

TITLE 6**LAW ENFORCEMENT****CHAPTER****1. POLICE AND ARREST.****CHAPTER 1****POLICE AND ARREST¹****SECTION**

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6-101. Police officers subject to chief's orders. All police officers shall obey and comply with such orders and administrative rules and regulations as the police chief may officially issue. (1993 Code, § 6-101)

6-102. Police officers to preserve law and order, etc. Police officers shall preserve law and order within the city. They shall patrol the city and shall assist the city court during the trial of cases. Police officers shall also promptly serve any legal process issued by the city court. (1993 Code, § 6-102)

6-103. Police officers to wear uniforms and be armed. All police officers shall wear such uniform and badge as the city council shall authorize and shall carry a service pistol and billy club at all times while on duty unless otherwise expressly directed by the chief for a special assignment. (1993 Code, § 6-103)

¹Municipal code reference

False alarms ordinance: title 20, chapter 2.

Issuance of citations in lieu of arrest in traffic cases: title 15, chapter 7.

6-104. When police officers to make arrests.¹ Unless otherwise authorized or directed in this code or other applicable law, an arrest of the person shall be made by a police officer in the following cases:

(1) Whenever he is in possession of a warrant for the arrest of the person;

(2) Whenever an offense is committed or a breach of the peace is threatened in the officer's presence by the person; and

(3) Whenever a felony has in fact been committed and the officer has reasonable cause to believe the person has committed it. (1993 Code, § 6-104)

6-105. Police officers may require assistance. It shall be unlawful for any person to willfully refuse to aid a police officer in maintaining law and order or in making a lawful arrest when such a person's assistance is requested by the police officer and is reasonably necessary. (1993 Code, § 6-105)

6-106. Disposition of persons arrested. Unless otherwise authorized by law, when a person is arrested for any offense other than one involving drunkenness, he shall be brought before the court for immediate trial or allowed to post bond. When the arrested person is drunk or when the judge is not immediately available and the alleged offender is not able to post the required bond, he shall be confined. (1993 Code, § 6-106, modified)

6-107. Deposit of license in lieu of bail. (1) Deposit allowed. Whenever any person lawfully possessing a chauffeur's or operator's license theretofore issued to him by the Tennessee Department of Safety, or under the driver licensing laws of any other state or territory or the District of Columbia, is issued a citation or arrested and charged with the violation of any city ordinance or state statute regulating traffic, except those ordinances and statutes, the violation of which call for the mandatory revocation of a operator's or chauffeur's license for any period of time, such person shall have the option of depositing his chauffeur's or operator's license with the officer or court demanding bail in lieu of any other security required for his appearance in the city court of this city in answer to such charge before said court.

(2) Receipt to be issued. Whenever any person deposits his chauffeur's or operator's license as provided, either the officer or the court demanding bail as described above, shall issue the person a receipt for the license upon a form approved or provided by the department of safety, and thereafter the person shall be permitted to operate a motor vehicle upon the public highways of this state during the pendency of the case in which the license was deposited. The

¹Municipal code reference

Issuance of citations in lieu of arrest in traffic cases: title 15, chapter 7.

receipt shall be valid as a temporary driving permit for a period not less than the time necessary for an appropriate adjudication of the matter in the city court, and shall state such period of validity on its face.

(3) Failure to appear - disposition of license. In the event that any driver who has deposited his chauffeur's or operator's license in lieu of bail fails to appear in answer to the charges filed against him, the clerk or judge of the city court accepting the license shall forward the same to the Tennessee Department of Safety for disposition by said department in accordance with the provisions of *Tennessee Code Annotated*, § 55-50-801, *et seq.* (1993 Code, § 6-107)

6-108. Police department records. The police department shall keep a comprehensive and detailed daily record in permanent form, showing:

(1) All known or reported offenses and/or crimes committed within the corporate limits;

(2) All arrests made by police officers; and

(3) All police investigations made, funerals convoyed, fire calls answered, and other miscellaneous activities of the police department. (1993 Code, § 6-108)

6-109. Mutual aid agreement with other local governments.¹ The City of Decherd Police Department may respond in emergency situations at the request of other local governments. The police department is not obligated to respond.

(1) The police department may respond to calls for assistance only upon the request for such assistance made by the senior officer in charge of the agency requesting such assistance.

(2) The authority to respond to such a request will be made by the chief of police, his designated assistant, or the officer in charge.

(3) The police department may provide whatever equipment and personnel as deemed appropriate up to a maximum of fifty percent (50%) of its personnel and resources.

(4) The police department's response will be determined by the severity of the emergency in the requesting department's jurisdiction as determined by the chief of police or officer in charge and the senior officer in charge requesting the assistance.

(5) The Decherd Police Department may return to its own jurisdiction at the discretion of the chief of police or the officer in charge for the City of Decherd.

¹Municipal code reference

Mutual aid agreements: title 20.

(6) Compensation for this mutual aid agreement will be made in an in-kind manner. (1993 Code, § 6-109)