

## 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, MERRY, J. H. CLARK, BUSH AND  
HERSHEY, MARCH 6, 1989

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
SEPTEMBER 25, 1990

## 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 employes 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 employes 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:

1       Section 1.   Section 205(b) of the act of April 9, 1929  
2   (P.L.177, No.175), known as The Administrative Code of 1929,  
3   amended December 28, 1972 (P.L.1649, No.349), is amended AND THE <—  
4   SECTION IS AMENDED BY ADDING A SUBSECTION to read:

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

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

20       \* \* \*

21       (G)   THE PENNSYLVANIA STATE POLICE FORCE SHALL INCLUDE, BUT <—  
22   NOT BE LIMITED TO, TWO UNDERWATER SEARCH TEAMS, ONE OF WHICH  
23   SHALL BE IN EASTERN PENNSYLVANIA AND ONE OF WHICH SHALL BE IN  
24   WESTERN PENNSYLVANIA.

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

27       Section 712.   The Pennsylvania State Police Force.--The  
28   various members of the Pennsylvania State Police are hereby  
29   authorized and empowered:

30       \* \* \*

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

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

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

18     (b) In order to implement the resident State trooper  
19 program, the Commissioner of the Pennsylvania State Police is  
20 authorized to enter into agreements with boroughs and first and  
21 second class townships for the furnishing of police protection  
22 by one or more resident State troopers on a contractual basis.  
23 The contract price for such services shall be the ~~actual cost~~ <—  
24 FULL DIRECT AND INDIRECT COSTS of providing the police <—  
25 protection AS DETERMINED BY THE COMMISSIONER OF THE PENNSYLVANIA <—  
26 STATE POLICE, and moneys paid for the police services shall be  
27 credited to the General Fund and used for the express purpose of  
28 financing the services for which the contract price was paid.  
29 Fifty additional personnel are hereby authorized to meet the  
30 initial staffing requirements of the Pennsylvania State Police

1 resulting from any agreements executed pursuant to this  
2 subsection.

3 (c) The Commissioner of the Pennsylvania State Police shall  
4 promulgate such rules and regulations as may be necessary to  
5 implement the resident State trooper program and the contractual  
6 agreements authorized by this section. The rules and regulations  
7 shall:

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

17 (2) Require that, as a prerequisite to applying for the  
18 services of a resident State trooper, a municipality or  
19 municipalities shall adopt a resolution or ordinance authorizing  
20 a contractual arrangement with the Pennsylvania State Police for  
21 the payment by the municipality or municipalities of ninety per <—  
22 centum of the OF THE ENTIRE costs incurred in connection with <—  
23 the provision of the services, with the Commonwealth being  
24 responsible for ten per centum of the costs.

25 (3) Require resident State troopers to remain under the  
26 direct control of the Pennsylvania State Police with supervision  
27 to be provided by the commanding officer of the field  
28 installation having jurisdiction over the municipality or  
29 municipalities contracting for the services of the resident  
30 State trooper. The commanding officer shall determine the number

of supervisors for the resident State troopers assigned to his field installation. Each resident State trooper shall operate out of his assigned field installation, which shall be his official duty station.

(4) Require all resident State troopers to reside within the geographic area served by the field installation having jurisdiction over the municipality or municipalities to which the resident State trooper is assigned.

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

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

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

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

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

(10) Require that all supplies and equipment including

1 vehicles, radios, etc., be obtained by the resident trooper from  
2 the supervising field installation.

3 ~~Section 4. (a) The sum of \$250,000, or as much thereof as~~ <—  
4 ~~may be necessary, is hereby appropriated from the General Fund~~  
5 ~~to the Pennsylvania State Police to pay for the Commonwealth~~  
6 ~~share of the costs of the resident State trooper program~~  
7 ~~established by this act.~~

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

13 ~~Section 5 4. This act shall take effect in 60 days.~~ <—