

H. B. 2074

(By Delegates Caputo, and Hamilton)

[Introduced January 15, 2015; referred to the
Committee on Finance.]

**FISCAL
NOTE**

A BILL to amend and reenact §15-2-3 of the Code of West Virginia, 1931, as amended, relating to
requiring the Superintendent of the State Police to develop a plan to increase the number of
troopers to a minimum of eight hundred troopers by July 1, 2017.

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 develop a program to enable the

1 state to attain a minimum number of eight hundred troopers by July 1, 2017. The superintendent shall
2 establish the general organizational structure of the State Police by interpretive rule in accordance
3 with ~~the provisions of~~ article three, chapter twenty-nine-a of this code. The superintendent shall
4 provide adequate facilities for the training of all members of the State Police and shall prescribe
5 basic training requirements for newly enlisted members. He or she shall also provide advanced or
6 in-service training from time to time for all members of the State Police. The superintendent shall
7 hold entry-level training classes for other law-enforcement officers in the state without cost to those
8 officers, except actual expenses for food, lodging and school supplies. The superintendent may hold
9 advanced levels of training classes for other law-enforcement officers in the state for a reasonable
10 daily fee per student not to exceed \$100.

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

- 1 replacement for the West Virginia State Police Academy; and to defray necessary expenses
- 2 incidental to those and other activities associated with law-enforcement training.

NOTE: This bill requires the Superintendent of the State Police to develop a plan to increase the number of troopers to a minimum of eight hundred troopers by July 1, 2017.

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