

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 115 Session of  
1999INTRODUCED BY TANGRETTI, EVANS, PERZEL, J. TAYLOR, KENNEY,  
STEELMAN, NICKOL, MANDERINO AND MELIO, JANUARY 25, 1999AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
MARCH 10, 1999

## AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania  
2 Consolidated Statutes, further providing for MUNICIPAL POLICE <—  
3 EDUCATION AND TRAINING AND FOR powers and duties of the  
4 commission.

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

7 ~~Section 1. Section 2164(10) of Title 53 of the Pennsylvania <—~~  
8 ~~Consolidated Statutes is amended and the section is amended by~~  
9 ~~adding a paragraph to read:~~

10 SECTION 1. THE DEFINITIONS OF "POLICE DEPARTMENT" AND <—  
11 "POLICE OFFICER" IN SECTION 2162 OF TITLE 53 OF THE PENNSYLVANIA  
12 CONSOLIDATED STATUTES ARE AMENDED TO READ:

13 § 2162. DEFINITIONS.

14 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS SUBCHAPTER  
15 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE  
16 CONTEXT CLEARLY INDICATES OTHERWISE:

17 \* \* \*

18 "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 (3) A RAILROAD OR STREET RAILWAY POLICE DEPARTMENT  
16 FORMED WITH OFFICERS COMMISSIONED UNDER 22 PA.C.S. CH. 33  
17 (RELATING TO RAILROAD AND STREET RAILWAY POLICE) OR ANY PRIOR  
18 STATUTE PROVIDING FOR SUCH COMMISSIONING.

19 "POLICE OFFICER." ANY FULL-TIME OR PART-TIME EMPLOYEE OF A  
20 CITY, BOROUGH, TOWN, TOWNSHIP, RAILROAD OR STREET RAILWAY  
21 POLICE, CAMPUS POLICE OR UNIVERSITY POLICE OR COUNTY POLICE  
22 DEPARTMENT ASSIGNED TO CRIMINAL OR TRAFFIC LAW ENFORCEMENT  
23 DUTIES; ANY DEPUTY SHERIFF OF A COUNTY OF THE SECOND CLASS; AND,  
24 FOR THE PURPOSE OF TRAINING ONLY, SECURITY OFFICERS OF A FIRST  
25 CLASS CITY HOUSING AUTHORITY. THE TERM EXCLUDES PERSONS EMPLOYED  
26 TO CHECK PARKING METERS OR TO PERFORM ONLY ADMINISTRATIVE DUTIES  
27 AND AUXILIARY AND FIRE POLICE.

28 \* \* \*

29 SECTION 2. SECTION 2164(10) OF TITLE 53 IS AMENDED AND THE  
30 SECTION IS AMENDED BY ADDING A PARAGRAPH TO READ:

1 § 2164. Powers and duties of commission.

2 The powers and duties of the commission shall be as follows:

3 \* \* \*

4 (1.1) To establish and administer mandatory minimum  
5 courses of study for leadership and managerial professional  
6 development training for police officers with the rank of  
7 ~~captain~~ LIEUTENANT or above. Coursework shall be designed as <—  
8 part of the annual certification process to train the above-  
9 mentioned police officers in subject areas, including, but  
10 not limited to:

11 (i) effective management communication;

12 (ii) essentials of leadership;

13 (iii) effective management of personnel;

14 (iv) essentials of management;

15 (v) review of best practices of other policing  
16 agencies and departments throughout the nation;

17 (vi) legal updates; and

18 (vii) Federal and State sources of funding  
19 assistance for law enforcement agencies and the means of  
20 accessing said sources.

21 \* \* \*

22 (10) To consult and cooperate with universities,  
23 colleges, community colleges and institutes for the  
24 development of specialized courses for police officers,  
25 including, but not limited to, those courses designed to  
26 teach effective leadership and managerial skills.

27 \* \* \*

28 SECTION 3. SECTION 2168 OF TITLE 53 IS AMENDED BY ADDING A <—  
29 SUBSECTION TO READ:

30 § 2168. AUTOMATIC CERTIFICATION.

1       \* \* \*

2       (D) RAILROAD AND STREET RAILWAY POLICE.--ANY RAILROAD AND  
3 STREET RAILWAY POLICE OFFICER WHO, AS OF THE EFFECTIVE DATE OF  
4 THIS SUBSECTION, HAS SUCCESSFULLY COMPLETED A BASIC TRAINING  
5 COURSE SIMILAR TO THAT REQUIRED UNDER THIS CHAPTER SHALL, AFTER  
6 REVIEW BY THE COMMISSION, BE CERTIFIED AS HAVING MET THE BASIC  
7 REQUIREMENTS OF THIS CHAPTER. ANY RAILROAD AND STREET RAILWAY  
8 POLICE OFFICER WHO, AS OF THE EFFECTIVE DATE OF THIS SUBSECTION,  
9 HAS NOT SUCCESSFULLY COMPLETED A BASIC TRAINING COURSE SIMILAR  
10 TO THAT REQUIRED UNDER THIS CHAPTER WHICH QUALIFIES THE POLICE  
11 OFFICER FOR CERTIFICATION SHALL BE ABLE TO PERFORM THE DUTIES OF  
12 A RAILROAD AND STREET RAILWAY POLICE OFFICER UNTIL CERTIFIED BY  
13 THE COMMISSION, BUT NO LONGER THAN ONE YEAR FROM THE EFFECTIVE  
14 DATE OF THIS SUBSECTION.

15       Section 2 4. This act shall take effect in 60 days.

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