

CHAPTER 10

LAW ENFORCEMENT

(POLICE DEPARTMENT AND MUNICIPAL JUDGE)

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ARTICLE I. POLICE DEPARTMENT

SECTION 10-1. ESTABLISHED; COMPOSITION.

There is hereby established a police department for the city to be composed of a chief of police, and such number of subordinate policemen of such rank as the city council shall from time to time, determine.

SECTION 10-2. SUPERVISION OF POLICEMEN.

All police officers of the City, regular or special, full-time or part-time, shall be under the supervision of the chief of police. The chief of police shall be under the supervision of the city administrator.

SECTION 10-3. DUTIES; GENERALLY.

- (a) Chief of Police. It shall be the duty of the chief of police to see that all provisions of this code and ordinances of the city are duly enforced and to perform such other duties as the city council may require of him, or that are required by the provisions of this code and ordinances of the city.
- (b) Policemen duties. The policemen of the city shall possess all the privileges and be subject to all the duties imposed upon such officers by state law, this code and ordinances of the city.
- (c) A policeman shall swear out a complaint against anyone known to have committed a crime.
- (d) The chief of police shall perform such other duties as the city council shall, from time to time, direct, and all other duties as provided by the laws of the state.

SECTION 10-4. PLACING AND MAINTENANCE OF TRAFFIC CONTROL DEVICES.

The chief of police or his agent is authorized to and shall place and maintain such traffic control devices upon city streets and highways as are necessary to carry out provisions of this Code or to regulate, warn or guide traffic.

SECTION 10-5. IMPERSONATING A POLICE OFFICER.

It shall be unlawful for any person to falsely represent himself to be a public officer, chief of police, policeman, sheriff, deputy sheriff, justice of the peace, coroner, notary public, attorney-at-law or other public official or peace officer of any character whatsoever.

SECTION 10-6. REFUSING TO AID OFFICER.

Whoever, upon command, refused or knowingly fails to reasonably aid a person known by him to be a police officer in apprehending a person whom the officer is authorized to apprehend or to prevent the commission by another of any crime shall be guilty of a misdemeanor.

SECTION 10-7. RESISTING ARREST; OBSTRUCTION.

It shall be unlawful for any person to hinder, obstruct, resist or otherwise interfere with any police officer in the discharge of his official duties; or to resist or attempt to prevent such officer from making a lawful arrest; or aid, abet, counsel or advise any person to do any of the above.

SECTION 10-8. AIDING PERSONS TO ESCAPE CUSTODY.

It shall be unlawful to attempt to rescue, or in any manner assist in the escape of, any person in the custody of a peace officer.

SECTION 10-9. ESCAPE FROM LAWFUL ARREST OR DETENTION.

It shall be unlawful for any person lawfully detained by a law enforcement officer pursuant to an arrest or any lawful detention for the protection of the person detained or for the protection of society to escape or attempt to escape from such lawful detention.

SECTION 10-10. PENALTIES.

Any person convicted of violating the provisions of Section 10-5 Impersonating a Police Officer, or 10-7 Resisting Arrest; Obstruction, or 10-8 Aiding Persons to Escape Custody, or 10-9 Escape From Lawful Arrest or Detention, shall be guilty of a misdemeanor and may be punished by a fine of not more than the maximum allowable by law and/or imprisonment for a period up to the maximum allowable by law.

ARTICLE II. MUNICIPAL JUSTICE

SECTION 10-11. APPOINTMENT; QUALIFICATIONS; TERM.

SECTION 10-11. APPOINTMENT; QUALIFICATIONS; TERM.

- (a) The municipal justice shall be appointed by the mayor with the consent of the city council.
- (b) The municipal justice shall be a qualified elector and resident of the City of Kemmerer; provided, however, said residence and elector requirements provided herein shall not apply to a justice of the peace who also serves as municipal justice.
- (c) The term of office of municipal justice shall be the same as the terms of other appointed officers of the city unless previously removed for good cause as provided by Wyoming State law.

SECTION 10-12. COMPENSATION.

The city council, shall, from time to time, establish the salary to be paid the municipal justice which salary shall be no less than One Thousand Two Hundred Dollars (\$1,200.00) per year, payable in monthly installments.

SECTION 10-13. BOND.

The municipal justice shall execute and deliver to the City of Kemmerer a bond in the penal sum of One Thousand Five Hundred Dollars (\$1,500.00), with two (2) or more sureties, or with a duly qualified surety company authorized to do business within the State of Wyoming. The bond shall be conditioned on the performance of his duties in accordance with law and ordinance of the city including the duty to turn over to the parties entitled or as prescribed by the ordinance of the city all monies collected by him by virtue of his office.

SECTION 10-14. COURT COSTS.

The court costs for municipal court shall be Ten Dollars (\$10.00) or such other amount within the lawful limits as the city council may, from time to time, designate by Resolution.