

Fullerton, CA Municipal Code

## **Chapter 2.36 RESERVE POLICE FORCE**

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### **2.36.10 Created and established.**

A. A Reserve Police Force (hereinafter referred to as the "Force") is created and established as an organization which shall be composed of persons who shall have been appointed and sworn in as members thereof (sometimes hereinafter referred to in the singular as "member" or in the plural as "members") by the Chief of Police (hereinafter referred to as the "Chief") or by an authorized person designated by the Chief for such purpose.

B. Members shall be volunteer workers only and shall not be deemed to be employees of the City or of the Police Department for any purpose other than for the purposes of Section 2.36.080.

C. The Reserve Police Force shall be separate and distinct from the Police Department of the City.

D. The services of this organization shall not be used in any manner that would circumvent the building up or the maintenance of the regular department at its proper strength. (Ord. 2317 (part), 1980).

### **2.36.20 Qualifications for membership.**

A. The Chief of Police, with the assistance of the Personnel Department, shall establish the requirements to be met by persons to qualify to become members of the Force. Such requirements shall include, but need not be limited to physical, mental, aptitude, personality inventory and character standards. The mandatory training of such persons in all fields of police work and activity, in accordance with the Commission on Peace Officer Standards and Training or at the discretion of the Chief, shall establish better or higher standards. It shall be the duty of the Chief to provide such training, and any further training to members for whom he may deem it necessary or desirable.

B. The City Physician, as designated by the Personnel Department, shall determine the physical fitness of persons to become members and of members to continue as such.

C. Whenever all of the requirements to qualify to become a member shall have been met by any person, he may be appointed and sworn in as a member by the Chief or by any authorized person designated by the Chief for such purpose. However, the Chief or any such designated subordinate, with or without cause thereof, need not appoint and swear in any particular person or member.

D. The Chief, with or without cause therefor, may terminate any member at any time, and any member may resign as such at any time by written notification thereof to the Chief. Any member who shall cease to be such shall surrender, at the time he shall cease to be such, all property of the City which shall have been issued to him pursuant to the provisions of this chapter or otherwise.

E. The Chief, by order, may either decrease the number of members of the force or, subject to budget restrictions and limitations, increase the number of members thereof. (Ord. 2705 § 1, 1990; Ord. 2317 (part), 1980).

#### **2.36.030 Control and rules and regulations.**

The Chief, subject to the restrictions and limitations contained in this chapter, shall have complete authority and control over the Force and its members and may delegate the exercise thereof in whole or in part to any of his subordinates. The Chief or any of his subordinates whom he shall have designated therefor may establish by order, which may change from time to time, rules and regulations governing the Force and its members providing for the maintenance of discipline and assigning of each member to perform police duties in a patrol car, with or without a member of the Police Department (hereinafter referred to as a "regular police officer"), in traffic control, in crowd control, or in specialized assignments. (Ord. 2317 (part), 1980).

#### **2.36.040 Minimum assignments and expenses.**

Each member of the Force shall serve as such for at least sixteen hours each calendar month. Force members will not receive salary, wages or compensation for services rendered; however, at the discretion of the Chief, reimbursement can be made for expenses incurred in the line of duty and any hourly compensation for court appearances and special services will be paid on an hour- for-hour basis. (Ord 2705 § 2, 1990; Ord. 2317 (part), 1980).

#### **2.36.050 Status as peace officer.**

Each member, while serving as such, shall have status as a police officer or as a peace officer as provided by Section 830.6(a) of the California Penal Code and as such shall have the same power and authority, except to the extent that the same may be restricted or limited by the Chief, as does a regular police officer while he is serving as such. However, each member, at all times other than while serving as such, shall not have status as a police officer or as a peace officer, shall not have any power, authority, or duties as a police officer or as a peace officer, and shall not represent, identify, or hold himself out to be a police officer or a peace officer. (Ord. 2317 (part), 1980).

#### **2.36.60 Equipment.**

A. Each member of the Force shall be issued, at City expense and at no expense to him, items as follows: equipment which shall include but need not be limited to a regulation police baton, a regulation belt and holster, handcuffs and case, and an ammunition pouch, all of which shall be identical to those issued to a regular police officer; and an identification card and badge shall show him as being a member of the Reserve Police Force.

B. Each member, while serving as such, shall wear, display or carry, as the case may be, every item, except as hereunder provided, which shall have been issued to him as a member, whether or not hereinabove mentioned. Each member, at all times other than while serving as such, shall not wear, display or carry, as the case may be, any such item unless he shall do so in such a manner that the item, if it were to be seen by another person, could not be identified by him as being one issued to a regular police officer or to a member of the force. At these times he shall not carry any firearm unless he shall have qualified for and received a gun permit signed by the Chief. Each item which shall be issued to a member, whether or not hereinabove mentioned, shall remain and be the property of the City. (Ord. 2705 § 3, 1990; Ord. 2317 (part), 1980).

#### **2.36.070 Duties of members.**

The duties of the Reserve Police Force shall be to assist the regular members of the Police Department in the enforcement of the law and the maintenance of peace and order. The Chief may prescribe other duties than those mentioned herein to be performed by the Reserve Police Force. (Ord. 2317 (part), 1980).

#### **2.36.080 Compensation in event of injury, disability or death of members of force.**

For the purposes of this section, each member of the Force shall be entitled to Worker's Compensation benefits in accordance with the Labor Code, Section 3362.5, of the State of California. (Ord. 2705 § 4, 1990; Ord. 2317 (part), 1980).