

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2124 Session of  
1999

INTRODUCED BY LYNCH, ARGALL, ARMSTRONG, BAKER, BATTISTO, BEBKO-JONES, BELFANTI, BENNINGHOFF, BIRMELIN, BOYES, CAWLEY, L. I. COHEN, CORNELL, DALLY, DeWEESE, FAIRCHILD, GODSHALL, GRUCELA, HENNESSEY, HERMAN, HERSHEY, HUTCHINSON, KREBS, LEDERER, LEH, MAJOR, MASLAND, McCALL, ORIE, PHILLIPS, ROHRER, SATHER, SCRIMENTI, SEYFERT, STABACK, STEELMAN, STRITTMATTER, TRAVAGLIO, TRELLO, TRUE, WILT, YOUNGBLOOD, ZIMMERMAN AND ZUG, DECEMBER 8, 1999

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, DECEMBER 8, 1999

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, further defining "police department"  
3 and "police officer" for purposes of municipal police  
4 education and training; and further providing for automatic  
5 certification and for payment of certain county costs.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. The definitions of "police department" and  
9 "police officer" in section 2162 of Title 53 of the Pennsylvania  
10 Consolidated Statutes are amended to read:

11 § 2162. Definitions.

12 The following words and phrases when used in this subchapter  
13 shall have the meanings given to them in this section unless the  
14 context clearly indicates otherwise:

15 \* \* \*

16 "Police department." Any of the following:

1           (1) A public agency of a political subdivision having  
2       general police powers and charged with making arrests in  
3       connection with the enforcement of the criminal or traffic  
4       laws. This paragraph includes the sheriff's office [in a  
5       county of the second class].

6           (2) A campus police or university police department, as  
7       used in section 2416 of the act of April 9, 1929 (P.L.177,  
8       No.175), known as The Administrative Code of 1929, certified  
9       by the Office of Attorney General as a criminal justice  
10      agency under the definition of "criminal justice agency" in  
11      18 Pa.C.S. § 9102 (relating to definitions). This paragraph  
12      does not include a campus police or university police  
13      department of the State System of Higher Education and its  
14      member institutions.

15      "Police officer." Any full-time or part-time employee of a  
16      city, borough, town, township, campus police or university  
17      police or county police department assigned to criminal or  
18      traffic law enforcement duties; any deputy sheriff [of a county  
19      of the second class]; and, for the purpose of training only,  
20      security officers of a first class city housing authority. The  
21      term excludes persons employed to check parking meters or to  
22      perform only administrative duties and auxiliary and fire  
23      police.

24      \* \* \*

25      Section 2. Sections 2168 and 2171 of Title 53 are amended to  
26      read:

27      § 2168. Automatic certification.

28      (a) General rule.--All police officers, including deputy  
29      sheriffs [in counties of the second class], hired prior to June  
30      18, 1974, shall be automatically certified for basic training

1 but shall be required to complete the in-service training as set  
2 forth in section 2164(7) (relating to powers and duties of  
3 commission).

4 (b) Campus or university police.--Any campus or university  
5 police officer who, as of August 27, 1993, has successfully  
6 completed a basic training course similar to that required under  
7 this subchapter shall, after review by the commission, be  
8 certified as having met the basic training requirements of this  
9 subchapter. Any campus or university police officer who, as of  
10 August 27, 1993, has not successfully completed a basic training  
11 course similar to that required under this subchapter which  
12 qualifies the police officer for certification under this  
13 subsection shall be able to perform the duties of a campus or  
14 university police officer until certified by the commission, but  
15 no later than August 29, 1994.

16 (c) Deputy sheriffs [in counties of the second class].--  
17 Deputy sheriffs [in counties of the second class] who have  
18 successfully completed the basic training course under this  
19 subchapter prior to February 6, 1995, shall be assigned a  
20 certification number under this subchapter.

21 § 2171. Payment of certain county costs.

22 Counties [of the second class] shall be liable for costs  
23 incurred for the certification of deputy sheriffs. The costs  
24 shall not exceed the sum per police officer assessed against  
25 municipalities.

26 Section 3. This act shall take effect in 60 days.