property Bail	\$25.25
Certified Copies	\$9.25

<i>Description</i>	<i>Fee</i>
Checks returned due to Insufficient Funds	\$33.00
Copies (Per Sheet)	\$1.00
Copies from Micro Fiche (Per Sheet)	\$2.00
Criminal Record Searches (Computer search back to 1984)	\$20.25
Criminal Record Searches (Computer and Micro Fiche search)	\$20.25

* Please note that the Automation is NOT to be collected on Summary Appeals Granted through Nunc Pro Tunc

[Pa.B. Doc. No. 09-2060. Filed for public inspection November 6, 2009, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

Notice is hereby given that Daniel Louis Inserra having been suspended from the practice of law in the State of Arizona for a period of 1 year by Judgment and Order of the Supreme Court of Arizona dated January 7, 2009; the Supreme Court of Pennsylvania issued an Order dated October 26, 2009, suspending Daniel Louis Inserra from the practice of law in this Commonwealth for a period of 1 year. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,

Secretary

*The Disciplinary Board of the
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 09-2061. Filed for public inspection November 6, 2009, 9:00 a.m.]