

ORDINANCE NO 2020-06

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LEON, IOWA, 2017, BY ADDING A NEW SECTION REGARDING RESERVE PEACE OFFICERS

BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF LEON, IOWA THAT:

SECTION 1. CHAPTER 31 RESERVE PEACE OFFICERS IS HEREBY CREATED.

**31.01 ESTABLISHMENT OF FORCE.** A force of reserve peace officers is hereby established. The force shall not exceed five (5) members. A reserve peace officer is a volunteer, non-regular, sworn member of the Police Department who will serve with or without compensation and has regular police powers while functioning as the Police Department's representative, and will participate on a regular basis in the agency's activities, including those of crime prevention and control, preservation of the peace and enforcement of the law.

**31.02 TRAINING.** Training for individuals appointed as reserve peace officers shall be facilitated by the Police Department under the direction of the Police Chief, but may be obtained in a community college or other facility selected by the individual and approved by the Police Chief. Training expenses will be the responsibility of the reserve peace officer. All standards and training required under Chapter 80D of the Code of Iowa constitute the minimum standards for police reserve officers. Upon satisfactory completion of training, the Police Chief shall certify the individual as a reserve police officer. There shall be no exemptions from the personal and training standards provided for in this chapter.

**31.03 STATUS OF RESERVE OFFICERS.** Reserve peace officers shall serve as peace officers on the orders and at the discretion of the Police Chief. While in the actual performance of official duties, reserve peace officers shall be vested with the same rights, privileges, obligations and duties as any other peace officer.

**31.04 CARRYING WEAPONS.** A member of the reserve force shall not carry a weapon in the line of duty until he or she has been approved by the Council and certified by the Iowa Law Enforcement Academy Council. After approval and certification, a reserve peace officer may carry a weapon in the line of duty only when authorized by the Police Chief.

**31.05 SUPPLEMENTARY CAPACITY.** Reserve peace officers shall act only in a supplementary capacity to the regular force and shall not assume full-time duties of regular peace officers without first complying with all the requirements of regular peace officers.

**31.06 SUPERVISION OF OFFICERS.** Reserve peace officers shall be subordinate to the Police Chief, shall not serve as peace officers unless under the direction of the Police Chief, and shall wear a uniform prescribed by the Police Chief, unless that superior officer designates alternate apparel for use when engaged in assignments involving special investigations, civil process, court duties, jail duties and the handling of mental patients. The reserve peace officer shall not wear an insignia of rank.

**31.07 NO REDUCTION OF REGULAR FORCE.** There shall be no reduction of the authorized size of the regular law enforcement department of the City because of the establishment or utilization of reserve peace officers.

**31.08 COMPENSATION.** While performing official duties, each reserve peace officer shall be considered an employee of the City and shall be paid a minimum of \$1.00 per year. The Council may provide additional monetary assistance for the purchase and maintenance of uniforms and equipment used by reserve peace officers.

**31.09 BENEFITS WHEN INJURED.** Hospital and medical assistance and benefits, as provided in Chapter 85 of the Code of Iowa, shall be provided by the Council to members of the reserve force who sustain injury in the course of performing official duties.

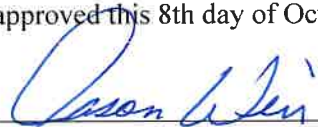
**31.10 LIABILITY AND FALSE ARREST INSURANCE.** Liability and false arrest insurance shall be provided by the City to members of the reserve force while performing official duties in the same manner as for regular peace officers.


**31.11 NO PARTICIPATION IN PENSION FUND OR RETIREMENT SYSTEM.** This chapter shall not be construed to authorize or permit a reserve peace officer to become eligible for participation in a pension fund or retirement system created by the laws of the State and of which regular peace officers may become members.

SECTION II. ALL ORDINANCES OR PARTS OF ORDINANCES WHICH CONFLICT HEREWITH ARE REPEALED

SECTION III. SEVERABILITY CLAUSE. IF ANY SECTION, PROVISION, OR PART OF THIS ORDINANCE SHALL BE ADJUDGED INVALID OR UNCONSTITUTIONAL, SUCH ADJUDICATION SHALL NOT AFFECT THE VALIDITY OF THE ORDINANCE AS A WHOLE OR ANY SECTION, PROVISION, OR PART THEREOF NOT ADJUDGE INVALID OR UNCONSTITUTIONAL.

SECTION IV. **WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval and publication as provided by law. Passed by the Council on the 8th day of October 2020 and approved this 8th day of October 2020.

  
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MAYOR

  
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CITY CLERK

First Reading: 10-8-20

Second Reading: Waived 10-8-20

Third Reading: Waived 10-8-20

I certify that the foregoing was published as Ordinance No. 880-6 on the 14 day of October, 2020.

  
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City Clerk