

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 63 Session of 2013

INTRODUCED BY WARD, KASUNIC, ERICKSON, ALLOWAY, TARTAGLIONE, EICHELBERGER, GREENLEAF, VULAKOVICH, D. WHITE, COSTA AND WAUGH, JANUARY 4, 2013

REFERRED TO LAW AND JUSTICE, JANUARY 4, 2013

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 714. 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 may enter into agreements with  
8 boroughs and townships for the furnishing of police protection  
9 by one or more State troopers on a contractual basis at agreed  
10 upon hours and locations. The contract price for the services  
11 shall include only the labor and benefit costs of providing  
12 police protection, however at not less than \$65 per hour per  
13 trooper. Moneys paid for the police services shall be credited  
14 to a restricted account and used for the express purpose of  
15 financing the services for which the contract price was paid.  
16 For every 2,000 hours annually contracted one full-time trooper  
17 would not be counted in determining the total number of officers  
18 and enlisted members in the Pennsylvania State Police.

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

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

30 (2) Require State troopers to remain under the direct

1 control of the Pennsylvania State Police with supervision to be  
2 provided by the commanding officer of the field installation  
3 having jurisdiction over the municipality or municipalities  
4 contracting for the State trooper services.

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

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

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

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