

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1123 Session of
2011

INTRODUCED BY REICHLEY, CALTAGIRONE, CLYMER, GEIST, GODSHALL,
MUSTIO, O'NEILL, READSHAW, SABATINA AND VULAKOVICH,
MARCH 17, 2011

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 17, 2011

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 contracting
21 for State trooper services.

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

24 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
25 as The Administrative Code of 1929, is amended by adding a
26 section to read:

27 Section 713.1. State Trooper Services Contractual Program.--

1 (a) A municipality or adjacent municipalities which, on the
2 effective date of this section, do not have an organized police
3 force may enter into an agreement with the Pennsylvania State
4 Police for State trooper service. The municipality or
5 municipalities must agree to pay for the State trooper service.

6 (b) In order to implement this section the Commissioner of
7 the Pennsylvania State Police is authorized to enter into
8 agreements with boroughs and townships for the furnishing of
9 police protection by one or more State troopers on a contractual
10 basis. The contract price for the services shall include only
11 the labor and benefit costs of providing police protection.
12 Moneys paid for the police services shall be credited to a
13 restricted account and used for the express purpose of financing
14 the services for which the contract price was paid. State
15 troopers assigned to this program shall not be included in
16 determining the Pennsylvania State Police's total number of
17 officers and enlisted members.

18 (c) The Pennsylvania State Police shall promulgate rules and
19 regulations as may be necessary to implement this program and
20 the contractual agreements authorized by this section. The rules
21 and regulations shall:

22 (1) Require that as a prerequisite to contracting for the
23 services of a State trooper, a municipality or municipalities
24 shall adopt a resolution or ordinance authorizing the
25 contractual arrangement with the Pennsylvania State Police for
26 the payment by the municipality or municipalities of the costs
27 set pursuant to this section incurred in connection with the
28 provision of these services.

29 (2) Require State troopers to remain under the direct
30 control of the Pennsylvania State Police with supervision to be

1 provided by the commanding officer of the field installation
2 having jurisdiction over the municipality or municipalities
3 contracting for the State trooper services.

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

7 (4) Require that the commander of the field installation
8 shall not remove a State trooper assigned pursuant to this
9 contractual program from his area of jurisdiction during
10 assigned hours except in cases of extreme emergency, in which
11 case the governing body of the contracting municipality or
12 municipalities shall be notified.

13 (5) Require State troopers to enforce 75 Pa.C.S (relating to
14 vehicles), criminal laws of this Commonwealth and local
15 ordinances relating to public safety pursuant to the agreement
16 with the municipality or municipalities.

17 Section 2. This act shall take effect in 60 days.