

THE COURTS

Title 207—JUDICIAL CONDUCT

PART II. CONDUCT STANDARDS
[207 PA. CODE CH. 33]

Title 210—APPELLATE PROCEDURE

PART II. INTERNAL OPERATING PROCEDURES
[210 PA. CODE CH. 63]

Adoption of Section 11 of the Internal Operating Procedures of the Supreme Court and Amendment of the Code of Judicial Conduct; No. 368 Judicial Administration Doc.

Order

Per Curiam

And Now, this 15th day of August, 2011, *It Is Ordered* that Section 11 of the Internal Operating Procedures of the Supreme Court is adopted and Canon 3 of the Code of Judicial Conduct is amended as set forth in the following forms.

Annex A

TITLE 207. JUDICIAL CONDUCT
PART II. CONDUCT STANDARDS

CHAPTER 33. CODE OF JUDICIAL CONDUCT

Subchapter A. CANONS

Canon 3. Judges should perform the duties of their office impartially and diligently.

The judicial duties of judges take precedence over all their other activities. Their judicial duties include all the duties of their office prescribed by law. In the performance of these duties, the following standards apply:

A. *Adjudicative responsibilities.*

* * * * *

(7) [**Judges**] Unless otherwise provided by the Supreme Court of Pennsylvania, judges should prohibit broadcasting, televising, recording or taking photographs in the courtroom and areas immediately adjacent thereto during sessions of court or recesses between sessions, except that a judge may authorize:

* * * * *

Official Note: Temperate conduct of judicial proceedings is essential to the fair administration of justice. The recording and reproduction of a proceeding should not distort or dramatize the proceeding.

See the Internal Operating Procedures of the Supreme Court of Pennsylvania and the Commonwealth Court of Pennsylvania regarding broadcasting of proceedings by the Pennsylvania Cable Network.

* * * * *

TITLE 210. APPELLATE PROCEDURE
PART II. INTERNAL OPERATING PROCEDURES
CHAPTER 63. INTERNAL OPERATING PROCEDURES OF THE SUPREME COURT

§ 63.11. **Photographing, Recording and Broadcasting of Supreme Court Proceedings by the Pennsylvania Cable Network (PCN).**

A. *General Provisions.*

(1) The recording by the Pennsylvania Cable Network (“PCN”) of a proceeding before the Supreme Court for future broadcast on PCN is permissible only in accordance with this section.

(2) A request to be present to record a scheduled proceeding electronically for future broadcast on PCN must be made at least three business days before the proceeding. Such requests must be submitted to the Executive Administrator of the Supreme Court of Pennsylvania or his or her designee (“Executive Administrator”) for approval by the Chief Justice. The Supreme Court shall maintain discretion to prohibit camera coverage of any proceeding, or any part thereof, due to the nature of the issues or the sensitivity of the subject matter of a proceeding.

(3) There shall be no coverage of a proceeding involving any case that has been designated as “sealed.”

(4) There shall be no audio pickup or broadcast of conferences between co-counsel or among the Justices.

(5) The Supreme Court may limit or terminate coverage, or direct the removal of camera coverage personnel, when necessary to protect the rights of the parties or to assure the orderly conduct of the proceedings.

(6) The Supreme Court shall not incur any expense for equipment, wiring or personnel necessary to provide coverage by PCN.

(7) Introductory commentary, if any, shall be supplied by members in good standing of the Pennsylvania Bar approved by the Supreme Court.

(8) All coverage must be “gavel-to-gavel,” including rebroadcasts, with the exceptions in A.(3)—(5).

(9) All copyrights to the broadcasts are the possession of the Supreme Court and may not be used without its approval. PCN shall provide the Supreme Court with DVD or videotape recordings of all sessions covered by PCN, whether or not broadcast or aired.

B. *Equipment and Personnel.*

(1) Only robotic cameras will be permitted in the courtroom. PCN personnel shall consult with the Executive Administrator to determine the location in the courtroom for the camera equipment and operators.

(2) Equipment shall not produce distracting sound or light. Signal lights or devices to show when the equipment is operating shall not be visible.

(3) Except as otherwise approved by the Executive Administrator, existing courtroom sound and light systems shall be used without modification. Audio pickup for all media purposes shall be accomplished from existing audio systems present in the court facility, or from a camera’s built-in microphone. If no technically suitable audio system exists in the court facility, microphones and related wiring essential for media purposes shall be

unobtrusive and shall be located in places designated in advance by the Executive Administrator.

(4) All equipment must be in place prior to the opening of the court session and shall not be removed until after the conclusion of the day's proceedings. Video recording equipment which is not a component part of a camera shall be located in an area remote from the courtroom. PCN personnel shall not enter or exit the courtroom once the proceedings are in session except during a recess or adjournment. PCN personnel shall wear appropriate attire in the courtroom.

(5) PCN personnel shall adhere to the direction of the Executive Administrator in matters such as security, parking, noise avoidance and other related issues.

C. Impermissible Use of Material.

None of the film, videotape, video discs, still photographs or audio reproductions developed during or by virtue of coverage of a proceeding shall be admissible as evidence in the proceeding from which it arose, in any proceeding subsequent or collateral thereto, or upon any appeal of such proceedings.

[Pa.B. Doc. No. 11-1453. Filed for public inspection August 26, 2011, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LEHIGH COUNTY

Administrative Order Paroling Defendants Sentenced to Prison for a Minimum of Not More Than Thirty (30) Days for Driving Under the Influence of Alcohol or Controlled Substance; No. AD-8-2011

Amended Order

And Now, this 9th day of August, 2011, pursuant to the requirements of Pa.R.Crim.P. 117,

It Is Ordered that effective September 1, 2011, new Administrative Order Paroling Defendants Sentenced to Prison for a Minimum of Not More Than Thirty (30) Days for Driving Under the Influence of Alcohol or Controlled Substance, be and the same is hereby adopted in the following form.

It Is Further Ordered that seven (7) certified copies of this Order and the following Rule of Criminal Procedure shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies and one (1) diskette shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Criminal Procedural Rules Committee of the Supreme Court of Pennsylvania; and that one copy shall be filed with the Clerk of Courts—Criminal of the Court of Common Pleas of Lehigh County.

By the Court

KELLY L. BANACH,
Administrative Judge

Administrative Order Paroling Defendants Sentenced to Prison for a Minimum of Not More Than Thirty (30) Days for Driving Under the Influence of Alcohol or Controlled Substance

Order

And Now, this day of August, 2011,

It Is Ordered that the Administrative Order filed in Case 350-M/ 1994 on September 9, 1994 and the Administrative Order filed in Case 158-M/ 1991 on June 11, 1991 are hereby *Vacated*;

It Is Further Ordered that a Defendant convicted and sentenced to serve a minimum term of imprisonment of not more than thirty (30) days pursuant to 75 Pa.Con.Stat. Ann. § 3802 (a)—(f), shall be paroled immediately upon serving his/ her minimum sentence, unless otherwise Ordered by the Sentencing Court;

It Is Further Ordered that Lehigh County Prison is hereby authorized and directed to release any Defendant pursuant to this Order without further action or Order of Court;

It Is Further Ordered that the Defendant shall comply with all conditions imposed in the original sentence, including payment of costs, fines, and restitution and shall comply with the following conditions of parole:

(1) The Defendant shall receive a copy of this Order;

(2) The Defendant shall report to the Lehigh County Probation and Parole Department within seventy-two (72) hours of release;

(3) The Defendant shall refrain from consuming alcoholic beverages and illegal drugs;

(4) The Defendant shall undergo a Court Reporting Network (CRN) evaluation and shall pay a CRN evaluation fee determined by the County of Lehigh;

(5) The Defendant shall participate in such drug and alcohol evaluation, counseling, therapy and treatment as recommended by the Probation Officer;

(6) The Defendant shall attend and successfully complete the Alcohol Highway Safe Driving School and shall pay the required tuition fee to the County of Lehigh;

(7) The Defendant shall undergo random urinalysis as directed by the Probation Officer.

[Pa.B. Doc. No. 11-1454. Filed for public inspection August 26, 2011, 9:00 a.m.]

YORK COUNTY

Common Pleas Criminal Court Third Party Referred Payment Plans; CP-67-MD-0001815-2011; CP-67-AD-0000018-2011

Administrative Order

And Now, To Wit, this 26th day of July, 2011, pursuant to Pa.R.Crim.P. 105, this Court *Approves* an unlimited extension for collection efforts against all Defendants by the York County Clerk of Courts and the appointed private collection agencies on its behalf of all payments of

costs, fines, reparation, restitution, penalties and other remittances relating to criminal cases in the Criminal Division of the Court of Common Pleas of York County as follows:

(1) The Office of the Clerk of Courts of the York County Court of Common Pleas is a designated entity responsible for the collection and allocation of all costs, fines, reparation, restitution, penalties and other remittances imposed and collected as a result of criminal cases in the Criminal Division of the Court of Common Pleas of York County, hereinafter referred to as "Collection Efforts."

(2) The Office of the Clerk of Courts of the York County Court of Common Pleas as an issuing agency pursuant to 42 Pa.C.S. § 9730.1, may contract and refer the Collection Efforts to a private collection agency.

(3) Pursuant to 42 Pa.C.S. § 9730.1, the private collection agency is required to cease all Collection Efforts after 180 days has elapsed since referral and there has been no response by the defendant or collection of moneys.

(4) This Court is granting an unlimited extension on elapsed cases to allow continued Collection Efforts by any private collection agency contracted by the County of York on behalf of the Office of the Clerk of Courts of York County Court of Common Pleas.

It Is Ordered that this Administrative Order shall be effective thirty (30) days after the publication thereof in the *Pennsylvania Bulletin*, and shall govern all matters then pending.

It Is Further Ordered that in accordance with Pa.R. Crim.P. No. 105, the District Court Administrator shall:

(a) Provide one (1) certified copy of the local rule to the Criminal Procedural Rules Committee;

(b) Distribute two (2) certified copies hereof to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

(c) Distribute one (1) copy of the local rule on a computer diskette or on a CD-ROM that complies with the requirements of 1 Pa. Code § 13.11(b) to the Legislative Reference Bureau;

(d) File one certified copy of the local rule with the Administrative Office of Pennsylvania Courts;

(e) Cause a copy hereof to be published in the *York Legal Record* once a week for two (2) successive weeks at the expense of the County of York;

(f) Supervise the distribution thereof to all Judges and members of the Bar of this Court.

By the Court

STEPHEN P. LINEBAUGH,
President Judge

[Pa.B. Doc. No. 11-1455. Filed for public inspection August 26, 2011, 9:00 a.m.]

YORK COUNTY

**Fee Schedule Approval Pursuant to Act 36-2000;
CP-67-MD-0001351-2011; CP-67-AD-0000017-2011**

Administrative Order

And Now, To Wit, This 2nd day of June 2011, pursuant to the provisions of 42 P. S. Section 1725.4, the fee bill of the Clerk of Court of York County, Pennsylvania, is amended to reflect the following Fee Schedule. The fee bill shall be effective the first day of October 2011, upon receipt of written notification from the Criminal Procedural Rules Committee that the proposed fee schedule is not inconsistent with any general rule of the Supreme Court and upon due advertisement as required by the Administrative Rules of Court.

It Is Further Ordered that in accordance with Pa.R. Crim.P. No. 105, the District Court Administrator shall:

(a) Provide one (1) certified copy of the local rule to the Criminal Procedural Rules Committee;

(b) Distribute two (2) certified copies hereof to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

(c) Distribute one (1) copy of the local rule on a computer diskette or on a CD-ROM that complies with the requirements of 1 Pa. Code § 13.11(b) to the Legislative Reference Bureau;

(d) File one certified copy of the local rule with the Administrative Office of Pennsylvania Courts;

(e) Cause a copy hereof to be published in the *York Legal Record* once a week for two (2) successive weeks at the expense of the County of York;

(f) Supervise the distribution thereof to all Judges and members of the Bar of this Court.

By the Court

STEPHEN P. LINEBAUGH,
President Judge

	<i>Current</i>	<i>4.5% Increase</i>	<i>New Rate— Rounded</i>	<i>TOTAL Amt Due</i>
CLERK FEES:				
**Non Jury Trial or Guilty Plea	\$145.00	\$6.53	\$151.50	\$168.00
**Indirect Criminal Contempt	\$145.00	\$6.53	\$151.50	\$168.00
**Jury Trial	\$195.00	\$8.78	\$205.00	\$221.50
**Summary	\$40.50	\$1.82	\$42.50	\$59.00
COPIES:				
Per page	\$0.55	\$0.02	\$0.55	\$0.55
Certified Copy (Hard Copy or Electronic Copy)	\$10.00	\$0.45	\$10.50	\$10.50
Electronic Records on CD-ROM or DVD			\$15.00	\$15.00

THE COURTS

4623

	<i>Current</i>	<i>4.5% Increase</i>	<i>New Rate— Rounded</i>	<i>TOTAL Amt Due</i>
<i>FILING FEES:</i>				
*Miscellaneous Papers	\$18.00	\$0.81	\$19.00	\$24.00
*Tax Collector Bond	\$18.00	\$0.81	\$19.00	\$24.00
*Constable Bond	\$18.00	\$0.81	\$19.00	\$24.00
**Summary Conviction Appeal (Charged each Docket #)	\$47.50	\$2.14	\$50.00	\$66.50
**Appeals to Commonwealth/Superior or Supreme Court	\$58.00	\$2.61	\$60.50	\$77.00
*Road Cases	\$18.00	\$0.81	\$19.00	\$24.00
*Resolution of Township Supervisors	\$18.00	\$0.81	\$19.00	\$24.00
**Expungment Petition	\$55.00	\$2.48	\$57.50	\$74.00
<i>FORMS:</i>				
*Record Check	\$6.00	\$0.27	\$6.00	\$11.00
Bail Piece (Charged on each case issued)	\$12.00	\$0.54	\$12.50	\$12.50
<i>MISCELLANEOUS:</i>				
Postage (Charged per case)	\$11.00	\$0.50	\$11.50	\$11.50
Automation Fee	\$5.00		\$5.00	\$5.00

* Add \$5.00 for Equipment Automation Fund

** Add \$16.50 for Equipment Automation Fund & Postage

Note: \$5 automation fee set by Act 36 of 2000

[Pa.B. Doc. No. 11-1456. Filed for public inspection August 26, 2011, 9:00 a.m.]