

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 373

(By Senators Unger, Kessler (Mr. President) and Snyder)

[Originating in the Committee on Finance;
reported February 14, 2012.]

A BILL to amend and reenact §15-2-3 of the Code of West Virginia, 1931, as amended, relating to training at the West Virginia State Police Training Academy; requiring entry-level training to be provided without a fee; authorizing advanced training to be provided for a fee; creating a special revenue account to be known as the Academy Training and Professional Development Fund; and authorizing expenditures from the fund for specific training-related expenses.

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.

1 (a) The superintendent shall create, appoint and equip
2 the State Police which shall consist of the number of troops,
3 districts and detachments required for the proper adminis-
4 tration of the State Police. Each troop, district or detachment
5 shall be composed of the number of officers and members the
6 superintendent determines are necessary to meet operational
7 needs and are required for the efficient operation of the State
8 Police. The superintendent shall establish the general
9 organizational structure of the State Police by interpretive
10 rule in accordance with the provisions of article three,
11 chapter twenty-nine-a of this code. The superintendent shall
12 provide adequate facilities for the training of all members of
13 the State Police and shall prescribe basic training require-
14 ments for newly enlisted members. He or she shall also
15 provide advanced or in-service training from time to time for
16 all members of the State Police. The superintendent shall
17 hold entry-level training classes for other ~~peace~~ law-enforce-
18 ment officers in the state without cost to those officers,
19 except actual expenses for food, lodging and school supplies.

20 The superintendent may hold advanced levels of training
21 classes for other law-enforcement officers in the state for a
22 reasonable fee, not to exceed \$100.

23 (b) There is hereby created in the State Treasury a
24 special revenue account, which shall be an interest bearing
25 account, to be known as the Academy Training and Profes-
26 sional Development Fund. The special revenue account shall
27 consist of training fees, any appropriations that may be made
28 by the Legislature, income from the investment of moneys
29 held in the special revenue account and all other sums
30 available for deposit to the special revenue account from any
31 source, public or private. No expenditures for purposes of
32 this section are authorized from collections except in
33 accordance with the provisions of article three, chapter
34 twelve of this code and upon fulfillment of the provisions set
35 forth in article two, chapter eleven-b of this code. Any
36 balance remaining in the special revenue account at the end
37 of any state fiscal year does not revert to the General
38 Revenue Fund but remains in the special revenue account
39 and shall be used solely in a manner consistent with this
40 article. The superintendent is authorized to expend funds
41 from the account to offset operational and training costs; for

42 building maintenance and repair, for purchases and for
43 equipment repair or replacement for the West Virginia State
44 Police Academy; and to defray necessary expenses incidental
45 to those and other activities associated with law-enforce-
46 ment training.