

**H. B. 2523**

(By Delegate Ashley, Westfall, Phillips, R., McCuskey and Nelson, E.)

[Introduced January 30, 2015; referred to the

Committee on Finance.]

A BILL to amend and reenact §15-2-3 of the Code of West Virginia, 1931, as amended, relating to creating a special revenue account to offset costs for the West Virginia State Police 100th Anniversary in 2019.

*Be it enacted by the Legislature of West Virginia:*

That §15-2-3 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 2. WEST VIRGINIA STATE POLICE.**

**§15-2-3. State Police structure; how established; training; special revenue account.**

(a) The superintendent shall create, appoint and equip the State Police which shall consist of the number of troops, districts and detachments required for the proper administration of the State Police. Each troop, district or detachment shall be composed of the number of officers and members the superintendent determines are necessary to meet operational needs and are required for the efficient operation of the State Police. The superintendent shall establish the general organizational

1 structure of the State Police by interpretive rule in accordance with the provisions of article three,  
2 chapter twenty-nine-a of this code. The superintendent shall provide adequate facilities for the  
3 training of all members of the State Police and shall prescribe basic training requirements for newly  
4 enlisted members. He or she shall also provide advanced or in-service training from time to time  
5 for all members of the State Police. The superintendent shall hold entry-level training classes for  
6 other law-enforcement officers in the state without cost to those officers, except actual expenses for  
7 food, lodging and school supplies. The superintendent may hold advanced levels of training classes  
8 for other law-enforcement officers in the state for a reasonable daily fee per student not to exceed  
9 \$100.

10 (b) There is hereby created in the State Treasury a special revenue account, which shall be  
11 an interest bearing account, to be known as the Academy Training and Professional Development  
12 Fund. The special revenue account shall consist of training fees, any appropriations that may be  
13 made by the Legislature, income from the investment of moneys held in the special revenue account  
14 and all other sums available for deposit to the special revenue account from any source, public or  
15 private. No expenditures for purposes of this section are authorized from collections except in  
16 accordance with the provisions of article three, chapter twelve of this code and upon fulfillment of  
17 the provisions set forth in article two, chapter eleven-b of this code. Any balance remaining in the  
18 special revenue account at the end of any state fiscal year does not revert to the General Revenue  
19 Fund but remains in the special revenue account and shall be used solely in a manner consistent with  
20 this article. The superintendent is authorized to expend funds from the account to offset operational  
21 and training costs; for building maintenance and repair, for purchases and for equipment repair or  
22 replacement for the West Virginia State Police Academy; and to defray necessary expenses

1 incidental to those and other activities associated with law-enforcement training.

2 (c) There is hereby created in the State Treasury a special revenue account, which shall be  
3 an interest bearing account, to be known as the State Police 100th Anniversary Fund. The special  
4 revenue account shall consist of merchandise sales, any appropriations that may be made by the  
5 Legislature, income from the investment of moneys held in the special revenue account and all other  
6 sums available for deposit to the special revenue account from any source, public or private. No  
7 expenditures for purposes of this section are authorized from collections except in accordance with  
8 the provisions of article three, chapter twelve of this code and upon fulfillment of the provisions set  
9 forth in article two, chapter eleven-b of this code. Any balance remaining in the special revenue  
10 account at the end of any state fiscal year does not revert to the General Revenue Fund but remains  
11 in the special revenue account and shall be used solely in a manner consistent with this article. The  
12 superintendent is authorized to expend funds from the account to offset costs for the 100th  
13 Anniversary celebration; for purchasing 100th Anniversary commemorative merchandise,  
14 equipment, vehicles; and to defray necessary expenses incidental to those and other activities  
15 associated with the 100th Anniversary of the West Virginia State Police. This fund shall expire on  
16 December 31, 2019 and remaining funds shall be transferred to the Academy Training and  
17 Professional Development Fund.

NOTE: The purpose of this bill is to create a special revenue account to offset costs for the West Virginia State Police 100th Anniversary in 2019.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.