

## CHAPTER 12

### POLICE PROTECTION

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#### **Section 12.1 Department Created**

There is created a police department for the municipality which shall consist of the Chief of Police and as many policemen as may be deemed necessary for safety and good order.

#### **Section 12.2 Department Rules and Regulations**

(a) The police department shall be operated and managed in accordance with departmental rules and regulations as those adopted by the board at a regular or special meeting duly motioned and seconded and recorded in the official minutes of the Village of Folsom. Departmental rules and regulations shall include all existing regulations set forth by motion, resolution and/or ordinance pertaining to the operation and management of the Police Department. As additional regulations become necessary to the management of the police department, each additional regulation shall be included in this ordinance by amendment.

(b) The Chief of Police shall have charge of Police Department and Police Officers. It is his responsibility to ensure that all rules and regulations are followed by himself and his staff. He shall set examples of proper conduct, demeanor and dress.

(1) He shall determine and execute the scheduling needs of his department as to provide the municipality with the best possible protection and safety at all times.

(2) He shall require all police officers representing the Village of Folsom, attend Basic Law Enforcement Training at an accredited school and recommend to the Mayor and the Board any additional Specialized and Advanced Schools available which would be advantageous to the quality of Law Enforcement within the municipality.

(3) He shall submit to the Board an annual itemized budgetary need of his department as to provide efficient enforcement of the law.

(4) He shall keep proper inventory and records of all property belonging to the Police Department with updated copies on file at all times at the Town Hall.

(c) All gas and oil purchased by the police department shall be recorded on a gas voucher and no payment for gas or oil will be made without voucher for each purchase.

(d) All police officers shall put enforcement of the law - Federal, State and Local - before all else, and shall by example promote obedience and respect for all laws, and shall on and off duty remove himself from any conflict of interest, for the betterment of the Village.

(e) No part of this section shall be deliberately misinterpreted to limit the duties of the Chief as to violate his inherited rights to fulfill his oath of office.

### **Section 12.3 Duties of the Chief of Police**

Other than those duties and powers already granted herein the Chief of Police shall

(a) Execute and return all writs and processes as directed by the Mayor.

(b) Serve criminal writ and processes in the Parish and

(c) Within the municipality, suppress all riots, disturbances and breaches of the peace. Apprehend all disorderly persons; pursue and arrest any person fleeing from justice; and apprehend any person in the act of violating the laws of the state or the code of this municipality and bring him before competent authority for examination and trial.

### **Section 12.4 Duties of Police Officers**

(a) All members of the police department shall;

(1) Perform all duties as required by law.

(2) Suppress all riots, disturbances and breaches of the peace; apprehend all disorderly persons in this municipality; and shall pursue and arrest any persons fleeing from justice who may be apprehended within this municipality.

(3) Be the enforcement officers of this municipality and shall see that the provisions of this code and any other municipal regulations and the laws of the state are complied with.

(4) Report offenses as may come to their knowledge to the proper municipal official or they shall report to the Mayor, securing a warrant for the arrests of offenders as shall be directed.

(5) Execute and return all writs and processes to them directed by the Mayor in any action arising under this code.

(6) Shall observe the conditions of the streets, sidewalks, and alleys of this municipality and of any obstruction, nuisance or impediments there and shall take necessary measures to remove or abate them.

(b) Police officers, as are all town employees, are representative of the Village and as such shall govern themselves with the same restrictions as elected officials in regard to accepting any gifts, gratuity or reward in money or other consideration for services rendered in the line of duty to this municipality or to any person, business or agency except lawful salary and that which may be authorized by law.

(c) As an employee of the Village, all police officers shall comply and follow all parts of the Personnel policy (Chapter 6) applicable to his position.

(d) Purchase orders for equipment or supplies must be authorized by the Board. Any purchase charged to the Village without authorization will not be honored by the Village, but the responsibility of person signing invoice.

#### **Section 12.5 Oath of Office**

Before entering upon the duties of his office, each police officer shall take and subscribe to an oath that he will support the constitution and laws of the state, the constitution of the United States and the code of this municipality and that he will faithfully perform the duties of the office upon which he is about to enter.

#### **Section 12.6 Uniforms**

Reserved

#### **Section 12.7 Duties of Citizens to Aid**

It shall be the duty of all persons, when called upon by a police officer, to promptly aid and assist such officer in the discharge of his duties.

Editorial Note: Statutory authority for the establishment of a police force for a municipality is found at L.R.S. 33:401(6) and 402(4). The latter reference dictates that in those municipalities having a vote elected chief of police, all appointments of police personnel shall be made only upon the recommendation of the Chief. L.R.s. 33:423 states that the marshal of the municipality shall be the Chief of Police and

shall have general responsibility for the law enforcement functions in the municipality, thus a municipality may not have separate officials as would violate the statutes. L.R.S. 33:442 states that the marshal shall serve as executive officer of the Mayor's Court. This duty would logically be fulfilled by the Chief of Police. Although L.R.S. 33:381 directs that the chief be vote elected it does provide that municipalities having an appointed Chief of Police as of August 1, 1970 may continue to appoint the official.