

1 **ENROLLED**

2 COMMITTEE SUBSTITUTE

3 FOR

4 **Senate Bill No. 373**

5 (SENATORS UNGER, KESSLER (MR. PRESIDENT) AND SNYDER, *original sponsors*)

6 _____
7 [Passed March 9, 2012; to take effect July 1, 2012.]
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10 AN ACT to amend and reenact §15-2-3 of the Code of West Virginia,
11 1931, as amended, relating to training at the West Virginia
12 State Police Training Academy; requiring entry-level training
13 to be provided without a fee; authorizing advanced training to
14 be provided for a fee; creating a special revenue account to
15 be known as the Academy Training and Professional Development
16 Fund; and authorizing expenditures from the fund for specific
17 training-related expenses.

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

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

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

22 **§15-2-3. State Police structure; how established; training;**
23 **special revenue account.**

24 (a) The superintendent shall create, appoint and equip the
25 State Police which shall consist of the number of troops, districts

1 and detachments required for the proper administration of the State
2 Police. Each troop, district or detachment shall be composed of
3 the number of officers and members the superintendent determines
4 are necessary to meet operational needs and are required for the
5 efficient operation of the State Police. The superintendent shall
6 establish the general organizational structure of the State Police
7 by interpretive rule in accordance with the provisions of article
8 three, chapter twenty-nine-a of this code. The superintendent
9 shall provide adequate facilities for the training of all members
10 of the State Police and shall prescribe basic training requirements
11 for newly enlisted members. He or she shall also provide advanced
12 or in-service training from time to time for all members of the
13 State Police. The superintendent shall hold entry-level training
14 classes for other law-enforcement officers in the state without
15 cost to those officers, except actual expenses for food, lodging
16 and school supplies. The superintendent may hold advanced levels
17 of training classes for other law-enforcement officers in the state
18 for a reasonable daily fee per student not to exceed \$100.

19 (b) There is hereby created in the State Treasury a special
20 revenue account, which shall be an interest bearing account, to be
21 known as the Academy Training and Professional Development Fund.
22 The special revenue account shall consist of training fees, any
23 appropriations that may be made by the Legislature, income from the
24 investment of moneys held in the special revenue account and all
25 other sums available for deposit to the special revenue account
26 from any source, public or private. No expenditures for purposes

1 of this section are authorized from collections except in
2 accordance with the provisions of article three, chapter twelve of
3 this code and upon fulfillment of the provisions set forth in
4 article two, chapter eleven-b of this code. Any balance remaining
5 in the special revenue account at the end of any state fiscal year
6 does not revert to the General Revenue Fund but remains in the
7 special revenue account and shall be used solely in a manner
8 consistent with this article. The superintendent is authorized to
9 expend funds from the account to offset operational and training
10 costs; for building maintenance and repair, for purchases and for
11 equipment repair or replacement for the West Virginia State Police
12 Academy; and to defray necessary expenses incidental to those and
13 other activities associated with law-enforcement training.