

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 618 Session of  
1989

INTRODUCED BY PITTS, NAILOR, VROON, DEMPSEY, D. W. SNYDER,  
REBER, JACKSON, FARGO, SCHEETZ, FLEAGLE, LEVDANSKY, HESS,  
WOGAN, FOX, HECKLER, CARLSON, TRELLO, MICOZZIE, BELARDI,  
ROBBINS, VEON, CIVERA, PHILLIPS, ITKIN, HALUSKA, MARKOSEK,  
NOYE, CAWLEY, JOHNSON, J. L. WRIGHT, GIGLIOTTI, DISTLER,  
LAUGHLIN, STUBAN, GRUPPO, OLASZ, CLYMER, BUNT, SERAFINI,  
SAURMAN, FLICK, MORRIS, E. Z. TAYLOR, MELIO, McVERRY, DeLUCA,  
GEIST, BARLEY, STAIRS, SEMMEL AND MERRY, MARCH 6, 1989

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MARCH 6, 1989

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
2 "An act providing for and reorganizing the conduct of the  
3 executive and administrative work of the Commonwealth by the  
4 Executive Department thereof and the administrative  
5 departments, boards, commissions, and officers thereof,  
6 including the boards of trustees of State Normal Schools, or  
7 Teachers Colleges; abolishing, creating, reorganizing or  
8 authorizing the reorganization of certain administrative  
9 departments, boards, and commissions; defining the powers and  
10 duties of the Governor and other executive and administrative  
11 officers, and of the several administrative departments,  
12 boards, commissions, and officers; fixing the salaries of the  
13 Governor, Lieutenant Governor, and certain other executive  
14 and administrative officers; providing for the appointment of  
15 certain administrative officers, and of all deputies and  
16 other assistants and employees in certain departments, boards,  
17 and commissions; and prescribing the manner in which the  
18 number and compensation of the deputies and all other  
19 assistants and employees of certain departments, boards and  
20 commissions shall be determined," providing for resident  
21 State troopers; and making appropriations.

22 The General Assembly of the Commonwealth of Pennsylvania  
23 hereby enacts as follows:

24 Section 1. Section 205(b) of the act of April 9, 1929

1 (P.L.177, No.175), known as The Administrative Code of 1929,  
2 amended December 28, 1972 (P.L.1649, No.349), is amended to  
3 read:

4 Section 205. Pennsylvania State Police.--\* \* \*

5 (b) The State Police Force shall consist of such number of  
6 officers and men, and shall be organized in such manner, as the  
7 Commissioner of Pennsylvania State Police, with the approval of  
8 the Governor, shall from time to time determine: Provided,  
9 however, That [during the fiscal year 1971-1972, the number of  
10 officers and men shall not exceed in the aggregate at any time,  
11 three thousand seven hundred ninety persons, and during the  
12 fiscal year 1972-1973 and thereafter,] the number of officers  
13 and men shall not exceed in the aggregate at any time three  
14 thousand nine hundred and forty persons. State policemen, both  
15 officers and men, assigned to duty with the Pennsylvania  
16 Turnpike Commission or assigned to duty as resident State  
17 troopers, shall not be counted in determining the total number  
18 of officers and men in the State Police Force.

19 \* \* \*

20 Section 2. Section 712 of the act is amended by adding a  
21 subsection to read:

22 Section 712. The Pennsylvania State Police Force.--The  
23 various members of the Pennsylvania State Police are hereby  
24 authorized and empowered:

25 \* \* \*

26 (c) To enforce municipal ordinances as well as all other  
27 laws, civil and criminal, in municipalities which have  
28 contracted for the services of a resident State trooper under  
29 section 713. Only the resident State trooper assigned to the  
30 municipality shall be empowered as provided in this section.

1 Section 3. The act is amended by adding a section to read:

2 Section 713. Resident State Trooper Program.--(a) The  
3 Commissioner of the Pennsylvania State Police may appoint  
4 members of the regular Pennsylvania State Police Force to be  
5 resident State troopers, assigned on a regular basis to a  
6 municipality or adjacent municipalities which do not have an  
7 organized police force, if the municipality or municipalities  
8 agree to pay ninety per centum of the cost of providing the  
9 resident State trooper service. Each resident State trooper  
10 shall have the same powers and be entitled to the same rights  
11 and subject to the same rules and regulations as other members  
12 of the State Police Force.

13 (b) In order to implement the resident State trooper  
14 program, the Commissioner of the Pennsylvania State Police is  
15 authorized to enter into agreements with boroughs and first and  
16 second class townships for the furnishing of police protection  
17 by one or more resident State troopers on a contractual basis.  
18 The contract price for such services shall be the actual cost of  
19 providing the police protection, and moneys paid for the police  
20 services shall be credited to the General Fund and used for the  
21 express purpose of financing the services for which the contract  
22 price was paid. Fifty additional personnel are hereby authorized  
23 to meet the initial staffing requirements of the Pennsylvania  
24 State Police resulting from any agreements executed pursuant to  
25 this subsection.

26 (c) The Commissioner of the Pennsylvania State Police shall  
27 promulgate such rules and regulations as may be necessary to  
28 implement the resident State trooper program and the contractual  
29 agreements authorized by this section. The rules and regulations  
30 shall:

1     (1) Allow adjacent municipalities to join together to  
2 request the services of and share in the costs of a resident  
3 State trooper. If more than one adjacent municipality shall  
4 request the services of a single resident State trooper, the  
5 Commissioner of the Pennsylvania State Police may determine that  
6 the geographic area is too large to be covered by one resident  
7 State trooper, and that one or more additional resident State  
8 troopers must be assigned in order to provide the geographic  
9 area with adequate police protection.

10    (2) Require that, as a prerequisite to applying for the  
11 services of a resident State trooper, a municipality or  
12 municipalities shall adopt a resolution or ordinance authorizing  
13 a contractual arrangement with the Pennsylvania State Police for  
14 the payment by the municipality or municipalities of ninety per  
15 centum of the costs incurred in connection with the provision of  
16 the services, with the Commonwealth being responsible for ten  
17 per centum of the costs.

18    (3) Require resident State troopers to remain under the  
19 direct control of the Pennsylvania State Police with supervision  
20 to be provided by the commanding officer of the field  
21 installation having jurisdiction over the municipality or  
22 municipalities contracting for the services of the resident  
23 State trooper. The commanding officer shall determine the number  
24 of supervisors for the resident State troopers assigned to his  
25 field installation. Each resident State trooper shall operate  
26 out of his assigned field installation, which shall be his  
27 official duty station.

28    (4) Require all resident State troopers to reside within the  
29 geographic area served by the field installation having  
30 jurisdiction over the municipality or municipalities to which

1 the resident State trooper is assigned.

2 (5) Require that all organizational orders, regulations and  
3 directives issued by the Pennsylvania State Police apply with  
4 full force to resident State troopers.

5 (6) Require such matters as the geographic area served,  
6 hours of duty and type of duties to be arranged by the commander  
7 of the field installation in cooperation with the governing body  
8 of the municipality or municipalities.

9 (7) Require that an on-duty resident State trooper not leave  
10 his assigned municipality or municipalities without the  
11 authorization of the commander of the field installation, and  
12 require that the commander not remove a resident State trooper  
13 from his area of jurisdiction during assigned hours except in  
14 cases of extreme emergency, in which case the governing body of  
15 the contracting municipality or municipalities shall be  
16 notified.

17 (8) Require resident State troopers to be in uniform at all  
18 times during assigned working hours, unless authorized by the  
19 commander of the field installation to work in civilian attire.

20 (9) Require resident State troopers to enforce all municipal  
21 ordinances of the contracting municipality or municipalities, as  
22 well as the Vehicle Code and criminal laws of this Commonwealth.

23 (10) Require that all supplies and equipment including  
24 vehicles, radios, etc., be obtained by the resident trooper from  
25 the supervising field installation.

26 Section 4. (a) The sum of \$250,000, or as much thereof as  
27 may be necessary, is hereby appropriated from the General Fund  
28 to the Pennsylvania State Police to pay for the Commonwealth  
29 share of the costs of the resident State trooper program  
30 established by this act.

1       (b) The sum of \$750,000, or as much thereof as may be  
2 necessary, is hereby appropriated from the General Fund to the  
3 Pennsylvania State Police to pay for enlarged State Police cadet  
4 training classes, which shall be needed to implement the  
5 resident State trooper program authorized by this act.

6       Section 5. This act shall take effect in 60 days.