

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 346 Session of 2019

INTRODUCED BY BAKER, GORDNER, BARTOLOTTA, FOLMER AND MENSCH,
FEBRUARY 27, 2019

REFERRED TO LAW AND JUSTICE, FEBRUARY 27, 2019

AN ACT

1 Amending the act of June 3, 1919 (P.L.366, No.179), entitled "An
2 act reorganizing the Department of State Police; creating
3 therein a Bureau of Fire Protection; providing for a State
4 Police Force, and defining the powers and duties of the same,
5 including the enforcement of laws relating to game, fish,
6 forestry, and water supply, and certain other laws, and
7 including the collection of information useful for the
8 detection of crime, and the apprehension of criminals;
9 providing for the equipment, maintenance, and transportation
10 of such police; providing for barracks and substations
11 therefor; and prescribing penalties," further providing for
12 the Commissioner of Pennsylvania State Police.

13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 Section 1. Section 7 of the act of June 3, 1919 (P.L.366,
16 No.179), entitled "An act reorganizing the Department of State
17 Police; creating therein a Bureau of Fire Protection; providing
18 for a State Police Force, and defining the powers and duties of
19 the same, including the enforcement of laws relating to game,
20 fish, forestry, and water supply, and certain other laws, and
21 including the collection of information useful for the detection
22 of crime, and the apprehension of criminals; providing for the
23 equipment, maintenance, and transportation of such police;

1 providing for barracks and substations therefor; and prescribing
2 penalties," is amended to read:

3 Section 7. (a) The [Superintendent] Commissioner of [the]
4 Pennsylvania State Police shall be appointed by the Governor for
5 a term of four years from the third Tuesday of January next
6 following the election of a Governor and until his successor
7 shall have been appointed and qualified. The [officers and
8 enlisted men] enlisted members of the State Police [Force shall
9 receive an increase of one hundred and twenty dollars per annum
10 after one year's service, and an additional increase of one
11 hundred and twenty dollars per annum during continuous service
12 for each of the following three years, and an additional
13 increase of sixty dollars per annum during continuous service
14 for each of the following two years:] shall be paid as
15 prescribed by law: Provided, That this section shall not apply
16 to the [Superintendent] Commissioner of [the] Pennsylvania State
17 Police and the deputies, chiefs, statisticians, clerks, experts,
18 and other assistants engaged in the work of the Pennsylvania
19 State Police who are not enlisted members of the State Police
20 Force, and whose compensation under existing law is fixed by the
21 [Superintendent] Commissioner of [the] Pennsylvania State Police
22 with the approval of the Governor.

23 (b) The Commissioner and deputies shall be qualified by
24 training and experience to perform the duties of the office. No
25 Commissioner or deputy may be appointed who has not served at
26 least ten years as a certified law enforcement officer employed
27 by any of the following:

28 (1) The Pennsylvania State Police.

29 (2) A police department requiring certification under 53
30 Pa.C.S. Ch. 21 Subch. D (relating to municipal police education

1 and training).

2 (3) A law enforcement agency of the Federal Government.

3 (4) A law enforcement agency of another state where the
4 qualifications for certification are equivalent to, or greater
5 than, those required in this Commonwealth.

6 (c) The required service under subsection (b) may be
7 cumulative and shall include at least five years of service in a
8 position of supervision over other law enforcement officers.

9 (d) Prior to receiving authorization to access criminal
10 history record information maintained by the Pennsylvania State
11 Police or any other criminal justice agency, the Commissioner
12 and deputies shall be trained under 18 Pa.C.S. Ch. 91 Subch. D
13 (relating to security).

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