

ORDINANCE AMENDING AND RE-ENACTING
CHAPTER 6 AUXILIARY POLICE FORCE
ARTICLE B SECTION 5-6-4, AND
ARTICLE C SECTIONS 5-6-5, 5-6-7, 5-6-8, 5-6-12 AND 5-6-13
OF THE CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

Be it ordained by the Council of the City of Harrisonburg, Virginia:

The following Articles and Sections be amended as shown:

ARTICLE B. - DEFINITIONS

Sec. 5-6-4. - Definitions.

For the purpose of this chapter, the words used herein are defined as follows:

Auxiliary police force. A supplemental police ~~contingent (unit) comprised unit~~ composed of citizen volunteers selectively used to conduct a variety of operational support and administrative assignments.

ARTICLE C. - APPOINTMENT; AUTHORITY AND FUNCTION

Sec. 5-6-5. - Appointment of auxiliary members.

The chief of police shall have the authority to appoint as auxiliary police officers as many persons of good character as he shall deem necessary, not to exceed thirty-five (35) ~~twenty-five (25)~~, and their appointment shall be revocable at any time by the chief of police.

Sec. 5-6-7. - When auxiliary police personnel may be called into service.

The chief of police or the city manager may call into service such auxiliary police officers as may be deemed necessary:

- (1) In time of public emergency;
 - (2) At such times as there are insufficient number of regular police officers to preserve the peace, safety, and good order of the community; ~~and~~
 - (3) At any time for the purpose of training such auxiliary police officers; and
 - (4) To aid and assist regular police officers in the performance of their duties. -
- (Ord. of 4-24-01(2))

- **Sec. 5-6-8. - Powers, immunities of auxiliary police personnel.**

The members of the auxiliary police force, when called into service, shall have all ~~the~~ the powers and authority and all the immunities of full-time law enforcement officers, ~~powers and immunities of constables at common law,~~ subject to such limitations on powers as may from time to time be prescribed in general orders for such auxiliary police force.

(Ord. of 4-24-01(2))

- **Sec. 5-6-12. - Eligibility requirements; application for membership.**

Any citizen of the United States who resides within a one-hour commute of the Public Safety Building ~~is a resident, business owner or employed~~ in the City of Harrisonburg, Virginia, and who is the minimum age of twenty-one (21) ~~between the ages of twenty one (21) and seventy five (75)~~ shall be eligible to make application to become a member of the auxiliary police force. Applicants shall apply and will be selected in the form and manner prescribed by the chief of police.

Sworn auxiliary personnel shall retire from their sworn position at the age of 70. They may continue to serve as administrative personnel in a manner prescribed by the chief of police.

(Ord. of 4-24-01(2); Ord. of 8-28-01)

- **Sec. 5-6-13. - Auxiliary personnel and conflicts of interest.**

Applicants for the auxiliary police force must not be employed in positions presenting a potential conflict of interest as determined by the Chief of Police. ~~They include police officers, security guards, military police officers, civilians in law enforcement positions, and firefighters.~~

This ordinance shall be effective on the _____ day of _____, 2019

ADOPTED AND APPROVED this _____ day of _____, 2019.

MAYOR

ATTEST:

City Clerk