

TOWN OF MORGANTOWN, INDIANA

ORDINANCE 2024-08

**AN ORDINANCE FIXING THE NUMBER OF DEPUTY
MARSHALS AND POLICE RESERVE OFFICERS**

WHEREAS, pursuant to I.C. §36-5-7-6(a), the Town Council for the Town of Morgantown shall by ordinance fix the number of Town deputy marshals;

WHEREAS, the Town Council, by prior Ordinance, fixed the number of Town deputy marshals at two (2);

WHEREAS, the Morgantown Town Marshal has requested that the number of Town deputy marshals be increased to up to six (6);

WHEREAS, pursuant and subject to I.C. §36-8-3-20, the Town Council for the Town of Morgantown may provide for any number of police reserve officers;

WHEREAS, the Morgantown Town Marshal has requested that police reserve officers be authorized and that the Town Council provide for up to ten (10) Town police reserve officers;

NOW, THEREFORE, BE IT ORDAINED by the Town Council for the Town of Morgantown, Indiana, as follows:

Section 1. Pursuant to Indiana Code Section 36-5-7-6(a) the number of Morgantown deputy marshals who shall be employees of the Town and have all duties, powers, and liabilities of the Town Marshal in executing the orders of the Town Council or enforcing laws, as set forth in and pursuant to Indiana Code Sections 36-5-7-4 and 6(a), is hereby increased to six (6).

Section 2. Pursuant to Indiana Code Section 36-8-3-20(e), the number of Morgantown police reserve officers, who shall not be employees of the Town or members of the Town's regular police department, is hereby increased to ten (10).

Section 3. Pursuant to Indiana Code Section 36-8-3-20(e), Morgantown police reserve officers shall have all the same police powers as regular members of the Town's police department, except as may be limited by department rules.

Section 4. A Town police reserve officer may not be appointed until the officer has completed the training and probationary period specified by rules of the Morgantown Police Department. A Town police reserve officer may not:

- (1) make an arrest;
- (2) conduct a search or a seizure of a person or property; or
- (3) carry a firearm;

unless the police reserve officer successfully completes a pre-basic course under Indiana Code Section 5-2-1-9(f).

Section 5. To the extent the Town Council appropriates money and authorizes the expenditures, Town police reserve officers may receive any of the following:

- (1) A uniform allowance.
- (2) Compensation for time lost from other employment because of court appearances.
- (3) Insurance for life, accident, and sickness coverage.

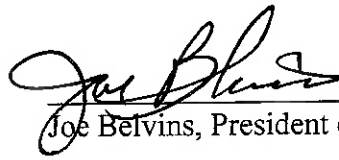
Section 6. After June 30, 2015, a police reserve officer who has satisfactorily completed pre-basic training and has been appointed to a law enforcement department or agency on either a full-time or part-time basis is not eligible for continued employment unless the police reserve officer satisfactorily completes the mandatory in-service training requirements established by rules adopted by the law enforcement training board (created by IC 5-2-1-3). Inservice training must include training in interacting with persons with mental illness, addictive disorders, intellectual disabilities, autism, developmental disabilities, and Alzheimer's disease or related senile dementia, to be provided by persons approved by the secretary of family and social services and the board. The Inservice training must also concern human and sexual trafficking and high-risk missing persons (as defined in IC 5-2-17-1). The board may approve courses offered by other public or private training entities, including postsecondary educational institutions, as necessary in order to ensure the availability of an adequate number of in-service training programs. The board may waive a police reserve officer's in-service training requirements if the board determines that the police reserve officer's reason for lacking the required amount of in-service training hours is due to either of the following:

- (1) An emergency situation.
- (2) The unavailability of courses.

Section 7. All other applicable provisions of Indiana Code Chapter 36-5-7 and Indiana Code Section 36-8-3-20 are hereby incorporated into this Ordinance by reference.

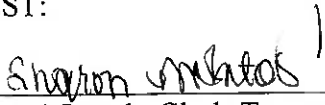
This Ordinance shall be Effective upon passage and repeals and replaces all prior ordinances and parts of ordinances with which it is in conflict.

Introduced and adopted by unanimous consent and the affirmative vote of at least four (4) members of the Morgantown Town Council, present at the Council's regular meeting on November 11, 2024.



Joe Belvins, President of the Town Council

ATTEST:



Sharon McIntosh, Clerk-Treasurer