

## TITLE 20. POLICE

- Chapter 1. Police Department, 20-1-1.**  
**Chapter 2. City Marshal, 20-2-1 to 20-2-3.**  
**Chapter 3. Police Officers, 20-3-1.**

### Chapter 1. Police Department

20-1-1 Creation of Police Department.

**20-1-1. Creation of Police Department.** There is hereby created the Clinton City Police Department.

*History: 12/75*

### Chapter 2. City Marshal

- 20-2-1. City Marshal.  
 20-2-2. Marshal's Powers and Duties.  
 20-2-3. Report to City Council.

**20-2-1. City Marshal.** The head of the police department shall be the city marshal, who shall also be ex-officio chief of police.

*History: 12/75, 9/84*

**20-2-2. Marshal's Powers and Duties.** In addition to those powers and duties applicable to police officers and enumerated in paragraph 20-3-1 of this title, the marshal shall:

- (1) Be responsible for direction and control of said police department and all deputy policemen.
- (2) Perform all functions and exercise all powers conferred upon him by the city's code and ordinances or by other competent authority.
- (3) Establish ranks, grades, and positions in said department and designate the authority and responsibility of each rank, grade, and position.
- (4) Establish for said department standards and qualifications and fix prerequisites of training, education, and experience for each rank, grade, and position; make recommendations to the city council for salaries for each rank, grade, and position.
- (5) Appoint such personnel to each rank, grade, and position as are deemed by him to be necessary for the efficient operation and administration of said department, after said opening in the department is approved by the city council.

(6) Discharge, demote, or temporarily suspend any employee in said department.

(7) Prescribe uniforms to be worn and equipment to be used by employees of said department.

(8) Charge against each employee of said department the value of any property of the city lost or destroyed through the negligence of such employee.

(9) Establish, with the approval of the city council or with the city manager, if the city council delegates, the terms and conditions under which expense allowance should be paid to any employee while he is away from his station.

(10) Formulate such rules and regulations governing said department as from time to time appear to him advisable.

*History: 12/75*

**20-2-3. Report to City Council.** The city marshal shall from time to time and upon request of the mayor make a report to the city council of the affairs and conditions of his department, which report shall include a statement on the conduct of various deputies with relation to their employment and the execution of other duties. The mayor may require the chief of police to attend any meeting of the city council for the purpose of examination as to the conduct and affairs of his office or to receive any orders from the mayor or city council.

*History: 12/75, 9/84*

### Chapter 3. Police Officers

20-3-1. Powers and Duties.

**20-3-1. Powers and Duties.** In addition to those powers conferred upon constables by law, all police officers of said department shall have the following powers and duties:

(1) General powers and duties. It shall be the duty of the police force of this city to preserve the public peace, prevent crime, detect and arrest offenders, suppress riots, protect persons and property, remove nuisances existing in the public streets, roads, and highways, enforce every law relating to the suppression of offenses, and perform all duties enjoined upon them by law.

(2) Service of process. All police officers when called upon or directed so to do by a court of competent jurisdiction shall serve all legal process, civil or

criminal, and shall serve all warrants of arrest and take into custody any person ordered arrested by the justice of the peace of Clinton City or any other court of competent jurisdiction, and in the administration of justice shall faithfully and promptly carry out and execute any such lawful order.

(3) Right of arrest. The members of the police department shall have the power and authority, without process, to arrest and take into custody any person who shall commit or threaten or attempt to commit in the presence of any such offender, or within his view, any breach of the peace, or any offense directly prohibited by the laws of this state or by any provisions of the code or ordinances of this city.

*History: 12/75, 9/84*