

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1563

Session of  
2007

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INTRODUCED BY PALLONE, CALTAGIRONE, COHEN, FABRIZIO, GIBBONS,  
GRUCELA, HARHAI, HARKINS, HORNAMAN, JAMES, KIRKLAND, KORTZ,  
KOTIK, KULA, MARKOSEK, MENSCH, MURT, MYERS, PASHINSKI,  
PETRONE, SOLOBAY, TANGRETTI, THOMAS AND SIPTROTH,  
JUNE 18, 2007

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AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,  
JANUARY 14, 2008

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## 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 training and education.

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

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

10 § 2162. Definitions.

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

14 \* \* \*

15 "Police department." Any of the following:

16 (1) A public agency of a political subdivision having  
17 general police powers and charged with making arrests in

1 connection with the enforcement of the criminal or traffic  
2 laws. This paragraph includes the sheriff's office in a  
3 county of the second class.

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

13 (3) A railroad or street railway police department  
14 formed with officers commissioned under 22 Pa.C.S. Ch. 33  
15 (relating to railroad and street railway police) or any prior  
16 statute providing for such commissioning.

17 (4) The Capitol Police.

18 (5) The Harrisburg International Airport Police.

19 (6) An airport authority police department.

20 (7) A county park police department.

21 "Police officer." Any of the following:

22 (1) A full-time or part-time employee assigned to  
23 criminal or traffic law enforcement duties of any of the  
24 following:

25 (i) A police department of a county, city, borough,  
26 town or township.

27 (ii) Any railroad or street railway police.

28 (iii) Any campus or university police department.

29 (iv) The Capitol Police.

30 (v) The Harrisburg International Airport Police.

(vi) An airport authority police department.

(2) A deputy sheriff of a county of the second class.

(3) A security officer of a first class city housing authority or a police officer of a second class city housing authority.

(4) A county park police officer.

The term excludes persons employed to check parking meters or to perform only administrative duties and auxiliary and fire police.

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SECTION 2. SECTIONS 2168 AND 2170 OF TITLE 53 ARE AMENDED BY <—  
ADDING SUBSECTIONS TO READ:

§ 2168. AUTOMATIC CERTIFICATION.

\* \* \*

(E) COUNTY PARK POLICE.--

(1) A COUNTY PARK POLICE OFFICER WHO HAS SUCCESSFULLY COMPLETED THE BASIC TRAINING COURSE UNDER THIS SUBCHAPTER PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION SHALL BE ASSIGNED A CERTIFICATION NUMBER UNDER THIS SUBCHAPTER BUT SHALL BE REQUIRED TO COMPLETE THE IN-SERVICE TRAINING AS SET FORTH IN SECTION 2164(7) (RELATING TO POWERS AND DUTIES OF COMMISSION).

(2) COUNTY PARK POLICE OFFICERS WHO SUCCESSFULLY COMPLETED TRAINING PRIOR TO THE EFFECTIVE DATE OF THIS SUBCHAPTER OR HAVE SUCCESSFULLY COMPLETED TRAINING DETERMINED BY THE COMMISSION TO BE THE EQUIVALENT OF THAT TRAINING, AND WHO MET ALL THE CRITERIA IN PLACE AT THE TIME OF THEIR HIRING, AND SUCCESSFULLY COMPLETED ALL TRAINING REQUIRED THEREAFTER, SHALL ALSO BE ASSIGNED A CERTIFICATION NUMBER UNDER THIS SUBCHAPTER.

1           (3) A CERTIFICATION NUMBER MAY BE TRANSFERRED ALONG WITH  
2           AN INDIVIDUAL IF THAT INDIVIDUAL HAS SUCCESSFULLY COMPLETED  
3           ALL TRAINING REQUIRED BY THE COMMISSION AND IS HIRED FOR  
4           ANOTHER POSITION UNDER THIS SUBCHAPTER.

5   § 2170. REIMBURSEMENT OF EXPENSES.

6           \* \* \*

7           (A.1) COUNTY PARK POLICE.--A MUNICIPALITY SHALL BE  
8           INELIGIBLE FOR REIMBURSEMENT FOR TUITION AND EXPENSES FOR THE  
9           CERTIFIED BASIC TRAINING OF COUNTY PARK POLICE.

10          \* \* \*

11          SECTION 3. SECTION 2171 OF TITLE 53 IS AMENDED TO READ:

12   § 2171. PAYMENT OF CERTAIN COUNTY COSTS.

13           (A) SECOND CLASS COUNTIES.--COUNTIES OF THE SECOND CLASS  
14           SHALL BE LIABLE FOR COSTS INCURRED FOR THE CERTIFICATION OF  
15           DEPUTY SHERIFFS. THE COSTS SHALL NOT EXCEED THE SUM PER POLICE  
16           OFFICER ASSESSED AGAINST MUNICIPALITIES.

17           (B) COUNTIES GENERALLY.--COUNTIES SHALL BE LIABLE FOR THE  
18           COSTS INCURRED FOR ANY TRAINING REQUIRED FOR THE CERTIFICATION  
19           OF COUNTY PARK POLICE OFFICERS.

20          Section ~~2~~ 4. This act shall take effect July 1, 2008.

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