

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILLNo. **46** Session of
2019

INTRODUCED BY K. WARD, LANGERHOLC, STEFANO, BREWSTER, COSTA AND
WHITE, JANUARY 11, 2019

REFERRED TO LAW AND JUSTICE, JANUARY 11, 2019

AN ACT

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

25 The General Assembly of the Commonwealth of Pennsylvania

26 hereby enacts as follows:

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

1 Section 714. State Trooper Services Contractual Program.--

2 (a) A municipality or adjacent municipalities may enter into an
3 agreement with the Pennsylvania State Police for State trooper
4 service. The municipality or municipalities must agree to pay
5 for the State trooper service.

6 (b) In order to implement this section, the Commissioner of
7 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 may not be less than sixty-five
13 dollars (\$65) per hour per trooper. Money paid for the police
14 services shall be credited to a restricted account and used for
15 the express purpose of financing the services for which the
16 contract price was paid. For every two thousand hours annually
17 contracted one full-time trooper would not be counted in
18 determining the total number of officers and enlisted members in
19 the Pennsylvania State Police.

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

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

1 (2) Require State troopers to remain under the direct
2 control of the Pennsylvania State Police with supervision to be
3 provided by the commanding officer of the field installation
4 having jurisdiction over the municipality or municipalities
5 contracting for the State trooper services.

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

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

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

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