

CHAPTER 186

(HB 396)

AN ACT relating to the Kentucky State Police and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔Section 1. KRS 15A.197 is amended to read as follows:

The Justice and Public Safety Cabinet and its agencies may provide state personnel, state property, and other state resources to Trooper Island Incorporated ***and the Kentucky State Police Foundation.***

➔Section 2. KRS 16.040 is amended to read as follows:

- (1) The department shall consist of the commissioner and the number of officers, individuals employed as a Trooper R Class, CVE R Class, and civilians, and shall be organized in the manner as the commissioner from time to time determines.
- (2) All persons appointed as officers shall at the time of their appointment:
 - (a) Be not less than twenty-one (21) ~~nor more than thirty-one (31)~~ years of age;
 - (b) Be of good moral character, and in good health;
 - (c) Be citizens of the United States and residents of the Commonwealth; and
 - (d) Possess;
 1. A minimum of sixty (60) hours of credit, or an associate degree, from an accredited college or university;
 2. ~~[- or be -]~~ A high school ***diploma***~~[graduate]~~ with at least two (2) years' experience in the military or in law enforcement; ***or***
 3. ***A high school diploma or General Educational Development (GED) diploma with additional experience established by the commissioner by administrative regulation promulgated pursuant to KRS Chapter 13A. However, any person appointed under this subparagraph shall not be given a duty assignment until he or she meets the requirements of subparagraph 1. of this paragraph.***
- (3) The commissioner shall prescribe minimum physical requirements for appointment as an officer of the department and for individuals employed as a Trooper R Class or CVE R Class, and shall conduct such tests and require such physical examinations as deemed necessary to determine the fitness and qualification of each applicant. All other qualifications being equal, preference shall be given to veterans of the Armed Forces of the United States in time of war, who were honorably discharged.
- (4) The commissioner shall direct an investigation to be conducted in order to determine an applicant's suitability for employment as an officer. The contents of the investigation shall be subject to the Open Records Act, KRS 61.870 to 61.884 and KRS 61.991, except that the identity of any witness or informant involving information relative to this investigation shall remain confidential. The identity of any witness or informant shall be subject to the subpoena power of a court of competent jurisdiction.

➔Section 3. KRS 16.052 is amended to read as follows:

- (1) The base compensation of officers shall be determined based on years of service and rank, as provided in this section.
- (2) (a) The years-of-service requirements for the salary schedule for ranks below sergeant are as follows:
 1. A Trooper is an officer with less than three (3) years of continuous service as a commissioned officer with the department;
 2. A Senior Trooper shall have:
 - a. At least three (3) years of continuous service as a commissioned officer with the department and sixty (60) college credit hours;

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- b. At least four (4) years of continuous service as a commissioned officer with the department and thirty-two (32) college credit hours; or
 - c. Five (5) years of continuous service as a commissioned officer with the department with no college credit requirement;
3. A Trooper First Class shall have at least ten (10) years of continuous service as a commissioned officer with the department; and
 4. A Master Trooper shall have at least fifteen (15) years of continuous service as a commissioned officer with the department.
- (b) In addition to meeting the years of service requirements established by paragraph (a) of this subsection, officers listed in the salary schedule for officers below the rank of sergeant shall also meet the requirements for promotion in rank established by the commissioner pursuant to KRS 16.050.
 - (c) Requirements for promotion to sergeant, lieutenant, and captain are as established by KRS 16.055.
- (3) Any overtime and any salary supplement received from the Law Enforcement Foundation Program pursuant to KRS 15.410 to 15.510 or any comparable supplements received from another funding source shall be in addition to the amounts reflected in the base salary schedules established by subsection (4) of this section.
 - (4)
 - (a) The salary schedules established in this subsection are based on a combination of officer classification and years of service.
 - (b) When "NA" appears in the schedule, it is not possible for an officer to be in that classification and years-of-service combination based upon statutory or regulatory conditions established for promotion or advancement.
 - (c) Salary increases based on years of service shall be effective on the first day of the month during which the anniversary of the officer's appointment as a commissioned Kentucky State Police officer falls.
 - (d) Salary increases based on promotion to a higher rank shall be effective on the first day ~~of the month following the date~~ the officer is promoted.
 - (e) If an officer is reverted to a previous rank, the officer's salary shall be adjusted to the salary reflected in the base salary schedule for the officer's applicable number of years of service and rank. The adjustment shall take effect the first pay period following the pay period in which the reversion occurs.
 - (f) The base salary for a Cadet Trooper shall be thirty-five thousand dollars (\$35,000).

BASE SALARY SCHEDULE FOR RANKS BELOW SERGEANT

Years of Service	Trooper Salary Steps Based on Rank			
	Trooper	Senior	First Class	Master
Base Pay	\$37,887	\$43,014	NA	NA
3 years	\$41,310	NA	NA	NA
5 years	\$43,014	\$44,216	NA	NA
7 years	NA	\$45,452	NA	NA
9 years	NA	\$46,726	NA	NA
10 years	NA	NA	\$47,000	NA
13 years	NA	NA	\$49,450	NA
15 years	NA	NA	NA	\$55,356
17 years	NA	NA	NA	\$58,224
19 years	NA	NA	NA	\$61,263
21 years	NA	NA	NA	\$64,397
23 years	NA	NA	NA	\$67,716
25 years	NA	NA	NA	\$68,414

27 years	NA	NA	NA	\$69,118
29 years	NA	NA	NA	\$69,829

BASE SALARY SCHEDULE SERGEANT AND ABOVE

Years of Service	Salary Steps Based on Rank		
	Sergeant	Lieutenant	Captain
6 years	\$45,271	NA	NA
7 years	\$47,271	\$53,500	NA
8 years	\$47,805	NA	\$59,100
9 years	\$49,918	\$54,500	NA
11 years	\$50,911	\$56,000	\$61,199
13 years	\$53,108	\$58,000	\$63,798
15 years	\$56,966	\$61,000	\$67,188
17 years	\$61,093	\$65,000	\$70,747
19 years	\$65,510	\$70,436	\$74,845
21 years	\$70,235	\$74,158	\$78,409
23 years	\$75,292	\$78,066	\$82,529
25 years	\$80,702	\$82,169	\$86,755
27 years	\$85,491	\$86,478	\$90,306
29 years	\$90,686	\$91,002	\$93,998

- (5) Beginning on July 1, 2018, the salary schedule established by subsection (4) of this section shall be adjusted annually to incorporate any increase in the nonseasonally adjusted Consumer Price Index for all urban consumers, U.S. city average, all items, published by the United States Department of Labor, Bureau of Labor Statistics.
- (6) The salary schedules shall be applied to officers employed by the department on July 15, 2016, as follows:
- (a) Except as provided in paragraph (b) of this subsection:
1. Any officer whose base salary exceeds the amount established for his or her years of service and rank in subsection (4) of this section shall retain his or her base salary and shall not receive an increase under the salary schedule until the officer's years of service and rank require a higher base salary than the base salary he or she was receiving on July 15, 2016; and
 2. Any officer whose base salary is below the amount established for his or her years of service and rank in subsection (4) of this section shall receive the base salary he or she qualifies for under the salary schedule for the pay period beginning August 1, 2016; and
- (b) Any officer who is receiving compensation under KRS 16.165 shall not receive any years of service or rank increases during any period that he or she is receiving compensation under KRS 16.165.
- (7) The commissioner may establish additional ranks beyond those provided in the salary schedules established by this section, including the ranks of major, lieutenant colonel, colonel, and executive security detail. If the commissioner establishes any of these ranks, the commissioner shall set forth in a policy the conditions under which an officer may be promoted to the rank, and the salary that the officer will receive while serving in that rank.
- ➔Section 4. KRS 16.080 is amended to read as follows:
- (1) The commissioner shall promulgate administrative regulations for the enlistment, training, *code of ethics*, discipline, and conduct of officers of the department and individuals employed as a Trooper R Class or CVE R Class, and the commissioner may promulgate administrative regulations for the governing and operation of the department as appear to him or her reasonably necessary to carry out the provisions of KRS 16.010 to 16.170.

- (2) The commissioner may require any officer, individual employed as a Trooper R Class or CVE R Class, or civilian who receives or disburses public funds in the course of his or her duties to file a bond, conditioned that he or she will honestly, correctly, and according to law, receive, disburse, and account for all public moneys coming into his or her hands. The commissioner, each officer, and each individual employed as a Trooper R Class or CVE R Class, shall execute a bond to the Commonwealth of Kentucky in the sum of not less than two thousand dollars (\$2,000), conditioned upon the faithful discharge of his or her duties. The premium on the bonds shall be paid by the department. The commissioner, each officer of the department, and each individual employed as a Trooper R Class or CVE R Class shall, before entering upon the discharge of their official duties, take the constitutional oath of office.
- (3) Subject to the provisions of KRS 56.440 to 56.550, the commissioner, with the approval of the Governor and the secretary of the Finance and Administration Cabinet, may acquire real estate or interests therein, by purchase, lease, or otherwise, necessary for the purposes of the department, and, with like approval, provide for the acquisition or construction of necessary buildings and other permanent structures and facilities. Title to any real estate acquired shall be taken in the name of the Commonwealth.

➔Section 5. Whereas recruitment of law enforcement officers to the Department of Kentucky State Police is critically important for public safety in the Commonwealth, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.

Signed by Governor April 11, 2017.