

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

- 6-101. Policemen subject to chief's orders.
- 6-102. Policemen to preserve law and order, etc.
- 6-103. Policemen to wear uniforms and be armed.
- 6-104. When policemen to make arrests.
- 6-105. Policemen may require assistance.
- 6-106. Disposition of persons arrested.
- 6-107. Police department records.
- 6-108. Auxiliary police force.

**6-101. Policemen subject to chief's orders.** All policemen shall obey and comply with such orders and administrative rules and regulations as the police chief may officially issue. (1979 Code, § 1-401)

**6-102. Policemen to preserve law and order, etc.** Policemen shall preserve law and order within the city. They shall patrol the city and shall assist the city court during the trial of cases. Policemen shall also promptly serve any legal process issued by the city court. (1979 Code, § 1-402)

**6-103. Policemen to wear uniforms and be armed.** All policemen shall wear such uniform and badge as the city manager 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. (1979 Code, § 1-403)

**6-104. When policemen to make arrests.**<sup>1</sup> Unless otherwise authorized or directed in this code or other applicable law, an arrest of the person shall be made by a policeman in the following cases:

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<sup>1</sup>Municipal code reference

Traffic citations, etc.: title 15, chapter 7.

- (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.
- (3) Whenever a felony has in fact been committed and the officer has reasonable cause to believe the person has committed it. (1979 Code, § 1-404)

**6-105. Policemen may require assistance.** It shall be unlawful for any person willfully to refuse to aid a policeman in making a lawful arrest when such a person's assistance is requested by the policeman and is reasonably necessary. (1979 Code, § 1-405)

**6-106. Disposition of persons arrested.** Unless otherwise authorized by law, when a person is arrested he shall be brought before the city court for immediate trial or allowed to post bond. When the city judge is not immediately available and the alleged offender does not post the required bond, he shall be confined. (1979 Code, § 1-406)

**6-107. 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 policemen.
- (3) All police investigations made, funerals convoyed, fire calls answered, and other miscellaneous activities of the police department. (1979 Code, § 1-407)

**6-108. Auxiliary police force.** There is hereby created an auxiliary police force of the City of Pigeon Forge whose function is to supplement the Pigeon Forge police force:

- (1) The auxiliary police is a volunteer organization, the members of which have enrolled as a civic service to assist the regular police force of the Pigeon Forge Police Department. All auxiliary officers will be sworn in by the city recorder. All bonding and liability insurance shall be paid by the city. When performing their duties as auxiliary police and operating under the direction of the Pigeon Forge Police Department, auxiliary police shall have the full rights and authority, and be subject to such regulations, as established by state and local laws for regular police officers.
- (2) The chief of police shall have cognizance and control of the organization, government, administration, operation and discipline of the auxiliary police.
- (3) The numerical membership of the auxiliary police shall be designated by the city manager.

(4) No exception to any of the rules and regulations of the auxiliary police shall be made without express approval of the chief of police.

(5) Applicants for the auxiliary police must possess the following qualifications of membership:

(a) Must be at least 21 years of age and not have attained their 56th birthday.

(b) Must be a citizen of the United States.

(c) Must have no physical defects which would impair their ability to properly perform police duties.

(d) Have never been convicted of a felony, serious misdemeanor, gambling offense or series of offenses which indicate a disregard for constituted authority.

(e) Must be of excellent character and bear a good reputation in the community.

(f) Must have the approval of a majority of the membership of the auxiliary police.

(g) Must have the approval of the chief of police and the city manager.

(6) The order of the designation of rank in the auxiliary police shall be:

(a) sergeant

(b) patrolman

(7) Seniority of the members of the auxiliary police shall be determined in the following order:

(a) by rank

(b) by length of service in the auxiliary police

(c) by length of time served in rank

(8) All rated officers shall be elected by the members of the auxiliary police after being nominated for the office by the members. Such nomination and election shall take place at the first regular meeting of the auxiliary police in January of each year. The term of office of those elected shall be for one year dated from the date of installation. The installation of office shall be held at the first regular meeting following said election.

(9) The following qualifications are necessary for nomination to office:

(a) Membership for a period of not less than one year.

(b) Satisfactory performance of all duties during the preceding year.

(c) Must hold the minimum rating of auxiliary patrolman.

(d) Must have the approval of the chief of police.

(10) The sergeant of the auxiliary police is charged with and responsible for the proper training, discipline, efficiency and administration of the auxiliary police and the police department, and shall be responsible for the proper performance of any duties and/or details assigned to the auxiliary police by the chief of police. He shall furnish the chief of police with a current classified

roster of the auxiliary personnel, and, when applicable, shall also furnish a list of applicants for membership, and nominees for office. He shall call a regular meeting of the auxiliary police at least once a month and shall preside over the same. He shall delegate authority to the next ranking officer present to act as commander in the latter's absence.

(11) The sergeant of the auxiliary police shall act with the advice and approval of the chief of police, and will exercise such authority and supervision over the functions of the auxiliary police as the chief of police may assign to him.

(12) A patrolman of the auxiliary police shall be appointed by the auxiliary sergeant and approved by the chief of police and city manager. He shall possess the following qualifications:

(a) Be qualified to carry firearms.

(b) Have sufficient training and knowledge to enable him to discharge his police duties.

(13) All auxiliary police shall be governed by such rules and regulations of the Pigeon Forge Police Department as, in the opinion of the chief of police are applicable to them.

(14) Members of the auxiliary police, in the performance of their designated duties, shall be subject to the supervision and direction of their superior officers and the officers of the regular police force.

(15) All regular police officers are senior to auxiliary police officers, regardless of rank.

(16) Members of the auxiliary police shall properly perform such duties as are assigned to them by their superior officers.

(17) Upon reporting for duty, auxiliary police shall be assigned to their duties by the chief of police or ranking regular officer at his discretion.

(18) Auxiliary police shall at all times, while on duty, wear the designated uniform and equipment of that organization, unless specifically assigned by the chief of police or other regular rated officer of the police department to do otherwise.

(19) Auxiliary police members shall not engage in any special duty, plainclothes duty, or group duty, unless the same shall have been authorized by the chief of police. Special duty shall include but not be limited to working ball games and parades.

(20) Auxiliary police may be assigned to patrol units with regular police officers. Auxiliary police will assist only at the specific direction of the regular police officer.

(21) No member of the auxiliary police shall be permitted to carry firearms until such time as he has met the following qualifications:

(a) Minimum of six months service with the auxiliary police.

(b) Or, minimum of 100 hours of auxiliary police duty.

(c) Passing score on the regular police pistol course.

(d) Approval of the chief of police, provided however, that should an auxiliary police officer be able to produce evidence to the satisfaction of the chief of police and city manager that he has met the above qualifications within the last two years, he is therefore qualified to carry firearms.

(22) Any complaints or charges against any auxiliary police member shall be investigated by the auxiliary commander, who shall submit a written report to the chief of police with recommendations as to final disposition.

(23) The chief of police may discharge a member of the auxiliary police, either with or without charges being filed, by notice in writing to such member after investigation.

(24) Continuance of membership depends upon the obedience to orders, satisfactory performance of duty, good behavior and the willingness by members to perform a minimum of 16 hours of duty each month, unless sick or otherwise excused by the chief of police. (1979 Code, § 1-408)